

RESOLUTION NO. 68

WHEREAS, the Town Council of the Town of Redmond, Washington has determined that the public interest would best be served by the extension of the present water mains abutting that certain real property in the Town of Redmond, King County, Washington, described as: Lot Four (4) and the northeasterly Thirty (30) feet of Lot One (1), all in Block Seven (7) of Sikes' First Addition to the Town of Redmond, according to recorded plat thereof on file in said county, and

WHEREAS, The said real property is owned by the following persons in the approximate amounts of frontage following their names: Bertha Sadlier, individually and as Executrix of the Estate of James W. Sadlier, deceased, 75 feet; Newlin W. Crew and Beth N. Crew, his wife, 30 feet; John D. Way and Alice Way, his wife, 45 feet, and

WHEREAS, Newlin W. Crew and Beth N. Crew, his wife, and John D. Way and Alice Way, his wife, have agreed to pay their pro-rata shares for the said improvement and extension aforesaid,

NOW, THEREFORE, BE IT RESOLVED by the Town of Redmond that the aforesaid improvement proceed to completion in accordance with the directions and under the supervision of the Town Water Superintendent; That since the said Bertha Sadlier refuses to pay what is hereby determined to be her pro-rata share of the cost of the said improvement, the northeasterly 75 feet of the said Lot 4 in Block 7 of Sikes' First Addition to Redmond, King County, Washington is hereby assessed the sum and amount of \$200.00 as and for the said improvement, and officers and employees of the Town of Redmond are hereby directed not to permit any connection to be made from the above described assessed property to the Redmond Water System until the full amount of the said assessment, plus any additional connection charges have been fully paid.

Moved for Adoption by Councilman Harry Carlson  
Seconded by Councilman R. K. Richardson

Regularly passed and adopted by the Town Council of the Town of Redmond, Washington on May 26, 1954.

FOR THE TOWN OF REDMOND

BY H. E. Shelton, Mayor.

ATTEST: Wm. Vanderpol, Clerk.

LAW OFFICES  
FREDERICK BARKER  
ATTORNEY AT LAW  
REDMOND, WASHINGTON

May 25, 1954.

Town Council  
Town of Redmond  
Redmond, Washington.

Re: Resolution re Sadlier Assessment.

Gentlemen:

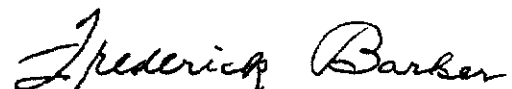
I enclose herewith original and duplicate of Resolution providing for extension of the Town water system past the Sadlier property and furnishing water to the Crew Building and the Way Clinic.

This resolution was prepared after consultation with Mayor H. E. Shelton with the knowledge that the said Resolution is an extra-legal procedure, unsanctioned by law, and I desire that the Council be advised of that fact.

The law dealing with these matters provides that all property owners may by agreement pay agreed shares in any improvement permitted by the Town, or that the Town may pay for the whole improvement, but where one or more abutting owners resist, the only recognized legal proceeding to compel that owner to contribute is the formation of a Local Improvement District and assessment therein.

Since the Town did not in this instance desire to go to the great trouble and expense of formation of an L.I.D., this procedure was recommended by Mayor Shelton as adequate. I do, however, desire it clearly understood that since this Resolution is extra-legal, payment of the "assessment" could not be compelled by direct action.

Yours very truly,



Frederick Barker.