



## Legislation Text

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**File #:** 2004-0120, **Version:** 2

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AN ORDINANCE authorizing the vacation of a portion of 104th Avenue SE, File

V-2429. Petitioner: William Goodwin.

### STATEMENT OF FACTS:

1. A petition has been filed requesting vacation of those portions of 104th Avenue SE hereinafter described.
2. The department of transportation notified the various utility companies serving the area and has been advised that easements have been secured within the vacation area.
3. The department of transportation records indicate that King County has been maintaining 104th Avenue SE. The records indicate that no public funds have been expended for its acquisition.
4. A portion of the subject vacation area was deeded to King County by quit claim deed under recording number 1023734, records of King County, Washington.
5. The Washington state Department of Transportation conveyed a portion of the subject right-of-way to King County by quitclaim deed under recording number 20010809001147, records of King County, Washington.
6. The department of transportation considers the subject portion of the right-of-way useless as part of the county road system and believes the public would benefit by the return of this unused area to the public tax rolls.
7. The right-of-way is classified as "B-Class" and, in accordance with K.C.C. 14.40.020, the compensation due King County is based on seventy-five percent of the assessed value of the

subject right-of-way, which was determined from records of the department of assessments.

King County is in receipt of \$5,242.03 from the petitioner.

Due notice was given in the manner provided by law and a hearing was held by the office of the hearing examiner on the 14th day of April, 2004.

In consideration of the benefits to be derived from the subject vacation, the council has determined that it is in the best interest of the citizens of King County to grant said petition.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. The council, on the \_\_\_\_ day of \_\_\_\_\_, 200\_, hereby vacates and abandons those portions of 104th Avenue SE as conveyed to King County by quitclaim deeds under recording numbers 1023734 and 20010809001147, records of King County, Washington as described as follows:

The north 97.00 feet of the south 197.00 feet of the east 30 feet of the south half of the northeast quarter of the northwest quarter of the northwest quarter of section 17, Township 22 North, Range 5 east, W.M. King County Washington; Together with any portion condemned by the state of Washington for a cul-de-sac under decree of appropriation entered October 13, 1992, under King County Superior Court Cause No. 91-2-28115-7, which was relinquished to King County within the following, described parcel;

The south half of the northeast quarter of the northwest quarter of the northwest quarter of Section 17, Township 22 North, Range 5 East, W.M.;

EXCEPT the south 100 feet thereof;

and EXCEPT the east 30 feet conveyed to King County for road purposes, by deed recorded under King County recording number 1023734.

Said vacation area being known as westerly portion of 104th Avenue SE.