

November 3, 1993  
JAG/elm Pontius Condemnation

Introduced by: RON SIMS  
GREG NICKELS  
Proposed No.: 93-872

ORDINANCE NO. **11173**

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AN ORDINANCE authorizing condemnation of the Pontius property for the acquisition and development of the Lower Green River Trail and 1989 open space bond North Wind Weir.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. The council finds and declares as follows:

A. King County is authorized by state law R.C.W.

36.34.340, R.C.W. 36.68.010, R.C.W. 36.89.030 and R.C.W. 64.04.130, to acquire, develop, renovate and improve public green spaces, greenbelts, open space, parks and trails in King County.

B. King County is authorized to acquire and condemn real property for public use, such as green spaces, green belts, open space, parks and trails, by Chapter 8.08, R.C.W.

C. The King County Capital Improvement Program provides for the acquisition of lands for the North Wind Weir and Green River Trail projects and includes the Pontius property (hereinafter called the "Property") as more particularly described below.

D. Pursuant to applicable federal and state procedures and the real property acquisition procedures of King County, King County has taken the necessary steps to acquire this Property through negotiations.

E. Pursuant to such applicable procedures, King County has made written offer to purchase the Property on the following dates: January 5, 1993, March 9, 1993 and June 21, 1993.

F. In order to acquire the property and property rights required to achieve the North Wind Weir project and construct the Green River Trail, it is necessary for King County to condemn the Property for public purposes as hereinafter more particularly set forth.

1 G. The public health, safety, necessity, convenience, and  
 2 welfare demand that the North Wind Weir project and the Green  
 3 River Trail be constructed in accordance with the King County  
 4 Capital Improvement Program, and that the Property be  
 5 condemned, appropriated, taken and damaged for the completion  
 6 of said projects as provided in this ordinance.

7 SECTION 2. The King County council has deemed it necessary  
 8 and in the best interest of the citizens of King County that  
 9 the Property be condemned, appropriated, taken and damaged for  
 10 the purpose of completing the projects, subject to the making,  
 11 or paying, of just compensation to the owners thereof in the  
 12 manner provided by law. The Property is described as follows:

13 LEGAL DESCRIPTION

14 PARCEL A:

15 Tract 13, Gordon's Addition No. 2, according to the  
 16 plat thereof recorded in Volume 36 of Plats, page 42,  
 17 records of King County, Washington.

18 TOGETHER WITH that portion of the Southeast quarter of  
 19 the Southwest quarter of the Southeast quarter of  
 20 Section 4, Township 23 North, Range 4 East, W.M., in  
 21 King County, Washington, lying Westerly of the Duwamish  
 22 River adjacent to said Tract 13.

23 PARCEL B:

24 The North 61.74 feet of the following described property:

25 All that portion of Government Lot 1, Section 9, Township  
 26 23 North, Range 4 East, W.M., in King County, Washington,  
 27 lying East of the W.W. Beck County Road, Westerly of the  
 28 Duwamish River and Northerly of a line bearing North  
 29 69°31'18" East from a point on the Easterly margin of said  
 30 W.W. Beck County Road which point is 778.31 feet  
 31 Southeasterly, as measured along said Easterly marginal  
 32 line from its intersection with the North boundary line of  
 33 said Section 9;


34 SECTION 3. The King County council determines that  
 35 condemnation proceedings are hereby authorized to acquire the  
 36 Property for the purposes of subject park, trail and open space  
 37 projects.

1 SECTION 4. The attorneys for King County are hereby  
2 authorized and directed to begin and prosecute the proceedings  
3 provided by law to condemn, take and appropriate the Property  
4 necessary to carry out the provisions of this ordinance.

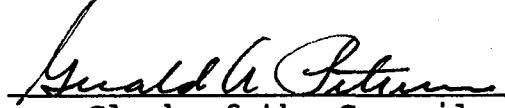
5 INTRODUCED AND READ for the first time this 6<sup>th</sup> day  
6 of December, 1993

7 PASSED this 13<sup>th</sup> day of December, 1993.

8 KING COUNTY COUNCIL  
9 KING COUNTY, WASHINGTON

10   
11 Chair

12 ATTEST:

13   
14 Clerk of the Council

15 APPROVED this 27<sup>th</sup> day of DECEMBER, 1993.

16   
17 King County Executive

18 Attachments:  
19 Map of property

TRANSMISSION

1059.61

45.25 AC

S.C. 529021  
W. MARGINAL PL. S.

Appr. JULY 23, 1957  
SHEET 2 of 7

WY. NO. 1  
UCT. SEE STATE Hwy No. 1-K  
911.130

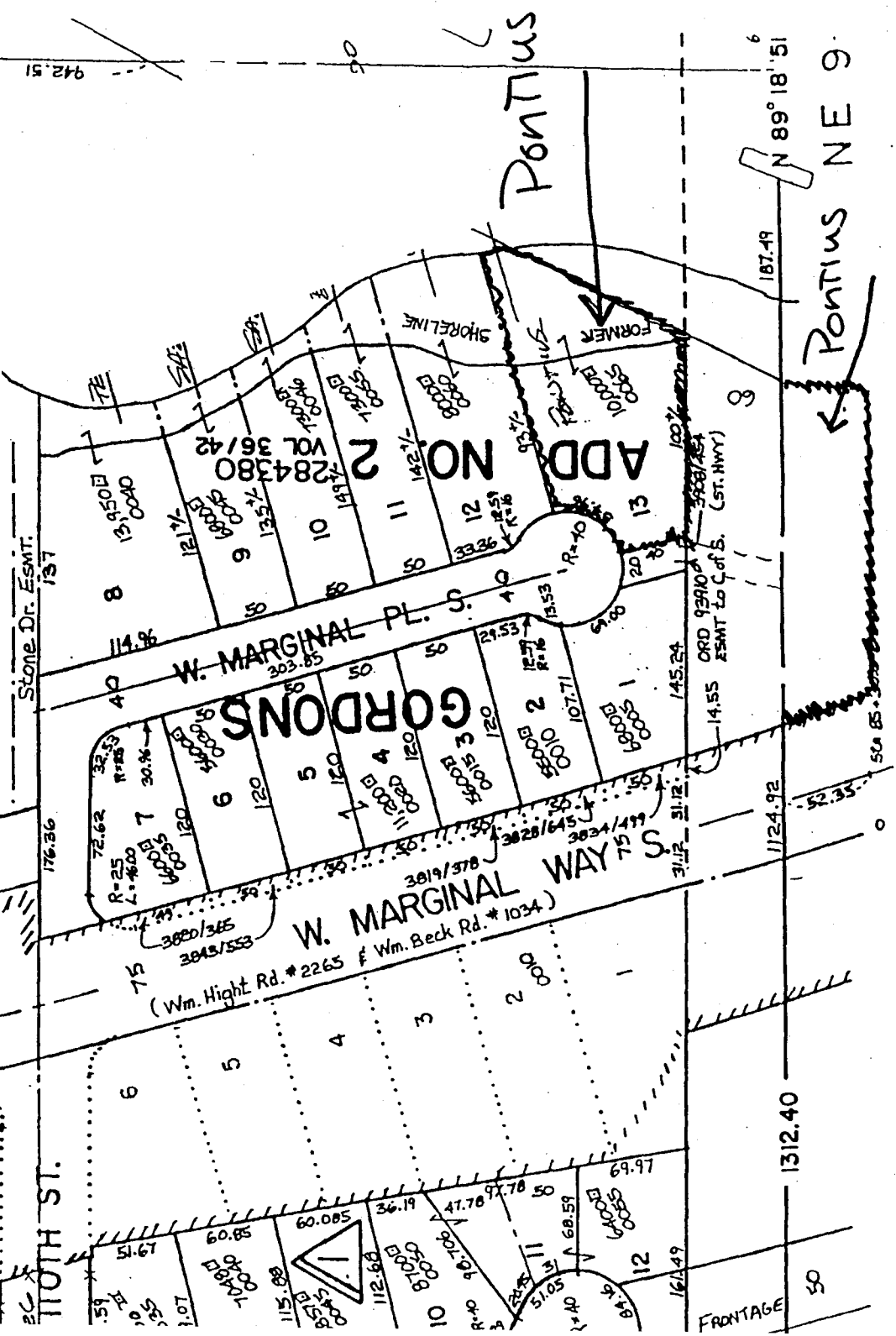
N 14-44-45 W

Stone Dr. Esmt. 137

W. MARGINAL PL. S.

GORDONS

W. MARGINAL WAY S  
(Wm. Hight Rd. \*2265 & Wm. Beck Rd. \*1034)



N 89° 18' 51"

PONTIUS NE 9

FRONTAGE 50

1312.40

187.49

145.55 ORD 93910  
ESMT TO C of S. (ST. HWY)

1124.92

52.35

31.12

145.24

107.71

127.53

303.85

112.58

112.58

90.78

47.78

97.78

36.19

60.085

115.88

51.67

1.07

1.55

1.57

125

220.53

56.20

74.00

2.47

224.74

150

176.36

176.36

176.36

176.36

176.36

176.36

50.85

1124.92

187.49

145.24

107.71

127.53

303.85

112.58

112.58

90.78

47.78

97.78

36.19

60.085

115.88

51.67

1.07

1.55

1.57

125

220.53

56.20

74.00

2.47

224.74

150

176.36

176.36

176.36

176.36

176.36

176.36

942.51

90

PONTIUS

PONTIUS NE 9