

Ordinance No. 86134

AN ORDINANCE relating to the Municipal Water Supply System; providing for the acquisition by condemnation of certain property and property rights in portions of Township 26 North, Range 7 East, W.M.; Township 26 North, Range 6 East, W.M.; Township 26 North, Range 5 East, W.M.; Township 26 North, Range 4 East, W.M.; including portions of Loma Vista Addition, Alderwood Manor No. 14, Northlake Heights, Kenmore Heights Addition, Lake Forest Park Estates Addition, and the First Addition to Lake Forest Park; for a watermain pipe line right-of-way as a part of certain additions and betterments to the existing system.

Council Bill No. 77566

INTRODUCED: APR 29 1957	BY: City Utilities
REFERRED: APR 29 1957	TO: City Utilities
REFERRED:	
REPORTED: MAY 6 1957	SECOND READING: MAY 6 1957
THIRD READING: MAY 6 1957	SIGNED: MAY 6 1957
PRESENTED TO MAYOR: MAY 7 1957	APPROVED: MAY 7 1957
RETD. TO CITY CLERK: MAY 7 1957	PUBLISHED: MAY 25 1957
VETOED BY MAYOR:	VETO PUBLISHED:
PASSED OVER VETO:	VETO SUSTAINED:
ENGROSSED:	BY:
VOL..... PAGE.....	

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PUB. (10)
BLDG. (10)
ENCL. (10)
R. O. (10)
S. E. (10)
C. O. (10)
L. (10)

*D-87325- Appropriates from Water Fund as be the most outlay
and advance to Capital Fund.
SEE ORD. 86422 a/s/o.
(CELL IN REAR OF BAGGED COVER)*

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SM 6-54 LP

WC 4

D-87925- Appropriates from Water Fund as the first water utility
and advice to Capital Fund.
see Ord. 7064. a/s/d.

File # 12914 - (Deeds, etc.) Northern Pacific RR Co. R/W Easement for
54" Water Pipe Line - Permit # 83607

Ord. 87788 - Provides for the acquisition by condemnation of certain property in pars.
of Twp 26 N, R 7 E, W 4, & Twp 26 N, R 6 E, Twp 26 N, R 5 E, & T 26 N, R 4 E, W 4.

Ord. 87835 - Accepting condemnation awards & makes approp. from Municipal Water
Revenue Bond 1958 Const. Fund.

Ord. 88017 - Accepting easements - See Deeds File # 13114 & 13115

C.F. 241594 - Return of City Eggs for approp. for easement from State Dept of
Natural Resources for a 20" pipeline r/w across state lands (Panel 105)

Ord. 91028 - Relating to the Water Dept.; granting an easement over a por of B.11,
First Add. to Lake Forest Park in exchange for the relinquishment of an
existing easement in said B.11.

Ord. 94154 - RELATING TO THE WATER DEPT. AND AUTHORIZING A SUBSTITUTION OF EASEMENT IN
B.11, FIRST ADD. TO LAKE FOREST PARK.

C.F. 255125 - RELEASE OF EASEMENT IN B.11, FIRST ADD. TO LAKE FOREST PARK ON TOLT PIPELINE
R/W AND TITLE INS. POLICY RE. SAME LOCATION.

Ord. 99447 - RE WATER DEPT, GRANTING AN EASEMENT TO KING COUNTY FOR PUBLIC ROAD PURPOSES ACROSS
CITY'S TOLT PIPELINE R/W AT ITS INTERSECTION WITH 119TH AVE N.E. & ACCEPTING RE-
LEASES OF CERTAIN OTHER EASEMENTS RESERVED TO PRIVATE PARTIES IN CONDEMNATION
JUDGEMENT FOR SAID R/W, ALL IN KING COUNTY, WA.

269406

Please at [unclear]

ORDINANCE NO. 86134

AN ORDINANCE relating to the Municipal Water Supply System; providing for the acquisition by condemnation of certain property and property rights in portions of Township 26 North, Range 7 East, W.M.; Township 26 North, Range 6 East, W.M.; Township 26 North, Range 5 East, W.M.; Township 26 North, Range 4 East, W.M., including portions of Loma Vista Addition, Alderwood Manor No. 14, Northlake Heights, Kenmore Heights Addition, Lake Forest Park Estates Addition, and the First Addition to Lake Forest Park; for a watermain pipe line right-of-way as a part of certain additions and betterments to the existing system.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That public necessity and convenience demand that the following described real property and property rights situate in King County, Washington, be condemned, appropriated and taken in fee simple for a public use, for a watermain pipe line right-of-way, to-wit:

(ALL COURSES BASED UPON LAMBERT GRID COORDINATE SYSTEM)

A strip of land 100 feet in width lying 25 feet north-erly and 75 feet southerly, measured at right angles from the following described line, in Section 27, Township 26 North, Range 7 East, W.M., to-wit:

Beginning at a point in the east line of Section 27, Township 26 North, Range 7 East, W.M., said point being distant 648.62 feet measured south $0^{\circ}01'05''$ west from the northeast corner of said Section 27; thence north $83^{\circ}17'55''$ west a distance of 1688.76 feet to a point, said point hereinafter referred to as "Point F"; thence continuing north $83^{\circ}17'55''$ west a distance of 449.63 feet to a point on the center line of County Road No. 34-26-7-2 also known as Swan Road; said point being distant 704.53 feet measured south $56^{\circ}05'37''$ east from the north quarter corner of said Section 27; thence continuing north $83^{\circ}17'55''$ west a distance of 3162.09 feet to a point of curvature; thence along the arc of a curve to the left having a radius of 1000.39 feet a distance of 42.76 feet to an intersection with the west line of said Section 27, said point being distant 26.00 feet measured south $0^{\circ}03'51''$ east from the section corner common to Sections 21, 22, 27 and 28, said Township 26; thence continuing along said curve to the left a distance of 44.51 feet to a point of tangency; EXCEPT portions lying within County Roads; ALSO

The north 100 feet of Sections 28, 29 and 30, said Township 26 North, Range 7 East, W.M., and the north 100 feet of Section 25, Township 26 North, Range 6 East, W.M.; EXCEPT portion thereof in said last described 100-foot strip of land described above; and EXCEPT portions lying within County Roads; ALSO

A strip of land 100 feet in width lying 25 feet northerly and 75 feet southerly, measured at right angles thereto, from the following described line in Township 26 North, Range 6 East, W.M., and in Township 26 North, Range 5 East, W.M., to-wit:

Beginning at the section corner common to Sections 23, 24, 25 and 26, Township 26 North, Range 6 East, W.M.; thence southerly along the section line common to said Sections 25 and 26 a distance of 25.00 feet to the true point of beginning of this description; thence north $89^{\circ}00'10''$ west a distance of 1250.72 feet to a point of curvature; thence along the arc of a curve to the right having a radius of 1001.06 feet through an angle of $13^{\circ}41'13''$ a distance of 239.13 feet to a point of tangency; thence north $75^{\circ}18'57''$ west along said tangent a distance of 2436.80 feet to a point of curvature; thence along the arc of a curve to the left having a radius of 1000 feet through an angle of $6^{\circ}30'15''$ a distance of 113.56 feet to a point of tangency; thence north $81^{\circ}49'12''$ west along said tangent a distance of 1122.32 feet to a point of curvature; thence along the arc of a curve to the right having a radius of 1000 feet and through an angle of $23^{\circ}20'38''$ a distance of 407.43 feet to a point of tangency, said point being distant 871.60 feet measured north $1^{\circ}28'58''$ east from the section corner common to Sections 22, 23, 26 and 27, said Township 26 North, Range 6 East, W.M.; thence north $58^{\circ}28'34''$ west along said tangent a distance of 5562.71 feet to a point of curvature; thence along the arc of a curve to the left having a radius of 999.29 feet a distance of 63.47 feet to a point on the west line of Section 22, said Township 26 North, Range 6 East, W.M., said point being distant 750.24 feet measured north $4^{\circ}25'16''$ east from the west quarter corner of said Section 22; thence continuing along the arc of said last described curve a distance of 86.97 feet to a point of tangency; thence north $67^{\circ}06'00''$ west a distance of 5536.22 feet to a point in the west line of Section 21, Township 26 North, Range 6 East, W.M., said point being distant 204.62 feet measured south $6^{\circ}17'32''$ west from the section corner common to Sections 16, 17, 20 and 21, Township 26 North, Range 6 East, W.M.; thence continuing north $67^{\circ}06'00''$ west a distance of 2356.40 feet to a point of curvature; thence along the arc of a curve to the right having a radius of 1003.09 feet and through an angle of $6^{\circ}12'23''$ a distance of 108.66 feet to a point of tangency; thence north $60^{\circ}53'36''$ west along said tangent a distance of 1006.59 feet to a point of curvature; thence along the arc of a curve to the left having a radius of 1000.64 feet through an angle of $27^{\circ}43'19''$ a distance of 484.15 feet to a point of tangency; thence north $88^{\circ}36'54''$ west along said tangent a distance of 1563.38 feet to a point in the west line of Section 17, Township 26 North, Range 6 East, W.M., said point being distant 1307.55 feet measured north $2^{\circ}18'06''$ east from the section corner common to Sections 17, 18, 19 and 20, Township 26 North, Range 6 East, W.M.; thence south $89^{\circ}20'40''$ west a distance of 2744.15 feet to an angle point; thence south $88^{\circ}35'31''$ west a distance of 3094.00 feet to an angle point in the west line of Section 18, Township 26 North, Range 6 East, W.M., said angle point being distant 1288.09 feet measured north $1^{\circ}06'07''$ east from the southeast corner of said Section 18; thence north $87^{\circ}28'02''$ west a distance of 2514.93 feet to

an angle point; thence north $87^{\circ}52'54''$ west a distance of 2617.41 feet to an angle point in the west line of Section 13, Township 26 North, Range 5 East, W.M., said point being distant 1310.43 feet measured north $1^{\circ}31'32''$ east from the section corner common to Sections 13, 14, 23 and 24, Township 26 North, Range 5 East, W.M.; thence north $89^{\circ}17'07''$ west a distance of 2670.87 feet to an angle point; thence north $89^{\circ}16'38''$ west a distance of 2641.40 feet to an angle point in the west line of Section 14, Township 26 North, Range 5 East, W.M., said angle point being distant 1298.82 feet measured north $2^{\circ}04'56''$ east from the southwest corner of said Section 14; thence north $88^{\circ}09'22''$ west a distance of 2652.78 feet to an angle point; thence north $88^{\circ}09'53''$ west a distance of 2650.05 feet to an angle point in the west line of Section 15, Township 26 North, Range 5 East, W.M., said angle point being distant 1274.21 feet measured north $2^{\circ}17'56''$ east from the southwest corner of said Section 15; thence north $88^{\circ}52'04''$ west a distance of 2887.60 feet to an intersection with the north-south center line of Section 16, Township 26 North, Range 5 East, W.M., said point being distant 1267.74 feet measured north $3^{\circ}34'58''$ east from the south quarter corner of said Section 16; EXCEPT portions lying within County Road rights-of-way; also EXCEPT portions lying within State Highway rights-of-way; and EXCEPT portion lying within Northern Pacific Railway right-of-way in Section 15, Township 26 North, Range 5 East, W.M.; EXCEPT portion lying within Chicago, Milwaukee, St. Paul and Pacific Railway right-of-way in Section 25, Township 26 North, Range 6 East, W.M; ALSO

A strip of land 70 feet in width in Section 16, Township 26 North, Range 5 East, W.M., the northerly marginal boundary line of said 70-foot strip being described as follows, to-wit:

Beginning at a point in the north-south center line of said Section 16, said point being distant 1500.35 feet measured north $3^{\circ}34'58''$ east from the south quarter corner of said Section 16; thence north $27^{\circ}22'24''$ east a distance of 10.00 feet to the true point of beginning; thence south $62^{\circ}37'36''$ east a distance of 292.43 feet to a point of curvature; thence along the arc of a curve to the left having a radius of 845.13 feet and through an angle of $26^{\circ}14'28''$ a distance of 387.06 feet to an intersection with the north line of the 100-foot strip last-described above, except portions lying within said 100-foot strip; and EXCEPT portion lying within County Road; ALSO

A strip of land 70 feet in width lying 10 feet northerly and 60 feet southerly measured at right angles to the following described line in Township 26 North, Range 5 East, W.M., to-wit:

Beginning at a point on the north-south center line of said Section 16, said point being distant 1500.35 feet measured north $3^{\circ}34'58''$ east from the south quarter corner of said Section 16; thence north $62^{\circ}37'36''$ west a distance of 3050.34 feet to a point in the west line of said Section 16, said point being distant 272.90 feet measured north $3^{\circ}11'20''$ east from the west quarter corner of said Section 16; thence continuing north $62^{\circ}37'36''$ west a distance of 5736.93 feet to a point in the west line of Section 8, Township 26 North, Range 5 East, W.M., said point being distant 99.15 feet measured north $2^{\circ}33'29''$ east from the southwest corner of said Section 8; thence continuing north $62^{\circ}37'36''$ west a distance of 1159.18 feet to an angle point;

thence north $63^{\circ}47'36''$ west a distance of 514.70 feet to an angle point; thence north $54^{\circ}49'41''$ west a distance of 682.25 feet to an angle point hereinafter referred to as "Point G"; EXCEPT any portions of said strip which may lie within street, road, highway or railway rights-of-way. ALSO

A strip of land 70 feet in width over and across a portion of Section 7, Township 26 North, Range 5 East, W.M., including a portion of Northcliff Addition as recorded in Volume 27 of King County Plats at Page 50; said strip being 15 feet easterly and 55 feet westerly, measured at right angles to the following described line:

Beginning at the point above described as "Point G"; thence north $58^{\circ}09'11''$ west a distance of 438.25 feet to an angle point; thence north $1^{\circ}59'23''$ east a distance of 535.28 feet to a point of curvature; thence northerly and northwesterly along the arc of a curve to the left, having a radius of 1000 feet, and through an angle of $41^{\circ}44'15''$ a distance of 728.46 feet to a point of tangency hereinafter referred to as "Point H" (the tangent to said curve at said point bears North $39^{\circ}44'52''$ West); EXCEPT any portions of said strip which may lie within street, road, highway and railway rights-of-way; ALSO

A strip of land 55 feet in width, the same being 15 feet northerly and 40 feet southerly measured at right angles to the following described line, to-wit:

Beginning at "Point H" before mentioned; thence north $39^{\circ}44'52''$ west a distance of 62.60 feet to a point in the north-south center line of Section 7, Township 26 North, Range 5 East, W.M., said point being distant 32.85 feet measured north along said center line from the center of said Section 7; thence north $39^{\circ}44'52''$ west a distance of 2806.78 feet to a point of curvature; thence along the arc of a curve to the left having a radius of 472.66 feet through an angle of $20^{\circ}59'54''$ a distance of 173.22 feet to a point of tangency; thence north $60^{\circ}44'46''$ west along said tangent a distance of 474.97 feet to a point in the west line of said Section 7, said point being distant 189.36 feet measured south $2^{\circ}12'45''$ west from the northwest corner of said Section 7; thence continuing north $60^{\circ}44'46''$ west along said tangent a distance of 336.96 feet to a point of curvature, said point hereinafter referred to as "Point I"; EXCEPT any portions lying within County Roads; ALSO

That portion of a tract of land in Section 1, Township 26 North, Range 4 East, W.M., and in Alderwood Manor, No.14, as recorded in Volume 26, King County Plats, Page 4, described as follows:

Beginning at the point described above as "Point I"; thence south $29^{\circ}15'14''$ west a distance of 40 feet to a point on the southwesterly margin of the above-described 55-foot strip of land; thence northwesterly along the arc of a curve to the left having a radius of 279.15 feet (the initial radial bearing being North $29^{\circ}15'14''$ East) a distance of 132.55 feet to a point of tangency; thence north $87^{\circ}57'05''$ west along said tangent a distance of 82.65 feet; thence north $2^{\circ}02'55''$ east a distance of 60 feet to a point hereinafter referred to as "Point J"; thence continuing north $2^{\circ}02'55''$ east a distance of 10 feet; thence south $87^{\circ}57'05''$ east a distance of 20.66 feet to a point of curvature;

thence along the arc of a curve to the right having a radius of 469.74 feet and through an angle of 27°12'19" a distance of 223.04 feet to a point in the northeasterly margin of the above described 55-foot strip of land; thence south 29°15'14" west a distance of 15 feet to the point of beginning; EXCEPT any portion lying within County Roads; ALSO

A strip of land 70 feet in width, lying 10 feet northerly and 60 feet southerly measured at right angles thereto from the following described line over and across unplatted portions of Township 26 North, Range 4 East, W.M., also in Alderwood Manor, No. 14, as recorded in Volume 26, King County Plats, Page 4; and in Northlake Heights as recorded in Volume 46, King County Plats, Page 10, to-wit:

Beginning at the point above described as "Point J"; thence westerly along a line 20 feet northerly from and parallel with the section line common to Sections 1 and 12, Township 26 North, Range 4 East, W.M., a distance of 4750.45 feet to a point in the section line common to Sections 1 and 2, said Township 26; thence westerly along a line 20 feet northerly from and parallel to the section line common to Sections 2 and 11, said Township and Range, a distance of 3406.24 feet to a point of curvature, said point hereinafter referred to as "Point K"; EXCEPT portions thereof lying within County Roads; ALSO

That portion of Sections 2 and 11, Township 26 North, Range 4 East, W.M., together with that portion of Kenmore Heights Addition as recorded in Volume 19 of King County Plats at Page 100, described as follows:

Beginning at the point heretofore described as "Point K"; thence south 0°54'59" west a distance of 60 feet; thence along the arc of a curve to the right (the initial radial bearing being South 0°54'59" West), having a radius of 525.86 feet and through an angle of 31°24'06" a distance of 288.20 feet to a point of tangency; thence north 57°40'55" west along said tangent a distance of 17.79 feet; thence north 32°19'05" east a distance of 55 feet to a point hereinafter referred to as "Point L"; thence continuing north 32°19'05" east a distance of 15 feet; thence south 57°40'55" east a distance of 17.79 feet to a point of curvature; thence southeasterly and easterly along the arc of a curve to the left having a radius of 455.86 feet and through an angle of 31°24'06" a distance of 249.84 feet to a point on the northerly margin of the 70-foot strip above described; thence south 0°54'59" west a distance of 10 feet to the point of beginning; EXCEPT portions thereof lying within County Roads; ALSO

A strip of land 70 feet in width lying 15 feet northeasterly and easterly and 55 feet southwesterly and westerly, measured at right angles from the following described line in Township 26 North, Range 4 East, W.M., in Kenmore Heights Addition, as recorded in Volume 19, King County Plats, Page 100, and in Lake Forest Park Estates, as recorded in Volume 34, King County Plats, Page 8, and in the First Addition to Lake Forest Park, as recorded in Volume 20, King County Plats, Page 82, described as follows:

Beginning at the point described above as "point L"; thence north $57^{\circ}40'55''$ west a distance of 1720.20 feet to a point on the section line common to Sections 2 and 3, said Township 26, said point being distant 989.59 feet measured north $0^{\circ}12'41''$ east from the section corner common to Sections 2, 3, 10 and 11, said Township 26; thence continuing north $57^{\circ}40'55''$ west a distance of 255.25 feet to an angle point; thence north $61^{\circ}19'53''$ west a distance of 1075.10 feet to a point of curvature; thence along the arc of a curve to the right, having a radius of 1000 feet through an angle of $8^{\circ}12'00''$ a distance of 143.12 feet to a point of tangency; thence north $53^{\circ}07'53''$ west along said tangent a distance of 770.24 feet to a point of curvature; thence along the arc of a curve to the right having a radius of 100.03 feet through an angle of $53^{\circ}30'15''$ a distance of 93.41 feet to a point of tangency; thence north $0^{\circ}22'22''$ east along said tangent, a distance of 433.00 feet to a point on the east-west center line of Section 3, said Township 26, said point being distant 690.01 feet measured south $88^{\circ}00'29''$ east from the center of said Section 3; EXCEPT portions lying within County Road rights-of-way.

Section 2. That public necessity and convenience demand that the following described real property and property rights situated in King County, Washington, be condemned, appropriated, and taken for a public use, to-wit: an easement for a maintenance roadway to be constructed and used in connection with the watermain pipe line and right-of-way therefor, as described in Section 1 of this ordinance:

A strip of land 60 feet in width, lying 30 feet on each side, measured at right angles to the following described line in Section 27, Township 26 North, Range 7 East, W.M., to-wit:

Beginning at a point on the east line of said Section 27, said point being distant 648.62 feet, measured south $0^{\circ}01'05''$ west from the northeast corner of said Section 27; thence south $83^{\circ}17'55''$ east a distance of 306.77 feet; thence south $6^{\circ}42'05''$ west a distance of 20.00 feet to the true point of beginning of this description; thence westerly and northwesterly along the arc of a curve to the right (the radius of said curve bears North $6^{\circ}42'05''$ East at said true point of beginning) having a radius of 500 feet, a distance of 387.40 feet to a point of tangency; thence north $38^{\circ}54'10''$ west along said tangent a distance of 185.74 feet to a point of curvature; thence along the arc of a curve to the left, having a radius of 80 feet, a distance of 184.82 feet to a point of tangency; thence south $8^{\circ}43'17''$ west a distance of 121.94 feet to a point of curvature; thence along the arc of a curve to the right, having a radius of 100 feet, a distance of 153.55 feet to a point in the pipe line right-of-way as described in Section 1 of this ordinance; EXCEPT portions lying within the pipe line right-of-way as described in Section 1 of this ordinance; ALSO

A strip of land 60 feet in width lying 30 feet on each side measured at right angles to the following described line in Section 27, Township 26 North, Range 7 East, W.M., to-wit:

Beginning at the point in Section 1 of this ordinance described as "Point F"; thence south $6^{\circ}43'05''$ west a distance of 20.00 feet to the true point of beginning; thence westerly and northwesterly along the arc of a curve to the right, (the radius of said curve bears North $6^{\circ}43'05''$ East at said true point of beginning) having a radius of 80 feet, a distance of 55.85 feet to a point of tangency; thence north $43^{\circ}17'55''$ west along said tangent a distance of 101.54 feet to a point of curvature; thence along the arc of a curve to the left, having a radius of 80 feet, a distance of 159.52 feet to a point of tangency; thence south $22^{\circ}26'49''$ west a distance of 98.49 feet to a point of curvature; thence along the arc of a curve to the right, having a radius of 955 feet, a distance of 144.63 feet to a point of tangency; thence south $31^{\circ}07'29''$ west a distance of 246.38 feet to a point of curvature; thence along the arc of a curve to the right, having a radius of 70.22 feet, a distance of 85.78 feet to a point of tangency; thence north $78^{\circ}52'31''$ west to an intersection with County Road 34-26-7-2; EXCEPT portions lying within the limits of the pipe line right-of-way as described in Section 1 of this ordinance and EXCEPT portions lying within said County Road.

Section 3. That in the reasonable original grading of the pipe line roadways as described in Section 2 of this ordinance, the City shall acquire the right, in the case of a cut, to remove the lateral support of the property abutting on said roadways, and in every case the right to remove said lateral support shall include the right to carry the slopes back into and extending upon the abutting real property for at least one foot for each foot of depth of cut, and in the case of a fill, the right shall be acquired to extend and maintain upon the abutting real property slopes of one and one-half feet for each foot of elevation of fill for the purpose of acquiring lateral support for said roadways; reserving unto the abutting property owners respectively the right at any time to remove said lateral support upon providing and maintaining other adequate lateral support for said roadways.

Section 4. That the Corporation Counsel be and he is hereby authorized and directed to begin and prosecute the actions and proceedings in the manner provided by law to condemn, take, damage and appropriate the lands and other property, property rights and privileges necessary to carry out the provisions of this ordinance.

(To be used for all Ordinances except Emergency.)

Section 5. That such acquisition is hereby declared to be a part of the additions and betterments to and extensions of the existing Municipal Water Works Plant and System of the City of Seattle provided for by Ordinance No. 85642, and the cost of such acquisition shall be paid from the funds provided by said Ordinance No. 85642.

Section 6. That in conducting said condemnation proceedings, the Corporation Counsel is hereby authorized to enter into stipulations for the purpose of minimizing damages.

Section 7. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the 6 day of May 1957 and signed by me in open session in authentication of its passage this 6 day of May 1957

President of the City Council.

Approved by me this 7 day of May 1957
Jordan S. Clifton
Mayor.

Filed by me this 7 day of May 1957
A. Thomas
Attest: City Comptroller and City Clerk.

(SEAL)

Published MAY 25 1957

By *W. A. Perine*
Deputy Clerk.

THE CITY OF SEATTLE
DEPARTMENT OF ENGINEERING

ROY W. MORSE

~~ALEX PARKER~~ CITY ENGINEER
MEMBER, BOARD OF PUBLIC WORKS

IN Re: Tolt River Pipe Line
Condemnation

April 18, 1957

Honorable City Council
Seattle, Washington

Gentlemen:

The attached Council Bill provides for the acquisition by condemnation of property and property rights for the Tolt River Pipe Line. This bill provides for the taking of all needed property between the impounding reservoir on the south fork of the Tolt River to the existing Lake Forest Park Reservoir, with the exception of property owned by the Weyerhaeuser Timber Company and the State of Washington east of the Swan County Road. Negotiations are now in progress to acquire the necessary property rights from these owners.

This Council Bill has been approved as to form by the Corporation Counsel.

Yours very truly


ROY W. MORSE
City Engineer

EMW:mpa

Enclosure

The City of Seattle--Legislative Department

MR. PRESIDENT:

Your Committee on City Utilities
to which was referred C. B. No. 77566,

Date Reported
and Adopted
MAY 6 1957

relating to the Municipal Water Supply System; providing for the acquisition by condemnation of certain property and property rights in portions of Township 26 North, Range 7 East, W.M.; Township 26 North, Range 6 East, W.M.; Township 26 North, Range 5 East, W.M.; Township 26 North, Range 4 East, W.M.; including portions of Loma Vista Addition, Alderwood Manor No. 14, Northlake Heights, Kenmore Heights Addition, Lake Forest Park Estates Addition, and the First Addition to Lake Forest Park; for a watermain pipe line right-of-way as a part of certain additions and betterments to the existing system,

RECOMMENDS THAT THE SAME DO PASS.

Jones

Chairman

Chairman

Committee

Committee

ORDINANCE NO. 86134

AN ORDINANCE relating to the Municipal Water Supply System; providing for the acquisition by condemnation of certain property and property rights in portions of Township 26 North, Range 7 East, W. M.; Township 26 North, Range 6 East, W. M.; Township 26 North, Range 5 East, W. M.; Township 26 North, Range 4 East, W. M., including portions of Loma Vista Addition, Alderswood Manor No. 14, Northlake Heights, Kenmore Heights Addition, Lake Forest Park Estates Addition, and the First Addition to Lake Forest Park; for a watermain pipe line right-of-way as a part of certain additions and betterments to the existing system.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That public necessity and convenience demand that the following described real property and property rights situated in King County, Washington, be condemned, appropriated and taken in fee simple for a public use, for a watermain pipe line right-of-way, to-wit:

(ALL COURSES BASED UPON LAMBERT GRID COORDINATE SYSTEM)

A strip of land 100 feet in width lying 25 feet northerly and 55 feet southerly, measured at right angles from the following described line, in Section 27, Township 26 North, Range 7 East, W. M., to-wit:

Beginning at a point in the east line of Section 27, Township 26 North, Range 7 East, W. M., said point being distant 448.62 feet measured south 0° 01' 05" west from the northeast corner of said Section 27; thence north 83° 17' 55" east to a point, said point hereinafter referred to as "Point F"; thence along a distance of 449.53 feet to a point on the center line of County Road No. 34-26-7, also known as Swan Road; said point being distant 794.53 feet measured south 56° 05' 37" east from the northeast quarter corner of said Section 27; thence continuing north 83° 17' 55" west a distance of 5162.89 feet to a point of curvature, thence along the arc of a curve to the left having a radius of 1060.39 feet a distance of 42.72 feet to an intersection with the west line of said Section 27, said point being distant 26.00 feet from the section corner common to Sections 21, 22, 27 and 28, said Township 26 North, Range 7 East, W. M., said distance continuing along said curve to the left a distance of 44.51 feet to a point of tangency; thence along the east line of said Township 26 North, Range 7 East, W. M., to-wit:

The north 100 feet of Sections 28, 29 and 30, said Township 26 North, Range 7 East, W. M., and the north 100 feet of Section 25, Township 26 North, Range 6 East, W. M.; EXCEPT portions lying within said last described above; and EXCEPT portions lying within County Roads; ALSO

A strip of land 100 feet in width lying 25 feet northerly and 75 feet southerly, measured at right angles thereto, from the following described line in Township 26 North, Range 6 East, W. M., and in Township 26 North, Range 5 East, W. M., to-wit:

Beginning at the section corner common to Sections 23, 24, 25 and 26, Township 26 North, Range 6 East, W. M.; thence southerly along the section line a distance of 25.00 feet to the true point of beginning of this description; thence north 89° 00' 10" west a distance of 1250.72 feet to a point of curvature; thence along the arc of a curve to the right having a radius of 1001.66 feet through an angle of 13° 41' 13" a distance of 239.13 feet to a point of tangency; thence north 75° 18' 57" west along said tangent a distance of 2436.89 feet to a point of curvature; thence along the arc of a curve to the left having a radius of 1009 feet through an angle of 6° 30' 13" a distance of 1123.32 feet to a point of tangency; thence north 81° 49' 12" west along said tangent a distance of 1123.32 feet to a point of curvature; thence along the arc of a curve to the right having a radius of 1009 feet and through an angle of 23° 20' 38" a distance of 407.43 feet to a point of tangency; said point being distant 871.60 feet measured north 1° 28' 58" east from the section corner common to Sections 22, 23, 24 and 27, said Township 26 North, Range 6 East, W. M.; thence north 58° 28' 34" west along said tangent a distance of 5362.71 feet to a point of curvature; thence along the arc of a curve to the left having a radius of 995.29 feet a distance of 62.42 feet to a point on the west line of Section 22, said Township 26 North, Range 6 East, W. M., said point being distant 16" east from the west quarter corner of said Section 22; thence continuing along the arc of said last described curve a distance of 86.97 feet to a point of tangency; thence north to a point of tangency a distance of 5536.22 feet to a point of tangency in the west line of Section 21, Township 26 North, Range 6 East, W. M., said point being distant 204.62 feet measured south 6° 17' 32" west from the section corner common to Sections 16, 17, 20 and 21, Township 26 North, Range 5 East, W. M.; thence continuing a distance of 2355.40 feet to a point of curvature; thence along the arc of a curve to the right having a radius of 1003.09 feet through an angle of 9° 12' 23" a distance of 198.66 feet to a point of tangency; thence north 60° 53' 36" west along said tangent a distance of 198.66 feet to a

Range 5 East, W. M.; EXCEPT portion lying within Chicago, Milwaukee, St. Paul and Pacific Railway right-of-way in Section 25, Township 26 North, Range 5 East, W. M.; ALSO

A strip of land 70 feet in width in Section 14, Township 26 North, Range 5 East, W. M., the northerly marginal boundary line and said 70-foot strip being described as follows, to-wit:

Beginning at a point in the north-south center line of said Section 16, said point being distant 1500.35 feet measured north 3° 34' 58" east from the south quarter corner of said Section 16; thence north 27° 22' 24" east a distance of 10.00 feet to the true point of beginning; thence south 62° 47' 56" east a distance of 222.43 feet to a point of curvature; thence along the arc of a curve to the left having a radius of 845.13 feet and through an angle of 26° 14' 28" a distance of 387.06 feet to an intersection with the north line of the 100-foot strip last described above, except portions lying within said 100-foot strip; and EXCEPT portions lying within County Road; ALSO

A strip of land 70 feet in width lying 10 feet northerly and 40 feet southerly, measured at right angles to the following described line in Township 26 North, Range 5 East, W. M., to-wit:

Beginning at a point on the north-south center line of said Section 16, said point being distant 1500.35 feet measured north 3° 34' 58" east from the south quarter corner of said Section 16; thence north 52° 37' 36" west a distance of 3050.24 feet to a point in the west line of said Section 16, said point being distant 272.90 feet measured north 3° 11' 29" east from the west quarter corner of said Section 16; thence continuing north 62° 37' 36" west a distance of 573.03 feet to a point in the west line of Section 8, Township 26 North, Range 5 East, W. M., said point being distant 99.15 feet measured north 2° 33' 29" east from the southwest corner of said Section 8; thence continuing north 43° 47' 36" west a distance of 1159.18 feet to an angle point; thence north 63° 47' 36" west a distance of 2147.9 feet to an angle point; thence north 54° 49' 41" west a distance of 682.25 feet to an angle point hereinafter referred to as "Point G"; EXCEPT any portions of said strip which may lie within street, road, highway or railway right-of-way; ALSO

A strip of land 70 feet in width over and across a portion of Section 7, Township 26 North, Range 5 East, W. M., including a portion of Northcliff Addition as recorded in Volume 27 of King County Plats at Page 50, said strip being 15 feet easterly and 55 feet westerly, measured at right angles to the following described line:

Beginning at the point above described as "Point G"; thence along a distance of 438.25 feet to an angle point; thence north 1° 59' 22" east a distance of 322.25 feet to a point of curvature; thence northerly and northwesterly along the arc of a curve to the left, having a radius of 1009 feet, and through an angle of 41° 44' 15" a distance of 728.45 feet to a point of tangency hereinafter referred to as "Point H" (the tangent to said curve at said point bears North 39° 44' 52" West); EXCEPT any portions of said strip which may lie within street, road, highway or railway right-of-way; ALSO

A strip of land 55 feet in width, the same being 15 feet northerly and 40 feet southerly, measured at right angles to the following described line, to-wit:

Beginning at "Point H" before mentioned; thence north 39° 44' 52" west a distance of 62.60 feet to a point in the north-south center line of Section 7, Township 26 North, Range 5 East, W. M.; said point being distant 32.85 feet measured north along said center line from the center of said Section 7; thence north 39° 44' 52" west a distance of 2806.78 feet to a point of curvature; thence along the arc of a curve to the left having a radius of 472.66 feet through an angle of 20° 19' 34" a distance of 173.22 feet to a point of tangency; thence north 50° 44' 46" west along said tangent a distance of 474.57 feet to a point in the west line of said Section 7, said point being distant 188.35 feet measured south 12° 45' west from the northwest corner of said Section 7; thence continuing north 60° 44' 46" west along said tangent a distance of 236.95 feet to a point of curvature; said point hereinafter referred to as "Point I"; EXCEPT any portions lying within County Roads; ALSO

That portion of a tract of land in Section 1, Township 26 North, Range 4 East, W. M., and in Alderwood Manor, No. 14, as recorded in Volume 26, King County Plats, Page 4, described as follows:

Beginning at the point described above as "Point I"; thence south 29° 15' 14" west a distance of 70 feet to a point on the southwesterly margin of the above-described 55-foot strip of land; thence northwesterly along the arc of a curve to the left having a radius of 278.15 feet (the initial radial bearing being North 29° 15' 14" East) a distance of 132.55 feet to a point of tangency; thence north 87° 57' 05" west along said tangent a distance of 82.65 feet; thence north 2° 02' 55" east a distance of 60 feet to a point hereinafter referred to as "Point J"; after referred to as "Point J"; thence continuing north 2° 02' 55" east a distance of 10 feet thence south 87° 57' 05" east a distance of 20.66 feet to a point of curvature; thence along the arc of a curve to the right having a radius of 492.14 feet through an angle of 26° 14' 28" a distance of 387.06 feet to an intersection with the north line of the 100-foot strip last described above, except portions lying within said 100-foot strip; and EXCEPT portions lying within County Road; ALSO

point on the northerly margin of the 70-foot strip above described, thence south 0° 54' 59" west a distance of 10 feet to the point of beginning; EXCEPT portions thereof lying within County Roads; ALSO

A strip of land 70 feet in width lying 15 feet northeasterly and 55 feet southwesterly and westerly, measured at right angles from the following described line in Township 26 North, Range 4 East, W. M., in Kenmore Heights Addition, as recorded in Volume 13, King County Plats, Page 100, and in Lake Forest Park Estates, as recorded in Volume 34, King County Plats, Page 1, and in the First Addition to Lake Forest Park, as recorded in Volume 20, King County Plats, Page 82, described as follows:

Beginning at the point described above as "Point L"; thence north 57° 40' 55" west a distance of 1720.29 feet to a point on the center line common to Sections 2 and 3, said Township 26, said point being distant 988.55 feet measured north 0° 12' 47" east from the section corner common to Sections 2, 3, 10 and 11, said Township 26; thence continuing north 57° 40' 55" west a distance of 255.25 feet to an angle point; thence north 61° 55' west a distance of 1075.10 feet to a point of curvature; thence along the arc of a curve to the right, having a radius of 1009 feet through an angle of 8° 12' 00" a distance of 143.12 feet to a point of tangency; thence north 53° 07' 53" west 770.24 feet to a point of curvature; thence along the arc of a curve to the right having a radius of 1009 feet through an angle of 53° 39' 15" a distance of 93.41 feet to a point of tangency; thence north 0° 22' 22" east along said tangent, a distance of 433.00 feet to a point on the east-west center line of Section 3, said Township 26, said point being distant 596.01 feet east from the center of said Section 3; EXCEPT portions lying within County Road right-of-way.

Section 2. That public necessity and convenience demand that the following described real property and property rights situated in King County, Washington, be condemned, appropriated and taken in fee simple for a maintenance roadway to be constructed and used in connection with the watermain pipe line and right-of-way therefor, as described in Section 1 of this ordinance:

A strip of land 60 feet in width, lying 30 feet on each side, measured at right angles to the following described line in Section 27, Township 26 North, Range 7 East, W. M., to-wit:

Beginning at a point on the east line of said Section 27, said point being distant 648.62 feet, measured south 0° 01' 05" west from the northeast corner of said Section 27; thence south 83° 17' 55" east a distance of 206.77 feet; thence south 6° 42' 05" west a distance of 29.00 feet to the true point of beginning of this description; thence westerly and northwesterly along the arc of a curve to the right (the radius of curve bears North 6° 42' 05" East) at said true point of beginning having a radius of 508 feet a distance of 337.40 feet to a point of tangency; thence north 28° 54' 10" west along said tangent a distance of 185.74 feet to a point of curvature; thence along the arc of a curve to the left having a radius of 80 feet, a distance of 184.82 feet to a point of tangency; thence south 8° 43' 17" west a distance of 121.34 feet to a point of curvature; thence along the arc of a curve to the right, having a radius of 100 feet, a distance of 152.55 feet to a point in the pipe line right-of-way as described in Section 1 of this ordinance; EXCEPT portions lying within the pipe line right-of-way as described in Section 1 of this ordinance; ALSO

A strip of land 60 feet in width lying 30 feet on each side, measured at right angles to the following described line in Section 27, Township 26 North, Range 7 East, W. M., to-wit:

Beginning at the point in Section 1 of this ordinance described above as "Point F"; thence south 6° 43' 05" west a distance of 20.00 feet to the true point of beginning; thence westerly and northwesterly along the arc of a curve to the right (the radius of said curve bears North 6° 43' 05" East) at said true point of beginning having a radius of 80 feet, a distance of 55.85 feet to a point of tangency; thence north 37° 17' 55" east along said tangent a distance of 101.54 feet to a point of curvature; thence along the arc of a curve to the left, having a radius of 80 feet, a distance of 159.52 feet to a point of tangency; thence south 22° 26' 49" west a distance of 83.49 feet to a point of curvature; thence along the arc of a curve to the right, having a radius of 955 feet, a distance of 144.63 feet to a point of tangency; thence south at 0° 22' 22" west a distance of 246.38 feet to a point of curvature; thence along the arc of a curve to the right, having a radius of 80.72 feet, a distance of 80.78 feet to a point of tangency; thence north 78° 52' 31" west to an intersection with County Road 34-26-7-2; EXCEPT portions lying within the limits of the pipe line right-of-way as described in Section 1 of this ordinance and EXCEPT portions lying within said County Road.

Section 3. That in the reasonable original grading of the pipe line roadways as described in Section 2 of this ordinance, it shall be the duty of the right-of-way owner to remove the lateral accretion on said roadways, and in every case the right to remove said lateral accretion shall inure to the benefit of the right-of-way owner, and shall not be subject to any other claim or demand.

East, W. M., thence southerly along the section line common to said Sections 25 and 26 a distance of 25.90 feet to the true point of beginning; thence north 89° 00' 10" west a distance of 1250.72 feet to a point of curvature; thence along the arc of a curve to the right having a radius of 1001.06 feet through an angle of 12° 41' 13" a distance of 239.13 feet to a point of tangency; thence north 75° 18' 47" west along said tangent a distance of 2456.80 feet to a point of curvature; thence along the arc of a curve to the left having a radius of 1000 feet through an angle of 6° 30' 15" a distance of 115.56 feet to a point of tangency; thence north 81° 49' 12" west along said tangent a distance of 1122.32 feet to a point of curvature; thence along the arc of a curve to the right having a radius of 1000 feet and through an angle of 23° 20' 38" a distance of 407.43 feet to a point of tangency, said point being distant 871.60 feet measured north 1° 28' 58" east from the southeast corner common to Sections 25, 26 and 27, said Township 26 North, Range 5 East, W. M.; thence north 58° 28' 34" west along said tangent a distance of 5562.71 feet to a point of curvature; thence along the arc of a curve to the left having a radius of 999.29 feet a distance of 63.47 feet to a point on the west line of Section 32, said Township 26 North, Range 6 East, W. M., said point being distant 759.24 feet measured north 4° 25' 16" east from the west quarter corner of said Section 22; thence continuing along the arc of said last described curve a distance of 88.97 feet to a point of tangency; thence north 67° 06' 06" west a distance of 5526.22 feet to a point on the west line of Section 21, Township 26 North, Range 6 East, W. M., said point being distant 204.62 feet measured south 6° 17' 32" west from the southeast corner common to Sections 16, 17, 20 and 21, Township 26 North, Range 6 East, W. M.; thence continuing north 67° 06' 06" west a distance of 2356.40 feet to a point of curvature; thence along the arc of a curve to the right having a radius of 1003.09 feet and through an angle of 5° 12' 23" a distance of 108.66 feet to a point of tangency; thence north 53° 36' 56" east along said tangent a distance of 1006.59 feet to a point of curvature; thence along the arc of a curve to the left having a radius of 1000.64 feet through an angle of 27° 43' 19" a distance of 484.15 feet to a point of tangency; thence north 88° 36' 54" west along said tangent a distance of 1565.28 feet to a point in the west line of Section 17, Township 26 North, Range 6 East, W. M., said point being distant 1307.55 feet measured north 2° 18' 06" east from the section corner common to Sections 17, 18, 19 and 20, Township 26 North, Range 6 East, W. M.; thence south 89° 20' 40" west a distance of 2744.15 feet to an angle point in the west line of Section 18, Township 26 North, Range 6 East, W. M., said angle point being distant 1288.09 feet measured north 1° 06' 07" east from the southeast corner of said Section 18; thence north 87° 28' 02" west a distance of 2514.93 feet to an angle point; thence north 87° 52' 54" west a distance of 2617.41 feet to an angle point in the west line of Section 13, Township 26 North, Range 5 East, W. M., said point being distant 1310.43 feet measured north 1° 31' 32" east from the section corner common to Sections 13, 14, 23 and 24, Township 26 North, Range 5 East, W. M.; thence north 89° 17' 07" west a distance of 2670.87 feet to an angle point; thence north 89° 16' 38" west a distance of 2641.40 feet to an angle point in the west line of Section 14, Township 26 North, Range 5 East, W. M., said angle point being distant 1298.32 feet measured north 2° 04' 58" east from the southwest corner of said Section 14; thence north 88° 09' 22" west a distance of 2652.78 feet to an angle point; thence north 88° 09' 53" west a distance of 2650.05 feet to an angle point in the west line of Section 15, Township 26 North, Range 5 East, W. M., said angle point being distant 1274.21 feet measured north 2° 17' 56" east from the southwest corner of said Section 15; thence north 88° 52' 04" west a distance of 2887.60 feet to an intersection with the north-south center line of Section 16, Township 26 North, Range 5 East, W. M., said point being distant 1267.74 feet measured north 3° 34' 58" east from the south quarter corner of said Section 16; EXCEPT portions of-way; also EXCEPT portions lying within State Highway rights-of-way; and EXCEPT portion lying within Northern Pacific Railway right-of-way in Section 15, Township 26 North,

A strip of land 55 feet in width, the same being 15 feet northerly and 40 feet southerly measured at right angles to the following described line, to-wit:

Beginning at "Point H" before mentioned, thence north 39° 44' 52" west a distance of 62.60 feet to a point in the north-south center line of Section 7, Township 26 North, Range 5 East, W. M.; said point being distant 32.85 feet measured north along said center line from the center of said Section 7; thence north 39° 44' 52" west a distance of 2806.74 feet to a point of curvature; thence along the arc of a curve to the left having a radius of 472.66 feet through an angle of 29° 59' 54" a distance of 173.22 feet to a point of tangency; thence north 60° 44' 49" west along said tangent a distance of 474.97 feet to a point in the west line of said Section 7, said point being distant 189.36 feet measured south 2° 12' 48" west from the northwest corner of said Section 7; thence continuing north 60° 44' 46" west along said tangent a distance of 236.96 feet to a point of curvature, said point hereinafter referred to as "Point I"; EXCEPT any portions lying within County Roads; ALSO

That portion of a tract of land in Section 1, Township 26 North, Range 4 East, W. M. and in Alderwood Manor, No. 14, as recorded in Volume 26, King County Plats, Page 4, described as follows:

Beginning at the point described above as "Point I"; thence south 29° 15' 14" west a distance of 40 feet to a point on the southwest-erly margin of the above-described 55-foot strip of land; thence northwesterly along the arc of a curve to the left having a radius of 279.15 feet (the initial radial bearing being North 29° 15' 14" East) a distance of 132.51 feet to a point of tangency; thence north 87° 57' 05" west along said tangent a distance of 82.65 feet; thence north 2° 02' 55" east a distance of 40 feet to a point hereinafter referred to as "Point J"; thence continuing north 2° 02' 55" east a distance of 10 feet; thence south 87° 57' 05" east a distance of 20.66 feet to a point of curvature; thence along the arc of a curve to the right having a radius of 469.74 feet and through an angle of 27° 12' 19" a distance of 223.04 feet to a point in the north-erly margin of the above-described 55-foot strip of land; thence south 29° 15' 14" west a distance of 15 feet to the point of beginning; EXCEPT any portion lying within County Roads; ALSO

A strip of land 70 feet in width, lying 10 feet northerly and 60 feet southerly measured at right angles thereto from the following described line over and across unplatted portions of Township 26 North, Range 4 East, W. M., also in Alderwood Manor, No. 14, as recorded in Volume 26, King County Plats, Page 4; and in Northlake Heights as recorded in Volume 46, King County Plats, Page 10, to-wit:

Beginning at the point above described as "Point J"; thence westerly along a line 60 feet northerly from and parallel with the section line common to Sections 1 and 12, Township 26 North, Range 4 East, W. M., a distance of 4750.45 feet to a point in the section line common to Sections 1 and 12, said Township 26 North, Range 4 East, W. M.; thence westerly along a line 20 feet northerly from and parallel to the section line common to Sections 2 and 11, said Township 26 North, Range 4 East, W. M., a distance of 2406.34 feet to a point of curvature, said point hereinafter referred to as "Point K"; EXCEPT portions thereof lying within County Roads; ALSO

That portion of Sections 2 and 11, Township 26 North, Range 4 East, W. M., together with that portion of Kenmore Heights Addition as recorded in Volume 19 of King County Plats at Page 100, described as follows:

Beginning at the point heretofore described as "Point K"; thence south 0° 54' 59" west a distance of 60 feet; thence along the arc of a curve to the right (the initial radial bearing being South 0° 54' 59" West), having a radius of 525.86 feet and through an angle of 31° 24' 06" a distance of 288.20 feet to a point of tangency; thence north 87° 40' 55" west along said tangent a distance of 17.79 feet; thence north 32° 19' 05" east a distance of 55 feet to a point hereinafter referred to as "Point L"; thence continuing north 32° 19' 05" east a distance of 15 feet; thence south 37° 40' 55" east a distance of 17.79 feet to a point of curvature; thence southeasterly and easterly along the arc of a curve to the left having a radius of 455.86 feet and through an angle of 31° 24' 06" a distance of 249.84 feet to a

point of curvature; thence south 31° 54' west a distance of 121.94 feet to a point of curvature; thence along the arc of a curve to the right, having a radius of 100 feet, a distance of 153.55 feet to a point in the pipe line right-of-way as described in Section 1 of this ordinance; EXCEPT portions lying within the pipe line right-of-way as described in Section 1 of this ordinance; ALSO

A strip of land 60 feet in width lying 30 feet on each side measured at right angles to the following described line in Section 27, Township 26 North, Range 7 East, W. M., to-wit:

Beginning at the point in Section 1 of this ordinance described above as "Point F"; thence south 6° 43' 05" west a distance of 20.90 feet to the true point of beginning; thence westerly and northwesterly along the arc of a curve to the right, (the radius of said curve bears North 6° 43' 05" East at said true point of beginning) having a radius of 80 feet, a distance of 55.85 feet to a point of tangency; thence north 42° 17' 55" west along said tangent a distance of 101.54 feet to a point of curvature; thence along the arc of a curve to the left, having a radius of 80 feet, a distance of 159.52 feet to a point of tangency; thence south 22° 25' 49" west a distance of 98.49 feet to a point of curvature; thence along the arc of a curve to the right, having a radius of 95 feet, a distance of 144.63 feet to a point of tangency; thence south 31° 07' 22" west a distance of 246.28 feet to a point of curvature; thence along the arc of a curve to the right, having a radius of 70.22 feet, a distance of 55.74 feet to a point of tangency; thence north 78° 52' 11" west to an intersection with County Road 34-26-7-2; EXCEPT portions lying within the limits of the pipe line right-of-way as described in Section 1 of this ordinance and EXCEPT portions lying within said County Road.

Section 3. That in the reasonable original grading of the pipe line roadways as described in Section 2 of this ordinance the City shall acquire the right, in the case of a cut, to remove the lateral support of the property abutting on said roadways, and in every case the right to remove said lateral support shall include the right to carry the slopes back into and extending upon the abutting real property for at least one foot for each foot of depth of cut, and in the case of a fill, the right shall be acquired to extend and maintain upon the abutting real property for slopes of one and one-half feet for each foot of elevation of fill for the purpose of acquiring lateral support for said roadways; reserving unto the abutting property owners respectively the right at any time to remove said lateral support upon providing and maintaining other adequate lateral support for said roadways.

Section 4. That the Corporation Counsel be and he is hereby authorized and directed to begin and prosecute the actions and proceedings in the manner provided by law to condemn, take, damage and appropriate the lands and other property, property rights and privileges necessary to carry out the provisions of this ordinance.

Section 5. That such acquisition is hereby declared to be a part of the additions and betterments to and extensions of the existing Municipal Water Works Plant and System of the City of Seattle provided for by Ordinance No. 85642, and the cost of such acquisition shall be paid from the funds provided by said Ordinance No. 85642.

Section 6. That in conducting said condemnation proceedings, the Corporation Counsel is hereby authorized to enter into stipulations for the purpose of minimizing damages.

Section 7. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the 6th day of May, 1957, and signed by me in open session in authentication of its passage this 6th day of May, 1957.

DAVID LEVINE,
President of the City Council.
Approved by me this 7th day of May, 1957.

GORDON S. CLINTON,
Mayor.

Filed by me this 7th day of May, 1957.
Attest: W. C. THOMAS,
City Comptroller and
City Clerk.

(Seal) By W. A. FERINE,
Deputy Clerk.
Date of official publication in the
Daily Journal of Commerce, Seattle,
May 25, 1957. (C-1598)



CITY OF SEATTLE
 DEPARTMENT OF ENGINEERING
 ROY W. MORSE, CITY ENGINEER
 MEMBER, BOARD OF PUBLIC WORKS

Gordon S. Clinton, Mayor

August 11, 1958

Mr. Carl G. Erlandson
 City Comptroller
 Seattle, Washington

Attention: Mr. Henry Hoy

Dear Sir:

We transmit herewith for recording with the King County Auditor and filing in the City's records the following instruments:

12914

Northern Pacific Railway Company, Permit No. 83607 covering a 54-inch water pipe line across the Northern Pacific Railway Company, Sumas Branch, right of way near Bothell.

12915

Northern Pacific Railway Company Permit No. 83608 covering water pipe line crossing the Northern Pacific Railway Belt Line right of way at former Hollywood Spur and near Woodinville, Washington.

These permits were negotiated to provide right of way for the Tolt River Pipe Line, Ordinance No. 86134.

On the extra copy of this letter attached hereto, please indicate the file numbers assigned these instruments by the King County Auditor and your office and return said copy to this Department.

Yours very truly,

ROY W. MORSE
 City Engineer

By *E. M. Whiting*
 E. M. WHITING
 Assistant Engineer

CPS:mi
 Encls.

*NOT RECORDED
 PLACED IN COURT
 FILES*