

RESOLUTION NO. 136-04

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 realignment of Mason County Road No. 96140, known as the Grapeview Loop Road; and

WHEREAS, the use of the land in question is a public use; and

WHEREAS, the property to be acquired is necessary to said public use; and

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

WHEREAS, pursuant to Chapter 8.08 RCW, Mason County has the authority to condemn property within the County for public use.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MASON COUNTY that it is necessary for county purposes to acquire a portion of the following described premises:

*** See Attached Exhibits A, B, and C

BE IT FURTHER RESOLVED, that the Board of 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 Chapter 8.08 RCW for the acquisition of such property by means of a condemnation action.

Situated in the County of Mason, State of Washington.


ADOPTED this 28th day of December, 2004

ATTEST:
COMMISSIONERS

BOARD OF COUNTY
MASON COUNTY, WASHINGTON


Clerk of the Board


WESLEY E. JOHNSON, Chairperson


HERB BAZE, Member


JAYNI L. KAMIN, Member


APPROVED AS TO FORM
CHIEF
Prosecuting Attorney

EXHIBIT A

**NELSON
R/W PLAN PARCEL NUMBER 1381 96140 33**

PARCEL DESCRIPTION

That portion of Tract A of Short Plat No. 464, recorded January 30, 1979, under Auditor's File No. 356495, being a portion of Government Lot 3 of Section 5, Township 21 North, Range 1 West, W.M., in Mason County, Washington, more particularly described as follows:

BEGINNING at the Northeast corner of said Tract A; thence South 00°41'13" East, along the East line of said Tract A, 393.94 feet to the Southeast corner of said Tract A; thence South 89°55'42" West, along the South line of said Tract, 128.28 feet to a Norris bar and cap, and to the TRUE POINT OF BEGINNING; thence North 00°11'40" East 111.11 feet to a Norris bar and cap; thence North 82°13'09" West 155 feet, more or less, to the Easterly right of way line of Grapeview Loop Road; thence Southerly, along said right of way line, to the Southerly line of said Tract A; thence North 89°55'42" East, along said South line, 174.01 feet, more or less, to the TRUE POINT OF BEGINNING.

(Resultant Parcel 2 of Boundary Line Adjustment No. 99-21, recorded April 19, 1999 under Auditor's File No. 1688552.)

ALSO

That portion of Tract A of Short Plat No. 464, recorded January 30, 1979, under Auditor's File No. 356495, being a portion of Government Lot 3 of Section 5, Township 21 North, Range 1 West, W.M., in Mason County, Washington, more particularly described as follows:

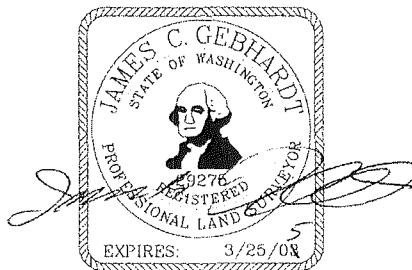
BEGINNING at the Northeast corner of said Tract A; thence South 00°41'13" East, along the East line of said Tract A, 393.94 feet to the Southeast corner of said Tract A and to the TRUE POINT OF BEGINNING; thence North 00°41'13" West 106.94 feet to a Norris bar and cap; thence North 88°11'40" West 127.44 feet to a Norris bar and cap; thence South 00°11'40" West 111.11 feet to a Norris bar and cap on the South line of said Tract A; thence North 89°55'42" East to the TRUE POINT OF BEGINNING.

(Resultant Parcel 3 of Boundary Line Adjustment No. 99-21, recorded April 19, 1999 under Auditor's File No. 1688552.)

RIGHT-OF-WAY DESCRIPTION

That portion of the above described parcel lying westerly of a line drawn parallel with and 35.00 feet easterly of, when measured radial or perpendicular from, the centerline of Grapeview Loop Road between Engineers Stations 129+00 and 135+20.32.

The lands herein described contain an area of 0.11 acres, consisting of 0.06 acres of existing right of way and 0.05 acres of new right of way, the specific details of which may be found on map entitled "CRP 1380/1381, Grapeview Loop Road" now on file in the office of the Mason County Engineer.



12122/04

EXHIBIT B

**NELSON
R/W PLAN PARCEL NUMBER 1381 96140 35**

PARCEL DESCRIPTION

All that portion of Lots 4 and 5, Block 66, PLAT OF DETROIT NO. 2, as per plat recorded in Volume 1 of Plats, Page 23, records of Mason County, Washington, lying Easterly of the Easterly right of way line of Grapeview Loop Road, County Road No. 96140, and the West half of vacated 6th Street adjoining said lots.

AND that portion of Tract A of Short Plat No. 464, recorded January 30, 1979, under Auditor's File No. 356495, being a portion of Government Lot 3 of Section 5, Township 21 North, Range 1 West, W.M., in Mason County, Washington, more particularly described as follows:

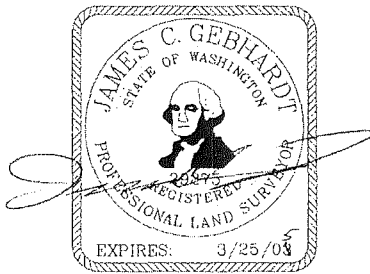
BEGINNING at the Northeast corner of said Tract A; thence South 00°41'13" East, along the East line of said Tract A, 287.00 feet to a Norris bar and cap; thence North 88°11'40" West 127.44 feet to a Norris bar and cap; thence North 82°13'09" West 155 feet, more or less, to the Southeasterly right of way line of Grapeview Loop Road, County Road No. 96140; thence Northeasterly, along said right of way line, to the North boundary of said Tract A; thence South 89°58'58" East 89 feet, more or less, to the POINT OF BEGINNING.

(Resultant Parcel 1 of Boundary Line Adjustment No. 99-21, recorded April 19, 1999 under Auditor's File No. 1688552.)

RIGHT-OF-WAY DESCRIPTION

That portion of the above described parcel lying westerly of a line drawn parallel with and 35.00 feet easterly of, when measured radial or perpendicular from, the centerline of Grapeview Loop Road between Engineers Stations 129+00 and and 135+20.32.

The lands herein described contain an area of 0.35 acres, consisting of 0.20 acres of existing right of way and 0.15 acres of new right of way, the specific details of which may be found on map entitled "CRP 1380/1381, Grapeview Loop Road" now on file in the office of the Mason County Engineer.



James C. Gebhardt
12/22/04

EXHIBIT C

**NELSON
R/W PLAN PARCEL NUMBER 1381 96140 38**

PARCEL DESCRIPTION

ALSO Lots 1 to 10, both inclusive, Block 65, PLAT OF DETROIT NO. 2, according to the plat thereof, recorded in volume 1 of Plats, Page 23, records of Mason County, Washington.

TOGETHER WITH all that portion of the East half of that portion of Sixth Street vacated in Resolution No. 95-83, recorded April 12, 1984, under Auditor's File No. 426944, which attached thereto upon its vacation by operation of law.

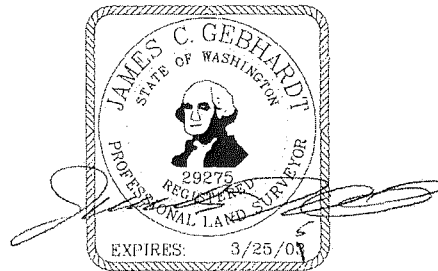
EXCEPT that portion conveyed to Port of Grapeview under Auditor's File No. 605251.

EXCEPT Grapeview Loop Road

RIGHT-OF-WAY DESCRIPTION

That portion of the above described parcel lying westerly of a line drawn parallel with and 35.00 feet easterly of, when measured radial or perpendicular from, the centerline of Grapeview Loop Road between Engineers Stations 129+00 and 135+20.32 and westerly of a line tapering from 35.00 feet to 30.00 feet easterly of, when measured perpendicular from, the centerline of Grapeview Loop Road between Engineers Stations 135+20.32 and 135+50 and westerly of a line drawn parallel with and 30.00 feet easterly of, when measured perpendicular or radial from, the centerline of Grapeview Loop Road between Engineers Stations 135+50 and 136+55.68.

The lands herein described contain an area of 0.10 acres, consisting of 0.06 acres of existing right of way and 0.04 acres of new right of way, the specific details of which may be found on map entitled "CRP 1380/1381, Grapeview Loop Road" now on file in the office of the Mason County Engineer.



12/22/04