

ORDINANCE NO. 5489

AN ORDINANCE authorizing condemnation of property
for N.E. 175th Street (SR 202 to 140th Avenue N.E.)
R/W 2047

STATEMENT OF FACTS

1. The King County Council on November 26, 1980, by Ordinance No. 5232, did adopt the 1981 Budget and Program, and did provide therein for a Transportation Program.

2. The King County Transportation Program provides for the County Road System Development and Improvement Program coordinating the kind of road with other elements of the larger transportation system, abutting land uses and business, industry, government and residential processes.

3. The Capital Budget and Program provides for the acquisition and construction of N.E. 175th Street (SR 202 to 140th Avenue N.E.).

4. In order to acquire the property and property rights required to lay out and construct N.E. 175th Street (SR 202 to 140th Avenue N.E.) it is necessary for King County to condemn certain lands and property rights and rights in property for road purposes and hereinafter more particularly set forth.

5. The King County Council finds that the public health, safety, necessity and convenience demands that N.E. 175th Street (SR 202 to 140th Avenue N.E.) be constructed within King County in accordance with the Capital Budget and Program, and that certain properties, property rights and rights in property be condemned, appropriated, taken and damaged for the purpose of constructing N.E. 175th Street (SR 202 to 140th Avenue N.E.), 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 N.E. 175th Street (SR 202 to 140th Avenue N.E.), subject to the making or paying of just compensation to the owners hereof in the manner provided by law.

WARRANTY DEEDSParcel 2 - Vitamilk Dairy

That portion of the Northwest 1/4 of Section 10, Township 26 North, Range 5 East, W.M., King County, Washington, lying Northerly of N.E. 175th Street, Easterly of 132nd Avenue N.E. and Southwesterly of the arc of a circle, having a radius of 35 feet, which is tangent to a line 30 feet Northerly of and parallel with the centerline of N.E. 175th Street and also tangent to a line 30 feet Easterly of and parallel with the centerline of 132nd Avenue N.E., both centerlines as surveyed by King County Road Survey No. 10-26-5-7.

Contains - 260 Sq. Ft. or 0.006 Acres, M/L

TOGETHER WITH the right to make all necessary slopes for cuts and fills upon the abutting property on each side of any road which is now, or may be constructed hereafter on said property, in conformity with standard plans and specifications for highway purposes.

Parcel 7 - Louis K. Bye

That portion of the following parcels lying North of a line 30 feet South of and parallel with the centerline of N.E. 175th Street (Survey #10-26-5-7):

Parcel A: (T.L. 144)

That portion of the North 240 feet of the West 80 feet of the East 702 feet of the Northeast 1/4 of the Southeast 1/4 of Section 9, Township 26 North, Range 5 East, W.M., in King County, Washington, lying South of N.E. 175th Street.

Parcels B, C & D: (T.L. 96, 119 & 90)

The North 240 feet of the West 200 feet of the East 622 feet of the Northeast 1/4 of the Southeast 1/4 of Section 9, Township 26 North, Range 5 East, W.M.,

EXCEPT that portion conveyed to King County for N.E. 175th Street by deed recorded under Auditor's File No. 1205979;

ALSO

The West 1/2 of the following described property:

The East 422 feet of the North 130 feet of the Northeast 1/4 of the Southeast 1/4 of Section 9, Township 26 North, Range 5 East, W.M.,

EXCEPT the following described property:

Beginning at the Northeast corner of the southeast 1/4 of said section: thence South along the East line thereof 130 feet;

thence South along the East line thereof 130 feet; or West thence Westerly 134.6 feet to a point 134 feet West

of said East line and 117.5 feet

South of the North line of said Southeast 1/4; thence Northwesterly 41.4 feet to a point 148 feet West and 78.5 feet

South of said North line; thence North 78.5 feet; thence East 148 feet to the point of beginning,

EXCEPT that portion conveyed to King County for N.E. 175th Street by Auditor's File No. 1205979. Situate in the County of King, State of Washington.

Contains - 3,770 Sq. Ft. or 0.086 Acres, M/L

TOGETHER WITH the right to make all necessary slopes for cuts and fills upon the abutting property on each side of any road which is now, or may be constructed hereafter on said property, in conformity with standard plans and specifications for highway purposes.

Parcel 8 - Beryl A. Johnson

The Northerly 10 feet of the following described parcels:

Parcel A:

Beginning at the Northeast corner of the Southeast 1/4 of Section 9, Township 26 North, Range 5 East, W.M., in King County, Washington; thence South, along the East boundary of said Southeast 1/4, 130 feet; thence Westerly 134.6 feet to a point 134 feet West of the East boundary and 117.5 feet South of the North boundary of said Southeast 1/4; thence Northwesterly 41.4 feet to a point 148 feet West of the East boundary and 78.5 feet South of the North boundary; thence North 78.5 feet to the North boundary; thence East, along the North boundary, 148 feet to the point of beginning; EXCEPT that portion conveyed to King County for N.E. 175th Street, by deed recorded under King County Recording No. 1205979.

Parcel B:

The East 1/2 of the following described property:
The East 422 feet of the North 130 feet of the Northeast 1/4 of the Southeast 1/4 of Section 9, Township 26 North, Range 5 East, W.M., in King County, Washington;
EXCEPT the above described Parcel "A", and
EXCEPT that portion conveyed to King County for N.E. 175th Street by King County Recording No. 1205979.

Contains - 2,850 Sq. Ft. or 0.065 Acres, M/L

TOGETHER WITH the right to make all necessary slopes for cuts and fills upon the abutting property on each side of any road which is now, or may be constructed hereafter on said property, in conformity with standard plans and specifications for highway purposes.

Parcel 42 - B & L Enterprises

That portion of the South 230 feet of the West 230 feet of the South 1/2 of the Southwest 1/4 of the Northeast 1/4 of Section 10, Township 26 North, Range 5 East, W.M., King County, Washington, lying Southwesterly of the arc of a circle, with a 34.5 foot radius, tangent to a line 28.5 feet Northerly of and parallel with the South line of said subdivision and also tangent to a line 31.5 feet Easterly of and parallel with the West line of said subdivision;
LESS County roads.

Contains - 148 Sq. Ft. or 0.003 Acres, M/L

TOGETHER WITH the right to make all necessary slopes for cuts and fills upon the abutting property on each side of any road which is now, or may be constructed hereafter on said property, in conformity with standard plans and specifications for highway purposes.

UTILITY EASEMENTS

The right, privilege and authority to construct and maintain utilities, sidewalks and planting areas across, under, over and upon the following described lands and premises:

Parcel 1 - Woodinville Cemetery

The South 5 feet of that portion of the Southeast 1/4 of the Northeast 1/4 of Section 9, Township 26 North, Range 5 East, W.M., in King County, Washington, described as follows:

1 Beginning at the Southeast corner of the Northeast 1/4 of
 2 said Section; thence North along the Easterly line 330 feet;
 3 thence West 264 feet; thence South 330 feet to the South line
 4 of the Northeast 1/4; thence Easterly along the Southerly line
 5 264 feet to the point of beginning;
 6 EXCEPT that portion thereof lying within Northeast 175th Street
 7 and 132nd Avenue Northeast.
 8 LESS the North 1 foot of the East 70 feet of said South 5 feet,
 9 being that portion lying Easterly of Engineer's Station 5+45
 10 as surveyed by King County Road Survey No. 10-26-5-7.
 11 Contains an area of 1101 Sq. Ft. or 0.025 Acres, M/L

12 Parcel 2A - Vitamilk Dairy

13 That portion of the Northwest 1/4 of Section 10, Township 26
 14 North, Range 5 East, W.M., in King County, Washington, and of
 15 Tract 30, Woodinville Gardens, Volume 21 of Plats, page 3,
 16 Records of King County, Washington, lying Northerly of the
 17 Northerly right of way line of N.E. 175th Street and Southerly
 18 of a line beginning at a point 4.5 feet Northerly of said
 19 Northerly right of way line, opposite Engineer's Station 7+75,
 20 as surveyed by King County Road Survey No. 10-26-5-7; thence
 21 Easterly to a point 4.5 feet Northerly of said Northerly right
 22 of way line opposite Engineer's Station 8+72; thence Easterly
 23 to a terminus on said Northerly right of way line opposite
 24 Engineer's Station 8+85. Also, that portion of the Southerly
 25 5 feet of the above described parcel lying between the following
 26 Engineer's Stations: 7+06 to 7+11 and 7+31 to 7+36.

27 Contains an area of 515.7 Sq. Ft. or 0.012 Acres, M/L

28 Parcel 4 - Woodinville Development Company

29 The South 2 feet of Lots 23 and 25 and the West 30 feet of Lot 21
 30 of Woodinville Gardens, Volume 21 of Plats, page 3, records of
 31 King County, Washington, lying between Engineer's Stations 11+00
 32 and 11+60;
 33 ALSO, the South 5 feet of the above described parcel lying between
 the following Engineer's Stations: 12+90 to 12+95, 13+15 to 13+20
 and 13+40 to 13+45; surveyed by King County Road Survey No. 10-26-5-7.

Contains an an area of 195 Sq. Ft. or 0.0045 Acres, M/L

Parcel 7A - Louis K. Bye

That portion of the below described Parcel "D" lying Southerly of
 a line 30 feet Southerly of and parallel with the centerline of
 N.E. 175th Street, King County Road Survey No. 10-26-5-7, and
 Northerly of a line beginning at a point 30 feet South of said
 centerline opposite Engineer's Station 2+87.5; thence Easterly
 to a terminus on the East line of said parcel "D", 32 feet more
 or less Southerly of said centerline.

PARCEL D:

The West 1/2 of the following described property:
 The East 422 feet of the North 130 feet of the Northeast 1/4 of
 the Southeast 1/4 of Section 9, Township 26 North, Range 5 East,
 W.M., King County, Washington,
 EXCEPT the following described property:
 Beginning at the Northeast corner of the Southeast 1/4 of said
 section; thence South along the East line thereof 130 feet; thence
 Westerly 134.6 feet to a point 134 feet West of said East line and
 117.5 feet South of the North line of said Southeast 1/4; thence
 Northwesterly 41.4 feet to a point 148 feet West and 78.5 feet
 South of said North line; thence North 78.5 feet; thence East 148
 feet to the point of beginning, EXCEPT that portion conveyed to King
 County for N.E. 175th Street by Auditor's File No. 1205979.

Contains an area of 73 Sq. Ft. or 0.0017 Acres, M/L

Parcel 8A - Beryl A. Johnson

That portion of the following described Tract X, lying Southerly of a line 30 feet Southerly of and parallel with the centerline of N.E. 175th Street, King County Road Survey No. 10-26-5-7, and Northerly of a line beginning at a point on the Westerly line of Parcel "B", 32 feet Southerly of the centerline of N.E. 175th Street; thence Easterly to a point 32.5 feet Southerly of said centerline opposite Engineer's Station 3+75; thence Easterly to a terminus on the Easterly line of Parcel "A", 32.5 feet Southerly of said centerline.

Contains an area of 709 Sq. Ft. or 0.016 Acres, M/L

TRACT X

Beginning at the Northeast corner of the Southeast 1/4 of Section 9, Township 26 North, Range 5 East, W.M., in King County, Washington; thence South along the East boundary of said Southeast 1/4 130 feet; thence Westerly 134.6 feet to a point 134 feet West of the East boundary and 117.5 feet South of the North boundary of said Southeast 1/4; thence Northwesterly 41.4 feet to a point 148 feet West of the East boundary and 78.5 feet South of the North boundary; thence North 78.5 feet to the North boundary; thence East along the North boundary 148 feet to the point of beginning; EXCEPT that portion conveyed to King County for N.E. 175th Street, by deed recorded under King County Recording No. 1205979,

ALSO

The East half of the following described property:

The East 422 feet of the North 130 feet of the Northeast 1/4 of the Southeast 1/4 of Section 9, Township 26 North, Range 5 East, W.M., in King County, Washington;

EXCEPT the above described Parcel "A"; and

EXCEPT that portion conveyed to King County for N.E. 175th Street by King County Recording No. 1205979.

Parcel 13 - Highlander Investment Company

The North 4.5 feet of that portion of Section 10, Township 26 North, Range 5 East, W.M., in King County, Washington, described as follows:

Beginning 30 feet South and 489.87 feet West of the Northeast corner of the Northwest 1/4 of the Southwest 1/4 of said Section; thence South $01^{\circ}33'23''$ East 719.18 feet; thence South $87^{\circ}52'35''$ West 172.64 feet; thence Northerly 720.61 feet to County Road; thence Easterly 169.94 feet to point of beginning; Lying West of Engineer's Station 14+10, King County Road Survey No. 10-26-5-7.

Contains an area of 609 Sq. Ft. or 0.014 Acres, M/L

Parcel 14 - Mary M. Clise

The North 5 feet of the West 5 feet of the following described parcel:

Beginning at a point which is South $01^{\circ}58'50''$ East 30 feet and South $88^{\circ}20'54''$ West 429.87 feet from the Northeast corner of the Northwest 1/4 of the Southwest 1/4 of Section 10, Township 26 North, Range 5 East, W.M., in King County, Washington; thence South $01^{\circ}33'23''$ East 190.00 feet; thence South $88^{\circ}20'54''$ West 60.00 feet; thence North $01^{\circ}33'23''$ West 190.00 feet to the South margin of the County Road; thence North $88^{\circ}20'54''$ East 60.00 feet to the point of beginning;

Contains an area of 25 Sq. Ft. or 0.0006 Acres, M/L

Parcel 21 - Donald Brookhart

The Southerly 4.5 feet of the East 1/2 of Tract 9 of Woodinville Gardens, as per plat recorded in Volume 21 of Plats, page 3, Records of King County, Washington.

Contains an area of 710 Sq. Ft. or 0.016 Acres, M/L

Parcel 33 - Clemens Himmelspach

The North 4.5 feet of Lot 1 of Short Plat No. 1176046, Recording No. 770119-0699, described as follows:

The North 186 feet of that portion of the Northeast 1/4 of the Southwest 1/4 of Section 10, Township 26 North, Range 5 East, W.M., in King County, Washington, described as follows:

Beginning at a point 446 feet West and 30 feet South of the Northeast corner of said subdivision on the South line of County Road (N.E. 175th Street); thence South 02°48'27" East 625.7 feet, more or less, to the North line of a tract of land deeded to Theodore C. Calkins; thence South 88°22'26" West along the North line of Calkins tract and said line produced 325 feet; thence North 02°48'27" West 625.7 feet, more or less, to said South line of County Road; thence East along said South line 325 feet, more or less, to the point of beginning;

EXCEPT the West 200 feet thereof.

Contains an area of 563 Sq. Ft. or 0.013 Acres, M/L

Parcel 34 - Clemens Himmelspach

That portion of the Northeast 1/4 of the Southwest 1/4, Section 10, Township 26 North, Range 5 East, W.M., King County, Washington, described as follows:

Beginning at a point 346 feet West and 33 feet South of the Northeast corner of the Southwest 1/4 of said Section; thence South 107 feet; thence West 0.5 feet; thence South 520 feet; thence West 100 feet; thence North 520 feet; thence East 0.5 feet; thence North 107 feet; thence East 100 feet to the point of beginning, adjoining and Southerly of the Southerly right of way line of N.E. 175th Street, King County Road Survey No. 10-26-5-7; beginning on the West line of above described tract with a width of 1.5 feet; thence continuing at 1.5 feet in width to a point opposite Engineer's Station 28+40; thence increasing in width to 2.7 feet on the East line of said tract.

Contains an area of 175.2 Sq. Ft. or 0.004 Acres, M/L

Parcel 36 - Clark, Workman and Young

That portion of Lot 2, King County Short Plat No. 1178042, Recording No. 790730-0620, being a short plat of the following:

Beginning at the Northeast corner of the Southwest 1/4 of Section 10, Township 26 North, Range 5 East, W.M., in King County, Washington (the center of said Section 10); thence South 40 rods; thence West 20 rods; thence North 40 rods; thence East 20 rods to the point of beginning; except those portions within N.E. 175th Street and 140th Avenue N.E.

adjoining and Southerly of the Southerly right of way line of N.E. 175th Street, beginning on the West lot line with a width of 6.2 feet; thence increasing in width to 8 feet opposite Engineer's Station 29+62.5, King County Road Survey No. 10-26-5-7; thence continuing at 8 feet in width to the East lot line.

Contains an area of 1182.4 Sq. Ft. or 0.027 Acres, M/L

Parcel 38 - Shell Oil Company

That portion of the below described parcel lying Northerly of the Northerly right of way line of N.E. 175th Street and Southerly of a line beginning at a point on said Northerly right of way line opposite Engineer's Station 2+80, King County Road Survey No. 10-26-5-7; thence Easterly to a point 2.5 feet Northerly of said Northerly right of way line opposite Engineer's Station 3+57.5; thence to a terminus on said Northerly right of way line opposite Engineer's Station 3+62.5. ALSO, that portion South of

Parcel 38 - Shell Oil Company (Cont'd)

a line 40 feet Northerly of and parallel with the centerline of N.E. 175th Street between Engineer's Stations 2+97 and 3+02.

PARCEL DESCRIPTION:

The South 150 feet in width of Lot 15, Richbottom, Volume 25 of Plats, page 3, records of King County, Washington: EXCEPT that portion lying Southerly of the following described line:

Beginning at a point on the Westerly line of said Lot 15, 10 feet North of the Southwest corner thereof; thence Easterly to the Southeast corner of said Lot 15

Contains an area of 128.12 Sq. Ft. or 0.003 Acres, M/L

Parcel 40 - John C. Priebe

That portion of the following described Tract X, lying Southeasterly of the Southeasterly right of way line of N.E. 175th Street and Northwesterly of the following described line:

Beginning at a point, on the Southwesterly property line of said Tract X, 47 feet Southeasterly of the most Westerly corner of said parcel; thence Northeasterly to a point 101 feet Southeasterly, measured radially from Engineer's Station (Minus) -3+25; thence Northeasterly to a point 85 feet Southeasterly, measured radially from Engineer's Station (Minus) -2+50; thence Northeasterly to a point 83 feet Southeasterly, measured radially from Engineer's Station (Minus) -2+25; thence Northeasterly to a point, on the Southeasterly right of way line of N.E. 175th Street, opposite Engineer's Station (Minus) -1+75, measured radially. All stationing on the centerline of N.E. 175th Street, as surveyed by King County (Road Survey No. 10-26-5-7).

Contains an area of 7,600 Sq.Ft. or 0.1745 Acres, M/L

TRACT X

That portion of the Northeast 1/4 of the Southeast 1/4 of Section 9, Township 26 North, Range 5 East, W.M., in King County, Washington, described as follows:

Beginning at the Northeast corner of said subdivision; thence South $00^{\circ}34'01''$ West, along the Easterly line of said subdivision, 825.00 feet; thence North $88^{\circ}34'22''$ West, parallel with the Northerly line of said subdivision, 115.80 feet to an intersection with the Westerly margin of proposed Primary State Highway No. 2, the True Point of Beginning; thence along a curve to the right, along said margin, with a radius of 1005.37 feet, the center of which bears North $37^{\circ}26'10''$ East, an arc distance of 717.11 feet; thence North $88^{\circ}34'22''$ West 116.72 feet; thence North $01^{\circ}34'01''$ East 220.00 feet to the Southerly margin of C.L. Morris Road No. 116 (Woodinville-Duvall Road, N.E. 175th Street); thence North $88^{\circ}34'22''$ West, along said road margin, 68.95 feet; thence continuing along said road margin, along a curve to the left, with a radius of 457.68 feet, an arc distance of 264.85 feet to an intersection with the Easterly margin of the Northern Pacific Railway Company's Seattle Belt Line right-of-way; thence along said right-of-way margin, along a curve to the left, with a radius of 1512.88 feet, the center of which bears South $48^{\circ}41'20''$ East, an arc distance of 230 feet, more or less to the right bank of the Sammamish River; thence Southeasterly, along said river bank, to a point which bears North $88^{\circ}34'22''$ West from the True Point of Beginning; thence South $88^{\circ}34'22''$ East 720 feet more or less, to the True Point of Beginning;

EXCEPT that portion lying within the North 240 feet of the West 80 feet of the East 702 feet of said subdivision;

Parcel 40 - John C. Priebe (Cont'd)

EXCEPT portion lying Southwesterly of a line drawn concentric with and 160 feet Northeasterly from the centerline of that certain river protection easement described in instrument recorded under Auditor's File No. 5526427, as conveyed to King County by Deed recorded under Auditor's File No. 6654749, EXCEPT that portion conveyed to the State of Washington for highway purposes by deed recorded under Auditor's File Nos. 5413975 and 5413970.

Parcel 42B - B & L Enterprises

That portion of the South 230 feet of the West 230 feet of the South 1/2 of the Southwest 1/4 of the Northeast 1/4 of Section 10, Township 26 North, Range 5 East, W.M., King County, Washington, lying Northerly of the Northerly right of way line of N.E. 175th Street, Easterly of the Easterly right of way line of 140th Avenue N.E., and Southerly and Westerly of the following described line: Beginning at a point, on said Northerly right of way line, 30 feet Northerly of the centerline of N.E. 175th Street, opposite Engineer's Station 33+60.5; thence Northwesterly to a point, 33.5 feet Northerly of said centerline, opposite Engineer's Station 33+50; thence Westerly to a point, 33.5 feet Northerly of said centerline, opposite Engineer's Station 33+00; thence Northwesterly to a point 36.5 feet Northerly of Engineer's Station 32+92.76; thence Northwesterly, along the arc of a circle, with a 26.5 radius, tangent to a line 36.5 feet Northerly of and parallel with said centerline, an arc distance of 41.11 feet, to a point, 39.5 feet Easterly of the centerline of 140th Avenue N.E., opposite Engineer's Station 5+61.73; thence Northwesterly to a point, 36.5 feet Easterly of the centerline of 140th Avenue N.E., opposite Engineer's Station 5+70.00; thence Northwesterly to a terminus on said Easterly right of way line, 30 feet Easterly of the centerline of 140th Avenue N.E., opposite Engineer's Station 6+15; LESS that portion lying Southwesterly of the arc of a circle, with a 34.5 radius, tangent to a line 28.5 feet Northerly of and parallel with the centerline of N.E. 175th Street and also tangent to a line 31.5 feet Easterly of and parallel with the centerline of 140th Avenue N.E. All stationing and centerlines as surveyed by King County (Road Survey No. 10-26-5-7); ALSO, the Northerly 6 feet of the Southerly 32 feet of the Easterly 5 feet of the Westerly 14.5 feet of the North 200 feet of the South 230 feet of the East 200 feet of the West 230 feet of said subdivision.

Contains an area of 833 Sq. Ft. or 0.019 Acres, M/L

EASEMENTS FOR SLOPESParcel 1A - Woodinville Cemetery

That portion of the Southeast 1/4 of the Northeast 1/4 of Section 9, Township 26 North, Range 5 East, W.M., in King County, Washington, described as follows:

Beginning at the Southeast corner of the Northeast 1/4 of said Section; thence North along the Easterly line 330 feet; thence West 264 feet; thence South 330 feet to the South line of the Northeast 1/4; thence Easterly along the Southerly line 264 feet to the point of beginning;

EXCEPT that portion thereof lying within N.E. 175th Street and 132nd Avenue N.E.

TO MAKE SLOPES on said property for cuts and fills as follows: The North 3 feet of the South 8 feet of the above described parcel, less the East 70 feet thereof being that portion lying

Parcel 1A - Woodinville Cemetery (Cont'd)

East of Engineer's Station 5+45 as surveyed by King County Road Survey No, 10-26-5-7,

Contains an area of 495 Sq. Ft. or 0.01 Acres, M/L

Parcel 2B - Vitamilk Dairy

The South 40 feet of Tract 29 and all of Tract 30 of Woodinville Gardens, as per plat recorded in Volume 21 of Plats, page 3, records of King County, Washington;

AND the North 40 feet of the South 70 feet of the East 60 feet of the West 90 feet of the Northwest 1/4 of Section 10, Township 26 North, Range 5 East, W.M., King County, Washington.

TO MAKE SLOPES on said property for cuts and fills as follows:

That portion of the above described parcel lying Northerly of the Northerly right of way line of N.E. 175th Street, Southerly of a line 32 feet Northerly of and parallel to the centerline of N.E. 175th Street as surveyed by King County Road Survey No. 10-26-5-7, and Westerly of Engineer's Station 7+31,

ALSO that portion of said parcel lying Southerly of a line beginning 7 feet Northerly of said right of way line opposite Engineer's Station 7+75, thence Easterly, parallel with said Northerly right of way line, to a point 7 feet Northerly of said Northerly right of way line opposite Engineer's Station 8+72; thence Easterly to a terminus at the Southeast corner of said Tract 30;

LESS that portion of the above described parcel lying Northerly of the Northerly right of way line of N.E. 175th Street and Southerly of a line beginning at a point 4.5 feet Northerly of said Northerly right of way line opposite Engineer's Station 7+75, as surveyed by King County Road Survey No. 10-26-5-7; thence Easterly to a point 4.5 feet Northerly of said Northerly right of way line opposite Engineer's Station 8+72; thence Easterly to a terminus on said Northerly right of way line opposite Engineer's Station 8+85, also

LESS that portion of said parcel lying between Engineer's Station 7+06 and 7+11.

Contains an area of 323 Sq. Ft. or 0.007 Acres, M/L

Parcel 4A - Woodinville Development Company

Lots 23 and 25 and the West 30 feet of Lot 21 of Woodinville Gardens, Volume 21 of Plats, page 3, records of King County, Washington.

TO MAKE SLOPES on said property for cuts and fills as follows:

The North 1 foot of the South 3 feet of the above described parcel, lying between Engineer's Station 11+00 and Engineer's Station 11+60 as surveyed by King County Road Survey No. 10-26-5-7.

Contains an area of 60 Sq. Ft. or 0.0014 Acres, M/L

Parcel 7B - Louis K. Bye

That portion of the North 240 feet of the West 80 feet of the East 702 feet of the Northeast 1/4 of the Southeast 1/4 of Section 9, Township 26 North, Range 5 East, W.M., in King County, Washington, lying South of N.E. 175th Street,

AND, the North 240 feet of the West 200 feet of the East 622 feet of the Northeast 1/4 of the Southeast 1/4 of Section 9, Township 26 North, Range 5 East, W.M.,

EXCEPT that portion conveyed to King County for N.E. 175th Street by deed recorded under Auditor's File No. 1205979;

ALSO, the West 1/2 of the following described property:

The East 422 feet of the North 130 feet of the Northeast 1/4 of the Southeast 1/4 of Section 9, Township 26 North, Range 5 East, W.M.;

Parcel 7B - Louis K. Bye (Cont'd)

EXCEPT the following described property:

Beginning at the Northeast corner of the Southeast 1/4 of said Section; thence South, along the East line thereof, 130 feet; thence Westerly 134.6 feet to a point 134 feet West of said East line and 117.5 feet South of the North line of said Southeast 1/4; thence Northwesterly 41.4 feet to a point 148 feet West and 78.5 feet South of said North line; thence North 78.5 feet; thence East 148 feet to the point of beginning, EXCEPT that portion conveyed to King County for N.E. 175th Street by Auditor's File No. 1205979, situate in the County of King, State of Washington.

TO MAKE SLOPES on said property for cuts and fills as follows:

That portion of the attached parcel lying Southerly of a line 30 feet Southerly of and parallel with the centerline of N.E. 175th Street, King County Road Survey No. 10-26-5-7, and Northerly of a line beginning at a point 33 feet right of Engineer's Station -0+16, more or less; thence Easterly to a point 31 feet right of Engineer's Station 2+00; thence Easterly to a point 31 feet right of Engineer's Station 2+87.5; thence Easterly to a terminus on the East line of said parcel, 33 feet right of the centerline of N.E. 175th Street;

LESS that portion of the attached parcel, lying Southerly of a line 30 feet Southerly of and parallel with the centerline of N.E. 175th Street, King County Road Survey No. 10-26-5-7, and Northerly of a line beginning at a point 30 feet Southerly of said centerline opposite Engineer's Station 2+87.5; thence Easterly to a terminus on the East line of said parcel, 32 feet, more or less, Southerly of said centerline.

Contains an area of 585 Sq. Ft. or 0.013 Acres, M/L

Parcel 8B - Beryl A. JohnsonPARCEL A:

Beginning at the Northeast corner of the Southeast 1/4 of Section 9, Township 26 North, Range 5 East, W.M., in King County, Washington; thence South along the East boundary of said Southeast 1/4 130 feet; thence Westerly 134.6 feet to a point 134 feet West of the East boundary and 117.5 feet South of the North Boundary of said Southeast 1/4; thence Northwesterly 41.4 feet to a point 148 feet West of the East boundary and 78.5 feet South of the North boundary; thence North 78.5 feet to the North boundary; thence East along the North boundary 148 feet to the point of beginning;

EXCEPT that portion conveyed to King County for N.E. 175th Street, by deed recorded under King County Recording No. 1205979.

PARCEL B:

The East half of the following described property:

The East 422 feet of the North 130 feet of the Northeast 1/4 of the Southeast 1/4 of Section 9, Township 26 North, Range 5 East, W.M., in King County, Washington;

EXCEPT the above described Parcel A; and

EXCEPT that portion conveyed to King County for N.E. 175th Street by King County Recording No. 1205979.

TO MAKE SLOPES on said property for cuts and fills as follows:

That portion of the parcels described above, lying Southerly of a line 30 feet Southerly of and parallel with the centerline of N.E. 175th Street, King County Road Survey No. 10-26-5-7; and Northerly of a line beginning at a point on the Westerly line of Parcel B, 33 feet Southerly of said centerline; thence Easterly to a point 33.5 feet South of Engineer's Station 3+75; thence Easterly to a point 33.5 feet South of Engineer's Station 5+50; thence Easterly to a terminus on the East line of Parcel A,

Parcel 8B - Beryl A. Johnson (Cont'd)

36 feet South of said centerline.

EXCEPT that portion of the parcels described above, lying South of a line 30 feet South of and parallel with the centerline of N.E. 175th Street, King County Road Survey No. 10-26-5-7, and North of a line beginning at a point on the West line of Parcel B, 32 feet South of the Centerline of N.E. 175th Street; thence Easterly to a point 32.5 feet South of said centerline opposite Engineer's Station 3+75; thence Easterly to a terminus on the East line of Parcel A, 32.5 feet South of said centerline; and EXCEPT that portion lying between the following Engineer's Stations: 3+85 to 4+15 and 4+67.5 to 5+37.5; Survey No. 10-26-5-7.

Contains an area of 314 Sq. Ft. or 0.007 Acres, M/L

Parcel 13A - Highlander Investment Company

That portion of Section 10, Township 26 North, Range 5 East, W.M., in King County, Washington, described as follows:

Beginning 30 feet South and 489.87 feet West of the Northeast corner of the Northwest 1/4 of the Southwest 1/4 of said Section; thence South $01^{\circ}33'23''$ East 719.18 feet; thence South $87^{\circ}52'35''$ West 172.64 feet; thence Northerly 720.61 feet to County road; thence Easterly 169.94 feet to point of beginning; situate in the County of King, State of Washington.

TO MAKE SLOPES on said property for cuts and fills as follows:

The South 5.5 feet of the North 10 feet lying West of Engineer's Station 14+10, King County Road Survey No. 10-26-5-7;

LESS that portion thereof lying between Engineer's Stations 12+86 and 13+21.

Contains an area of 545 Sq. Ft. or 0.013 Acres, M/L

Parcel 14A - Mary M. Clise

Beginning at a point which is South $01^{\circ}58'50''$ East 30 feet and South $88^{\circ}20'54''$ West 429.87 feet from the Northeast corner of the Northwest 1/4 of the Southwest 1/4 of Section 10, Township 26 North, Range 5 East, W.M., in King County, Washington; thence South $01^{\circ}33'23''$ East 190.00 feet; thence South $88^{\circ}20'54''$ West to 60.00 feet; thence North $01^{\circ}33'23''$ West 190.00 feet to the South margin of the County Road; thence North $88^{\circ}20'54''$ East 60.00 feet to the Point of Beginning.

TO MAKE SLOPES on said property for cuts and fills as follows:

The Northerly 3 feet of the Easterly 7 feet of the Westerly 12 feet of the above described parcel, together with the Northerly 3 feet of the Easterly 12 feet thereof.

Contains an area of 57 Sq. Ft. or 0.0013 Acres, M/L

Parcel 21A - Donald & Jacqueline Brookhart

The East 1/2 of Tract 9 of Woodinville Gardens, as per plat recorded in Volume 21 of Plats, page 3, Records of King County, situate in the County of King, State of Washington.

TO MAKE SLOPES on said property for cuts and fills as follows:

The Northerly 1 foot of the Southerly 5.5 feet of the above described tract of land.

Contains an area of 158 Sq. Ft. or 0.0036 Acres, M/L

Parcel 33A - Heck & Himmelspach

Lot 1 of S.P. No. 1176046, Recording No. 770110-0699, described as follows: The N 186 feet of that portion of the NE 1/4 of the SW 1/4 of Section 10, Township 26 N., Range 5 E., W.M., King County, Washington, described as follows: Beginning at a point 446 feet West and 30 feet South of the NE corner of said subdivision on the South line of County Road (N.E. 175th St.); thence S $02^{\circ}48'27''$ E 625.7 feet,

1 more or less, to the North line of a tract of land deeded
 2 to Theodore C. Calkins; thence South 88°22'26" West along
 3 the North line of Calkins Tract and said line produced 325
 4 feet; thence North 02°48'27" West 625.7 feet, more or less, to
 5 said South line of County Road; thence East along said South
 6 line 325 feet, more or less, to the point of beginning;

7 EXCEPT the West 200 feet thereof.

8 TO MAKE SLOPES on said property for cuts and fills as follows:
 9 A strip of land, adjoining and Southerly of the Southerly
 10 right of way line of N.E. 175th Street, beginning on the West
 11 line of said Lot 1 with a width of 7.5 feet; thence decreasing
 12 in width to 6.5 feet opposite Engineer's Station 27+00, King
 13 County Road Survey No. 10-26-5-7; thence continuing at 6.5
 14 feet in width to the East line of said Lot 1;
 15 LESS the North 4.5 feet, thereof.

16 Contains an area of 272 Sq. Ft. or 0.006 Acres, M/L

17 Parcel 34A - Heck & Himmelspach

18 That portion of the Northeast 1/4 of the Southwest 1/4 of
 19 Section 10, Township 26 North, Range 5 East, W.M., King County,
 20 Washington, described as follows:

21 Beginning at a point 346 feet West and 33 feet South of the
 22 Northeast corner of the Southwest 1/4 of said Section; thence
 23 South 107 feet; thence West 0.5 feet; thence South 520 feet;
 24 thence West 100 feet; thence North 520 feet; thence East 0.5
 25 feet; thence North 107 feet; thence East 100 feet to the point
 26 of beginning.

27 TO MAKE SLOPES on said property for cuts and fills as follows:
 28 A strip of land adjoining and Southerly of the Southerly right
 29 of way line of N.E. 175th Street beginning with a width of 3.5
 30 feet on the West line of the above described tract, thence
 31 increasing in width to 5.7 feet on the East line of said tract,
 32 LESS that portion adjoining and Southerly of the Southerly right
 33 of way line of N.E. 175th Street, King County Road Survey No.
 10-26-5-7; beginning on the West line of said tract with a width
 of 1.5 feet, thence continuing at 1.5 feet in width to a point
 opposite Engineer's Station 28+40, thence increasing in width
 to 2.7 feet on the East line of said Tract.

Contains an area of 285 Sq. Ft. or 0.0065 Acres, M/L

Parcel 36A - Clark, Workman & Young

Lot 2, King County Short Plat No. 1178042, Recording No.
 790730-0620, being a short plat of the following:

Beginning at the Northeast corner of the Southwest 1/4 of
 Section 10, Township 26 North, Range 5 East, W.M., in King
 County, Washington, (the center of said Section 10); thence South
 40 rods; thence West 20 rods; thence North 40 rods; thence
 East 20 rods to the point of beginning;

EXCEPT those portions within N.E. 175th Street and 140th
 Avenue N.E.

TO MAKE SLOPES on said property for cuts and fills as follows:
 A strip of land, adjoining and Southerly of the Southerly right
 of way line of N.E. 175th Street, King County Survey No. 10-26-5-7,
 beginning on the West lot line with a width of 9.2 feet; thence
 increasing in width to 12 feet opposite Engineer's Station 29+62.5;
 thence decreasing in width to 10 feet on the East lot line;
 LESS that portion, adjoining and Southerly of the Southerly right
 of way line of N.E. 175th Street, beginning on the West lot line
 with a width of 6.2 feet; thence increasing in width to 8 feet
 opposite Engineer's Station 29+62.5, King County Road Survey No.
 10-26-5-7; thence continuing at 8 feet in width to the East lot
 line; LESS that portion between Engineer's Stations 29+65 and 30+00,
 said survey.

Contains an area of 375 Sq. Ft. or 0.0086 Acres, M/L

1 Parcel 38A - Shell Company, Western Tax Region

2 The South 150 feet in width of Lot 15, Richbottom, Volume 25
3 of Plats, page 3, Records of King County, Washington;
4 EXCEPT that portion lying Southerly of the following described
5 line:

6 Beginning at a point on the Westerly line of said Lot 15, 10
7 feet North of the Southwest corner thereof; thence Easterly
8 to the Southeast corner of said Lot 15.

9 TO MAKE SLOPES on said property for cuts and fills as follows:
10 That portion of the above described parcel lying Northerly of
11 the Northerly right of way line of N.E. 175th Street, King County
12 Survey No. 10-26-5-7, and Southerly of a line beginning at a
13 point 2 feet Northerly of said Northerly right of way line
14 opposite Engineer's Station 2+77; thence Easterly to a point
15 4.5 feet Northerly of said Northerly right of way line opposite
16 Engineer's Station 3+57.5; thence Easterly to a terminus on
17 said Northerly right of way line opposite Engineer's Station
18 3+70;

19 LESS that portion of the above described parcel lying Northerly
20 of the Northerly right of way line of N.E. 175th Street and
21 Southerly of a line beginning at a point on said Northerly right
22 of way line opposite Engineer's Station 2+80, King County Road
23 Survey No. 10-26-5-7; thence Easterly to a point 2.5 feet
24 Northerly of said Northerly right of way line opposite Engineer's
25 Station 3+57.5; thence to a terminus on said Northerly right of
26 way line opposite Engineer's Station 3+62.5;

27 LESS that portion lying between the following Engineer's
28 Stations: 2+97 to 3+02 and 3+22.5 to 3+57.5. All stationing by
29 King County Survey No. 10-26-5-7.

30 Contains an area of 107 Sq. Ft. or 0.002 Acres, M/L

31 Parcel 42A - B & L Enterprises

32 The South 230 feet of the West 230 feet of the South 1/2 of
33 the Southwest 1/4 of the Northeast 1/4 of Section 10, Township
26 North, Range 5 East, W.M., King County, Washington;
LESS county roads.

TO MAKE SLOPES on said property for cuts and fills as follows:
That portion of the above described tract, described as follows:
A strip of land, 3 feet in width, adjoining, parallel with,
and Northeasterly of the following described line:

Beginning at a point on the Northerly right of way line of
N.E. 175th Street, 30 feet Northerly of the centerline of
N.E. 175th Street, opposite Engineer's Station 33+63.5; thence
Northwesterly to a point, 33.5 feet Northerly of said centerline,
opposite Engineer's Station 33+50; thence Westerly to a point,
33.5 feet Northerly of said centerline, opposite Engineer's
Station 33+00; thence Northwesterly to a point 36.5 feet
Northerly of Engineer's Station 32+92.76; thence Northwesterly,
along the arc of a circle, with a 26.5 radius, tangent to a
line 36.5 feet Northerly of and parallel with said centerline,
an arc distance of 41.11 feet to a point, 39.5 feet Easterly of
the centerline of 140th Avenue N.E., opposite Engineer's Station
5+61.73; thence Northwesterly to a point, 36.5 feet Easterly of
the centerline of 140th Avenue N.E., opposite Engineer's Station
5+70.00; thence Northwesterly to a terminus, on the Easterly right
of way line of 140th Avenue N.E., 30 feet Easterly of the center-
line of 140th Avenue N.E., opposite Engineer's Station 6+18;
LESS that portion within the Northerly 6 feet of the Southerly
32 feet of the Easterly 5 feet of the Westerly 14.5 feet of the
above described tract of land.

All stationing and centerlines as surveyed by King County (Road
Survey No. 10-26-5-7).

Contains an area of 480 Sq. Ft. or 0.011 Acres, M/L

TEMPORARY CONSTRUCTION EASEMENTSParcel 2C - Vitamilk Dairy

That portion of Tract 30, Woodinville Gardens, Volume 21 of Plats, page 3, Records of King County, Washington, lying Northerly of the Northerly right of way line of N.E. 175th Street and Southerly of a line beginning at a point 10 feet Northerly of said Northerly right of way line opposite Engineer's Station 7+36, as surveyed by King County Road Survey No. 10-26-5-7; thence Easterly, parallel to said Northerly right of way line, to a terminus opposite Engineer's Station 7+75.

Contains an area of 390 Sq. Ft. or 0.009 Acres, M/L

Parcel 7D - Louis K. Bye

The North 10 feet of the West 44 feet of that portion of the North 240 feet of the West 80 feet of the East 702 feet of the Northeast 1/4 of the Southeast 1/4 of Section 9, Township 26 North, Range 5 East, W.M., in King County, Washington, lying South of N.E. 175th Street.

Contains an area of 440 Sq. Ft. or 0.010 Acres, M/L

Parcel 8C - Beryl A. Johnson

The South 5 feet of the North 7.5 feet of Parcels A and B described below, lying between Engineer's Station 3+85 to Station 4+15, also between Stations 4+67.5 to 5+37.5, King County Road Survey No. 10-26-5-7,

Contains an area of 500 Sq. Ft. or 0.01 Acres, M/L

PARCEL A:

Beginning at the Northeast corner of the Southeast 1/4 of Section 9, Township 26 North, Range 5 East, W.M., in King County, Washington; thence South along the East boundary of said Southeast 1/4 130 feet; thence Westerly 134.6 feet to a point 134 feet West of the East boundary and 117.5 feet South of the North boundary of said Southeast 1/4; thence Northwesterly 41.4 feet to a point 148 feet West of the East boundary and 78.5 feet South of the North boundary; thence North 78.5 feet to the North boundary; thence East along the North boundary 148 feet to the point of beginning; EXCEPT that portion conveyed to King County for N.E. 175th Street, by deed recorded under King County Recording No. 1205979.

PARCEL B:

The East 1/2 of the following described property:
The East 422 feet of the North 130 feet of the Northeast 1/4 of the Southeast 1/4 of Section 9, Township 26 North, Range 5 East, W.M., in King County, Washington;
EXCEPT the above described Parcel A; and
EXCEPT that portion conveyed to King County for N.E. 175th Street by King County Recording No. 1205979.

Parcel 13B - Highlander Investment Company

The North 20 feet of that portion of Section 10; Township 26 North, Range 5 East, W.M., in King County, Washington, described as follows:
Beginning 30 feet South and 489.87 feet West of the Northeast corner of the Northwest 1/4 of the Southwest 1/4 of said Section; thence South 01°33'23" East 719.18 feet; thence South 87°52'35" West 172.64 feet; thence Northerly 720.61 feet to County Road;

Parcel 13B - Highlander Investment Company (Cont'd)

thence Easterly 169.94 feet to point of beginning;
Lying East of Engineer's Station 14+10, King County Road Survey
No. 10-26-5-7; also, the Southerly 14.5 feet of the Northerly
20 feet of said parcel lying between Engineer's Stations 12+86
and 13+21.

Contains an area of 1208 Sq. Ft. or 0.028 Acres, M/L

Parcel 14B - Mary M. Clise

The North 15 feet of the East 36 feet of the West 48 feet of
the following described parcel:
Beginning at a point which is South 01°58'50" East 30 feet
and South 88°20'54" West 429.87 feet from the Northeast corner
of the Northwest 1/4 of the Southwest 1/4 of Section 10, Town-
ship 26 North, Range 5 East, W.M., in King County, Washington;
thence South 01°33'23" East 190.00 feet; thence South 88°20'54"
West 60.00 feet; thence North 01°33'23" West 190.00 feet to the
South margin of the County Road; thence North 88°20'54" East
60.00 feet to the point of beginning.

Contains an area of 540 Sq. Ft. or 0.012 Acres, M/L

Parcel 36B - Clark, Workman & Young

The Southerly 12 feet of the Northerly 20 feet of Lot 2, King
County Short Plat No. 1178042, Recording No. 790730-0620, being
a short plat of the following:
Beginning at the Northeast corner of the Southwest 1/4 of
Section 10, Township 26 North, Range 5 East, W.M., in King
County, Washington, (the center of said Section 10);
thence South 40 rods; thence West 20 rods; thence North 40 rods;
thence East 20 rods to the point of beginning;
EXCEPT those portions within N.E. 175th Street and 140th Avenue N.E.
between Engineer's Stations 29+65 and 30+00, King County Road
Survey No. 10-26-5-7.

Contains an area of 420 Sq. Ft. or 0.01 Acres, M/L

TRAFFIC CONTROL EASEMENTParcel 7C - Louis K. Bye

That portion of Parcels B and C, described below, lying Southerly
of a line 30 feet Southerly of and parallel with the centerline
of N.E. 175th Street, King County Road Survey No. 10-26-5-7, and
Northerly of the following described line:
Beginning at a point 35 feet Southerly of Engineer's Station 1+00;
thence Easterly parallel with said centerline to a point 35 feet
Southerly of said centerline opposite Engineer's Station 1+40;
thence Southerly to a point 60 feet Southerly of Engineer's Station
1+40; thence Easterly parallel with said centerline to a point 60
feet Southerly of Engineer's Station 1+75; thence Northerly to a
point 35 feet Southerly of said centerline opposite Engineer's
Station 1+75; thence Easterly parallel with said centerline to a
point on the East line of Parcels B and C;
LESS that portion lying Northerly of a line beginning at a point
33 feet South of said centerline of N.E. 175th Street opposite
Engineer's Station -0+16, M/L; thence Easterly to a point 31 feet
Southerly of said centerline opposite Engineer's Station 2+00.

PARCELS B AND C:

The North 240 feet of the West 200 feet of the East 622 feet of
the Northeast 1/4 of the Southeast 1/4 of Section 9, Township 26
North, Range 5 East, W.M., in King County, Washington,
EXCEPT the East 25 feet of the North 130 feet thereof, and

1 Parcel 7C - Louis K. Bye (Cont'd)

2 EXCEPT that portion conveyed to King County, Washington, for
3 N.E. 175th Street by deed recorded under Auditor's File
4 No. 1205979.

5 Contains an area of 1215 Sq. Ft. or 0.028 Acres, M/L

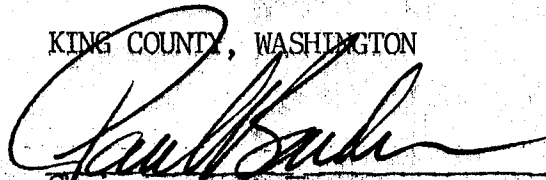
6 SECTION 2. The King County Council determines that condemnation pro-
7 ceedings are hereby authorized to acquire property and property rights and/or
8 rights in property, together with the right to construct and maintain slopes
9 for cuts and fills on certain abutting property described herein, for the
10 purposes of the subject road improvement.

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

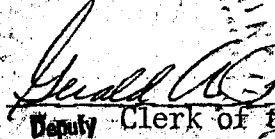
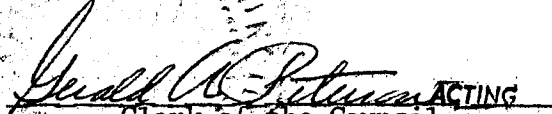
15 INTRODUCED AND READ for the first time this 11th day of May,
16 19 81.

17 PASSED this 26th day of May, 19 87.

18 KING COUNTY COUNCIL
19 KING COUNTY, WASHINGTON

20 
21 Chairman

22 ATTEST:

23 
24  ACTING
25 Deputy Clerk of the Council

26 APPROVED this 5th day of June, 19 81.

27 
28 King County Executive