

79 - 1313

ORDINANCE NO. 4554

AN ORDINANCE authorizing condemnation of property for the construction of the Preston-Snoqualmie Falls Trail.

STATEMENT OF FACTS

1. The King County Council on November 22, 1978 by Ordinance No. 3969, did adopt the 1979 Annual Budget for King County, and did provide therein for the Capital Budget and Program, which included the Capital Improvement Program.

2. The King County Capital Improvement Program provides for the King County Bicycle Facilities Plan.

3. The King County Bicycle Facilities Plan provides for the acquisition of lands for a trail from Preston to Snoqualmie Falls.

4. In order to acquire the property and property rights required to construct the Preston-Snoqualmie Falls Trail, it is necessary for King County to condemn certain lands and property rights and rights in property for public purposes as hereinafter more particularly set forth.

5. The King County Council finds that the public health, safety, necessity, convenience and welfare demand that the Preston-Snoqualmie Falls Trail be constructed in accordance with the King County Capital Budget and Program, and that certain properties, property rights and rights in property be condemned, appropriated, taken and damaged for the construction of said trail, as provided in this ordinance.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. The King County Council has deemed it necessary and in the best interest of the citizens of King County that the lands hereinafter described, and other property rights and/or rights in property be condemned, appropriated, taken and damaged for the purpose of constructing the Preston-Snoqualmie Falls Trail, subject to the making, or paying of just compensation to the owners thereof in the manner provided by law.

LEGAL DESCRIPTION

Parcel A
All that portion of abandoned Burlington Northern Railroad being 50 feet wide over and across the South half of the SE 1/4 of Section 29, Township 24 North, Range 7 East, W.M., in King County Washington.

1 Parcel B

2 All that portion of abandoned Burlington Northern Railroad being 50
3 feet wide over and across the East half of the NE 1/4 of Section 32, Town-
4 ship 24 North, Range 7 East, W.M., except that portion that was deeded
5 to Robert W. Sheehan and Marie K. Sheehan, Joseph E. Wilson and Beverly A.
6 Wilson, and James Marek and Rosella A. Marek, by deed dated, September
7 13, 1976, and recorded in the Records of King County, Washington.

8 Parcel C

9 All that portion of abandoned Burlington Northern Railroad being 100
10 feet wide over and across the SW 1/4 of the NW 1/4 and the NW 1/4 of
11 the NW 1/4 and the NE 1/4 of the NW 1/4 of Section 33, Township 24
12 N., Range 7 East, W.M., in King County, Washington.

13 Also, all that portion of the NE 1/4 of the NW 1/4 of Section 33,
14 Township 24 North, Range 7 East, W.M., in King County, Washington,
15 lying Northwesterly of a line distant 50 feet Northwesterly from
16 and parallel with the centerline of the Right-of-Way of the Grantor,
17 as the same was originally constructed upon, over and across said
18 land containing 2.97 acres, more or less; also that portion of the
19 NE 1/4 of the NW 1/4 of said Section 33, lying between a line 50
20 feet Southeasterly from and parallel with the centerline of said
21 Right-of-Way as the same was originally constructed and located upon
22 said NE 1/4 of the NW 1/4 and a line distant 100 feet Southeasterly
23 from and parallel with the centerline of the Right-of-Way as the
24 same was located and constructed upon said NE 1/4 of NW 1/4 of
25 Section 33 and extending in a Southwesterly direction from a line
26 drawn at right angles to the centerline of said Right-of-Way at a
27 point known as Station 1395+00 and extending in a Southwesterly
28 direction, a distance of 230 feet, more or less, to the West line
29 of said NE 1/4 of NW 1/4 of Section 33, containing 0.30 acre, more
30 or less.

31 Parcel D

32 All that portion of abandoned Burlington Northern Railroad being 100
33 feet wide over and across the SE 1/4 of the SW 1/4; the NE 1/4 of
the SW 1/4; the NW 1/4 of the SE 1/4; the SW 1/4 of the NE 1/4; the
East half of the NE 1/4: Section 28, Township 24 North, Range 7 East,
W.M., in King County, Washington. Also an additional strip 50 feet
in width in the NW 1/4 of the SE 1/4 of said Section 28 on the North-
westerly side of said Right-of-Way lying between lines distant 50 feet
and 100 feet respectively from and parallel with the centerline of
said Right-of-Way and between lines drawn at right angles thereto at
point known as Stations 1426 and 1429, containing in all 4.88 acres,
more or less.

Also, the Northwesterly 50 feet of the following described tract
of land: Beginning at the intersection of the Southeasterly boundary
line of said Grantor's 100-foot Right-of-Way with the East line of
the NE 1/4 of Section 28, Township 24 North, Range 7 East, W.M.;
thence Southwesterly along said boundary line a distance of 850 feet;
thence Southeasterly, at right angles to said boundary line, to
the Northerly line of State Road No. 2; thence Easterly along said
Northerly line to the East line of said NE 1/4; thence North along
said East line to the point of beginning, in King County, Washington.

Parcel E

All that portion of abandoned Burlington Northern Railroad being 100
feet wide over and across the NW 1/4 of the NW 1/4 of Section 27,
Township 24 North, Range 7 East, W.M., in King County, Washington.

Parcel F

All that portion of abandoned Burlington Northern Railroad being 100
feet wide over and across the South half of the SW 1/4, the West half

1 of the SE 1/4, the South half of the NE 1/4 and the NE 1/4 of the
 2 SE 1/4 of Section 22, Township 24 North, Range 7 East, W.M., in
 King County, Washington.

3 Parcel G

4 All that portion of abandoned Burlington Northern Railroad being 100
 5 feet wide over and across the SW 1/4 of the NW 1/4, the N 1/2 of the SW
 6 1/4 and the N 1/2 of the SE 1/4 of Sec. 23, Twp. 24 N, Rge 7 E, W.M.,
 7 in King County, Washington. Also, the following described tracts of
 8 land in the North half of SE 1/4 of Section 23, Township 24 North,
 9 Range 7 East, W.M., more particularly described as follows: beginning
 10 at the intersection of the centerline of the Right-of-Way of said
 11 Grantor with the East line of SE 1/4 of said Section 23; thence
 12 Westerly along said centerline 340 feet; thence Northerly at right
 13 angles 50 feet to the place of beginning of the tract; thence continuing
 14 Northerly at right angles to said Right-of-Way 100 feet; thence Easterly
 15 parallel with said Right-of-Way 340 feet, more or less, to the East
 16 line of SE 1/4 aforesaid; thence South along said East line 100 feet,
 17 more or less, to a point 50 feet distant from, measured at right angles
 18 to the centerline of Right-of-Way; thence Westerly parallel with said
 19 centerline 340 feet, more or less to place of beginning. Also commenc-
 20 ing at the intersection of said centerline of Right-of-Way with the
 21 East line of SE 1/4 of said Section 23; thence Westerly along said
 22 centerline 340 feet; thence Southerly at right angles 50 feet to the
 23 place of beginning of the tract: thence continuing Southerly at right
 24 angles to said Right-of-Way 75 feet; thence Easterly parallel with
 25 said Right-of-Way 340 feet, more or less, to the East line of SE 1/4;
 26 thence North along said East line 75 feet, more or less, to a point
 27 50 feet distant Southerly from, measured at right angles to the center-
 28 line of Right-of-Way; thence Westerly parallel with the said centerline
 29 340 feet, more or less, to the place of beginning. Also commencing
 30 at the intersection of said centerline of Right-of-Way of said Grantor
 31 with the East line of said SE 1/4 of Section 23; thence Westerly along
 32 said centerline 1227 feet; thence Northerly at right angles to said
 33 Right-of-Way 50 feet to the place of beginning of the tract; thence
 continuing Northerly at right angles to said Right-of-Way 175 feet;
 thence Westerly parallel with said Right-of-Way 401 feet; thence
 Southerly at right angles to Right-of-Way 175 feet; thence Easterly
 parallel with said Right-of-Way 401 feet to the place of beginning.
 Also commencing at the intersection of centerline of Right-of-Way with
 East line of SE 1/4 of Section 23 aforesaid; thence Westerly along
 said centerline 1227 feet; thence Southerly at right angles 50 feet
 to point of beginning of tract; thence Southerly at right angles to
 said Right-of-Way 100 feet; thence Westerly parallel with said Right-of-
 Way 401 feet; thence Northerly at right angles to said Right-of-Way
 100 feet; thence Easterly parallel with said Right-of-Way 401 feet
 to the place of beginning.

25 Parcel H

26 All that portion of abandoned Burlington Northern Railroad being 100
 27 feet wide over and across the North half of the SW 1/4 and all of
 28 that portion of said Railroad being 200 feet wide over and across the
 South half of the SW 1/4 and the SW 1/4 of the SE 1/4 in Section 24,
 Township 24 North, Range 7 East, W.M., in King County, Washington.

29 Parcel I

30 A portion of abandoned Burlington Northern Railroad being 100 feet
 31 wide over and across the NW 1/4 of the NE 1/4 and the East half of
 32 the NE 1/4 of Section 25, Township 24 North, Range 7 East, W.M., in
 King County, Washington;

33 AND

A portion of the East half of the NE 1/4 of Section 25, Township 24
 North, Range 7 East, W.M., in King County, Washington, more particularly

described as follows: Beginning at the Northeast corner of said Section 25; thence Southerly along the East line of said Section 1856.02 feet to a point on the centerline of the Northern Pacific Railway Company's railroad, said point being Engineers Station 1657+14.6; thence Northwesterly along said 10° curve, which is also said railroad centerline, a distance of 21.3 feet to the beginning point of a 5° curve to the right; thence along said 5° curve, which is also said railroad centerline, a distance of 468.3 feet to Engineers Station 1652+25.0; thence Northwesterly along said Railroad centerline, which is a straight line, a distance of 625.0 feet to Engineers Station 1646+00; thence Northeasterly at right angles to said Railroad centerline 50.0 feet to a point on the Northeasterly line of said Railway Company's strip of land, said point being the true point of beginning of this description; thence Southeasterly parallel to said Railroad centerline along said Northeasterly line 500.0 feet to a point opposite Engineers Station 1651+00 on said Railroad centerline; thence Northeasterly at right angles to said Northeasterly line 175.0 feet; thence Northwesterly parallel to the said Northeasterly line 500.0 feet; thence Southwesterly 175.0 feet to the true point of beginning.

SECTION 2. The King County Council determines that condemnation proceedings are hereby authorized to acquire property and property rights and/or rights in property, for the purposes of subject Parks Trail.

SECTION 3. The attorneys for King County are hereby authorized and directed to begin and prosecute the proceedings provided by law to condemn, take and appropriate the land and other property and property rights necessary to carry out the provisions of this Ordinance.

INTRODUCED AND READ for the first time this 22nd day of October, 19 79.

PASSED on this 29th day of October, 19 79.

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Ruby Chow
Chairman

ATTEST:

Dorothy M. Owens
DEPUTY CLERK of the Council

APPROVED on this 6th day of November, 19 79.

[Signature]
King County Executive