

CITY OF PROSSER, WASHINGTON

ORDINANCE NO. 1471

AN ORDINANCE OF THE CITY OF PROSSER,
WASHINGTON ANNEXING CERTAIN TERRITORY TO THE
CITY OF PROSSER FOR MUNICIPAL PURPOSES

WHEREAS, under the provisions of RCW 35A.14.300, the Legislative body, by a majority of vote, elected to annex certain territory outside its city limits as hereinbelow more particularly described, for municipal purposes, and

WHEREAS, all of the territory annexed is contiguous City owned property, lying south of I-82, held for a public purpose and is exempted from the requirements of Section 36.93.090 (1) of Revised Code of Washington;

WHEREAS, this Ordinance No. 1471 is hereby declared to amend and replace Ordinance No. 1462;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PROSSER, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. The aforesaid findings, recitals and determinations are hereby found to be true, and correct in all respects; full compliance has been made with all requirements of the law in respect to annexation as per RCW 35A.14.300.

It is further determined that the below described property, owned by the City of Prosser, is being annexed into the City of Prosser for municipal purposes, to-wit, continued spray irrigation of wastewater from the sewerage treatment plant of the City of Prosser, and such annexation to be effective on and after the approval, passage and publication of this Ordinance; and on and after said date, said property shall be and constitute a part of the City of Prosser and shall be subject to all its laws and ordinances then and thereafter in force and effect; said property being situated in the County of Benton, State of Washington, and particularly described as follows:

PARCEL A:

That portion of the South half of the Northwest quarter of the southwest quarter of Section 36, Township 9 North, Range 24 East, W.M., lying Easterly and Southerly of the Following Described line:

Beginning at the Highway Engineer's Station 703+00 on the HR Line Survey of State Highway SR-82; thence Easterly to a point 40 feet Easterly, when measured at right angles, from said HR Line at Station 703+00; thence Northeasterly to a point 75 feet easterly from and opposite 708+35 on said HR Line; thence Northeasterly to a point 50 feet Southeasterly from and opposite Station 42+00 on the HC Line of said Highway; thence Northeasterly Parallel with said HC Line to a point opposite Station 46+25.16; thence Northeasterly to a point 30 feet Southeasterly from and opposite station 48+00 on said HC Line; thence Northeasterly and Easterly, parallel with said HC Line, 1500.0 feet to the terminus of said line.

AND

The North 15 acres of the Southwest quarter of the Southwest quarter of said Section 36;

EXCEPT the West 290.0 feet of the South 175.0 feet of the North 235.0 feet of the North 15 acres thereof and EXCEPT that portion lying north of the South right of way line of Bettinson Road.

PARCEL B:

The West 485 feet of the following described parcel:

That portion of the Southwest quarter of the Southwest quarter of Section 36, Township 9 North, Range 24 East, W.M.,

EXCEPT the North 15 acres thereof, and Except the South 370 feet thereof, and EXCEPT right of way for the Prosser Pressure Pipeline of the Sunnyside Valley Irrigation District and EXCEPT right of way for the Old Inland Empire Highway of Benton County.

PARCEL C:

Tracts 25, 26 and 27 Inclusive, State Addition to Prosser No. 1, according to the plat thereof recorded in volume 2 of Plats, page 56, records of Benton County, Washington, EXCEPT Portion of Tract 25 lying North of the Northerly right of way of SR 82 and EXCEPT portion deeded for highway purposes.

PARCEL D:

Tracts 28, 29 and 53, State Addition to Prosser No. 1, according to the plat thereof recorded in Volume 2 of Plats, page 56, records of Benton County, Washington, EXCEPT that portion of Tract 53 lying North of the Northerly right of way of SR 82, and EXCEPT Kennewick Irrigation District Canal right of way AND EXCEPT portions deeded for Highway and EXCEPT Portion deeded to United States of America under Auditor's file No. 86-3727.

PARCEL E:

Tracts 36, 37, and that portion of 38 lying south of I-82, State Addition to Prosser No. 1; according to the plat thereof recorded in Volume 2 of plats, page 56, records of Benton County, Washington EXCEPT Kennewick Irrigation District canal right of way, and EXCEPT Portion of Tract 39 lying North of the Northerly right of way of SR 82 and EXCEPT Portion deeded for Highway purposes.

PARCEL H:

That portion of Tract 54, lying south of I-82, State Addition to Prosser No. 1, according to the plat thereof recorded in Volume 2 of plats, page 56, records of Benton County, Washington, EXCEPT Kennewick Irrigation District Canal right of way and EXCEPT Portion deeded for highway purposes.

ALL OF THE FOREGOING PARCELS, TOGETHER WITH ALL APPURTENANCES, HEREDITAMENTS AND RIGHTS THEREUNTO BELONGING AND BENEFITTING; TOGETHER WITH ALL ROADWAYS, EASEMENTS, RIGHTS OF WAY.

PARCEL I:

TOGETHER WITH roads and rights of way shown in State Addition to Prosser No. 1, lying south of the southerly right of way of SR 82, and North of Kennewick Irrigation District Canal right of way, according to the plat thereof recorded in Volume 2 of Plats, page 56, records of Benton County, Washington.

PARCEL J:

The Southwest Quarter of the Southwest Quarter of Section 36, Township 9 North, Range 24 East, W.M., EXCEPT the North 15 acres thereof; and EXCEPT: The west 485 feet of the following described parcel: the Southwest Quarter of the Southwest Quarter of Section 36, Township 9 North, Range 24 East W.M., except the north 15 acres thereof, and except the south 370 feet thereof, and except right-of-way for the Prosser Pressure Pipeline of the Sunnyside Valley Irrigation District, and except right-of-way for the Old Inland Empire Highway of Benton County; EXCEPT canal right of way; and except portions conveyed to Kennewick Irrigation District, described as follows: Beginning at the Southwest corner of said southwest Quarter of Southwest Quarter; thence East 100 feet; thence Northwesterly 110 feet, more or less, to a point on the West line of said Southwest Quarter of Southwest quarter distant 45 feet North of point of beginning; thence South 45 feet to point of beginning; and EXCEPT Beginning at the Southeast corner of said Southwest Quarter of Southwest Quarter; thence West 440 feet; thence Northeasterly to a point on the East line of said Southwest Quarter of Southwest Quarter distant 150 feet North of southeast corner thereof; thence South 150 feet to point of beginning; AND EXCEPT that portion of the South 282.00 feet of the Southwest Quarter of said Section 36, lying North of the Kennewick Irrigation District Canal right of way and west of Grand Road right of way; AND EXCEPT Old Inland Empire Highway; AND EXCEPT said Grand Road; AND EXCEPT the

South 12 feet for roadway. TOGETHER WITH the West half of the Southeast Quarter of the Southeast Quarter of the Southwest Quarter of Section 36, Township 9 North, Range 24 East, W.M., EXCEPT portion South of Kennewick Power Canal.

PARCEL K:

Bettinson Road lying between the north-south 1/16th line of the Southwest Quarter of Section 36, Township 9 North, Range 24 East, W.M. and its easterly end.

Section 2. This Ordinance shall be effective upon its passage, approval, and five (5) days after its publication.

A notice to the State of Washington shall be given pursuant to RCW 35A.14.700.

PASSED by the City Council and APPROVED by the Mayor this 10th day of April, 1990.



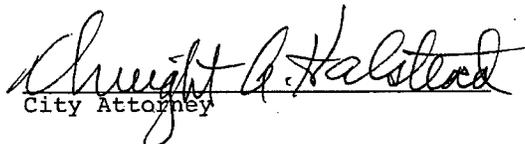
Mayor

ATTEST:



City Clerk

APPROVED AS TO FORM:



City Attorney