

RESOLUTION NO. 104-99

A RESOLUTION relating to the intention of the Board of Mason County Commissioners to condemn certain property within Mason County for public use.

WHEREAS, the property described below is necessary in order to provide sufficient land for the construction, maintenance and inspection of flood protection measures for and on behalf of the Skokomish Flood Control Zone District (SFCZD); and

WHEREAS, the use of the land in question is for the protection of property and lives; and

WHEREAS, the property to be acquired is necessary to adequately protect public property and lives; and

WHEREAS, the County has been unable to reach an agreement with the property owner of that certain parcel described below with respect to the access thereof; and

WHEREAS, pursuant to Chapters 86.12 and 86.15 RCW, the SFCZD has the authority to condemn property within the County for public use.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF MASON COUNTY COMMISSIONERS, acting as provided in RCW 86.15.050 as the Commissioners for the SFCZD, that it is necessary for the SFCZD to acquire a portion of the following described parcel:

A portion of the East half of the Southeast Quarter of the Southeast Quarter, Section 2, Township 21 North, Range 5 West, W.M., in Mason County, Washington, more particularly described as follows:

Beginning at the Southeast Section corner of said Section 2, Township 21 North, Range 5 West, W.M.; thence S 88°08'46" W 665.14 feet along the section line common to Sections 2 and 11 to the West line of the East half of the Southeast Quarter of the Southeast Quarter, Section 2, Township 21 North, Range 5 West, W.M.; thence N 00°20'33" W 1273.38 feet along the said West line to a point on the Southerly bank of the Skokomish River and being the TRUE POINT OF BEGINNING of a strip of land 50 feet Northerly and 50 feet Southerly of this described line; thence S 62°58'32" E 200 feet more or less along the Riparian line or the Southerly bank of the Skokomish River; thence S 76°19'50" E 50 feet; thence S 80°33'38" E 180 feet to the terminus of this described line. Said strip of land is for the purpose of river and bank stabilization and protection.

TOGETHER with a easement for road purposes over and across the Southerly 25 feet and the Westerly 25 feet and a 50 foot radius point at the Southwest corner of the said strip near the Northwest corner and the Southwest corner of the East half of the Southeast Quarter of the Southeast Quarter, Section 2, Township 21 North, Range 5 West, W.M.

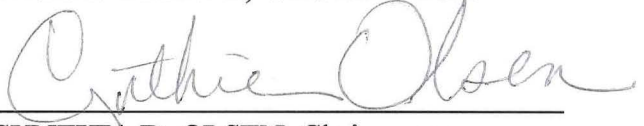
TOGETHER with a non-exclusive easement for road purposes over and across the East half of the Northeast Quarter of Section 11 and a portion of the West half of Section 12, all in Township 21 North, Range 5 West, W.M., as described further in instrument recorded July 24, 1964, Auditor's File No. 205707. Provides access to Skokomish Valley County Road No. 41640.


The total amount of property to be acquired by this instrument is 0.99 acre, more or less.

BE IT FURTHER RESOLVED, that the Board of Mason County Commissioners, finding that it is unable to reach agreement with the owner for the purchase of the property described herein, hereby requests the Prosecuting Attorney of Mason County to petition the Superior Court pursuant to Chapters 86.12 and 86.15 RCW for the acquisition of such property by means of a condemnation action.

ADOPTED this 14th day of September, 1999.

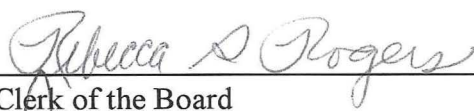
BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON


CYNTHIA D. OLSEN, Chairperson

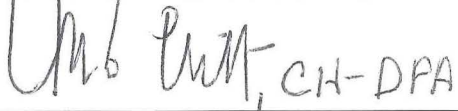

JOHN A. BOLENDER, Member


MARY JO CADY, Member

ATTEST:


Clerk of the Board

APPROVED AS TO FORM:


Prosecuting Attorney