

ATTACHMENT A to ORDINANCE
CITY OF AUBURN
FRANCHISE AMENDMENT AGREEMENT

**FRANCHISE AMENDMENT AGREEMENT
FRANCHISE NO. 14458
CITY OF AUBURN**

THIS AMENDMENT TO KING COUNTY FRANCHISE NO. 14458 (the "Amendment") is made and entered into effective the ____ day of _____, 20__, by and between KING COUNTY, a political subdivision of the state of Washington ("Grantor"), and CITY OF AUBURN ("Grantee" or "Auburn").

WHEREAS, Grantee, City of Auburn (Auburn) was granted a franchise by ordinance 14458 enacted September 16, 2002, which, after acceptance by Auburn in 2002, became Franchise No. 14458.

WHEREAS, by resolution of September 2010, Auburn approved a Comprehensive Sewer System Plan (2009) update providing for the addition of A, B, C and D to the Auburn service area.

WHEREAS, Auburn then submitted the Auburn 2009 Comprehensive Sewer System Plan to the King County utilities and technical review committee ("UTRC") for review. UTRC approved Comprehensive Sewer System Plan on May 19, 2010.

WHEREAS, the King County Council approved Auburn's updated 2009 Comprehensive Sewer System Plan by Ordinance 16937, enacted on September 28, 2010.

WHEREAS, Auburn applied to the Clerk of the Council on January 3, 2010 to amend the legal description of Franchise 14458 only to replace Sections A, B, C and D to the Auburn service area.

WHEREAS, the executive has recommended approval of the amended franchise.

WHEREAS, King County has authorized the amendment of Franchise No. 14458 contained herein in Ordinance No. _____.

NOW, THEREFORE, in consideration of the covenants and agreements contained herein and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereby agree as follows:

1. The legal description, Exhibit "A", of Franchise No. 14458, should be and hereby is replaced to include areas A, B, C and D, as set out in Amended Exhibit "A", Legal Description for Franchise No. 14458, Auburn, which is attached and incorporated by this reference.

“GRANTOR”

KING COUNTY, a political subdivision of the state
of Washington

By _____

Its _____

“GRANTEE”

CITY OF AUBURN

By: _____

Its _____

Amended Exhibit "A"
 Legal Description for Franchise No. 14458
 City of Auburn

Area A

THAT PORTION OF WHITE RIVER VALLEY HOME TRACTS SECOND ADDITION, UNRECORDED, LOCATED IN THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 31, TOWNSHIP 22 NORTH, RANGE 5 EAST, W.M., DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE NUMBER 3823;
 THENCE NORTHERLY ALONG THE EAST BOUNDARY OF SAID CITY LIMITS ESTABLISHED BY ORDINANCE NUMBER 3823 TO THE SOUTHEAST CORNER OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE NUMBER 4347;

THENCE NORTHERLY ALONG THE EAST BOUNDARY OF SAID CITY LIMITS ESTABLISHED BY ORDINANCE NUMBER 4347 TO AN ANGLE POINT IN THE SOUTHERLY BOUNDARY OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE NUMBER 4780 AND AMENDED BY CITY OF AUBURN ORDINANCE NUMBER 4843;

THENCE NORTHERLY AND EASTERLY ALONG THE BOUNDARY OF SAID CITY LIMITS AS ESTABLISHED BY ORDINANCE NUMBER 4843 TO THE WEST MARGIN OF 85th AVENUE SOUTH AND AN ANGLE POINT IN THE WESTERLY BOUNDARY OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE NUMBER 5805;

THENCE EASTERLY AND SOUTHERLY ALONG THE WESTERLY BOUNDARY OF SAID LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE NUMBER 5805 TO THE NORTHWEST CORNER OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE 3621;

THENCE SOUTHERLY, EASTERLY, SOUTHERLY, EASTERLY, SOUTHERLY AND EASTERLY ALONG THE BOUNDARY OF SAID CITY LIMITS ESTABLISHED BY ORDINANCE NUMBER 3621 TO AN ANGLE POINT IN THE BOUNDARY OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE NUMBER 2511;

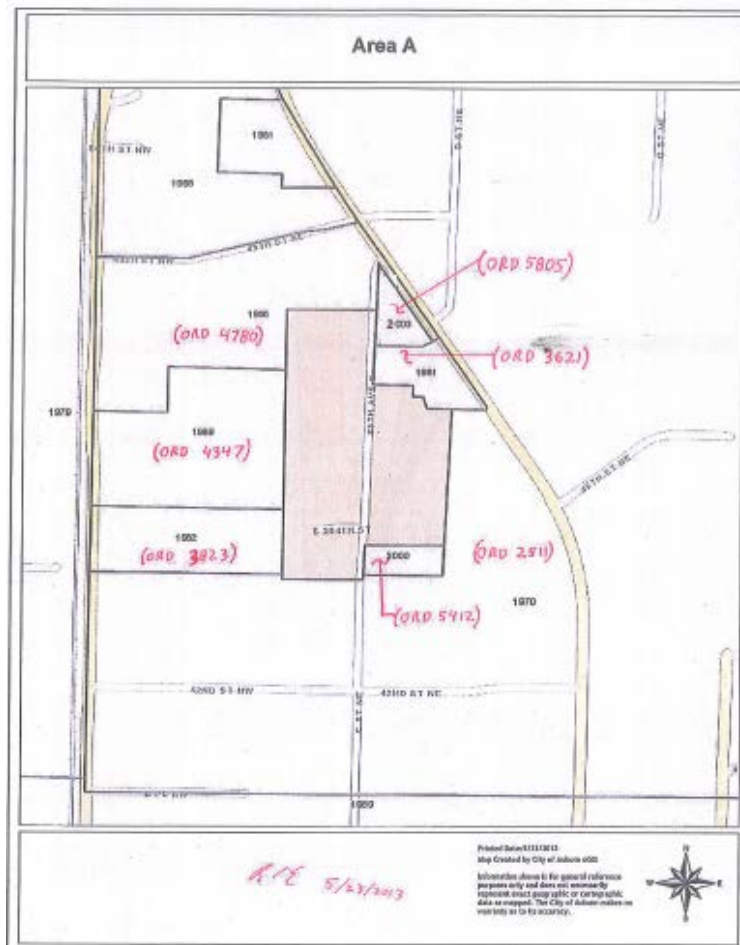
THENCE SOUTHERLY ALONG THE BOUNDARY OF SAID CITY LIMITS ESTABLISHED BY ORDINANCE NUMBER 2511 TO THE NORTHEAST CORNER OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE NUBMER 5412;

THENCE WEST ALONG THE NORTHERLY BOUNDARY OF SAID CITY LIMITS ESTABLISHED BY ORDINANCE NUMBER 5412 TO THE NORTHWEST CORNER THEREOF;

THENCE SOUTHERLY ALONG THE WESTERLY BOUNDARY OF SAID CITY LIMITS ESTABLISHED BY ORDINANCE NUMBER 5412 TO THE BOUNDARY OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE 2511;
 THENCE WEST ALONG SAID CITY LIMITS ESTABLISHED BY ORDINANCE NUMBER 2511 TO AN ANGLE POINT IN SAID CITY LIMITS;

THENCE NORTH ALONG THE BOUNDARY OF SAID CITY LIMITS ESTABLISHED BY ORDINANCE NUMBER 2511 TO THE SOUTHEAST CORNER OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE NUMBER 3823 AND THE POINT OF BEGINNING.

SITUATE IN KING COUNTY, WASHINGTON



Area B

A PORTION OF THE SOUTHEAST QUARTER OF SECTION 31, AND THE SOUTHWEST QUARTER OF SECTION 32, ALL IN TOWNSHIP 22 NORTH, RANGE 5 EAST, W.M., AND A PORTION OF THE NORTHWEST QUARTER OF SECTION 5, TOWNSHIP 21 NORTH, RANGE 5 EAST, W.M. DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF THAT PORTION OF LAND ANNEXED BY THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE NUMBER 4710;

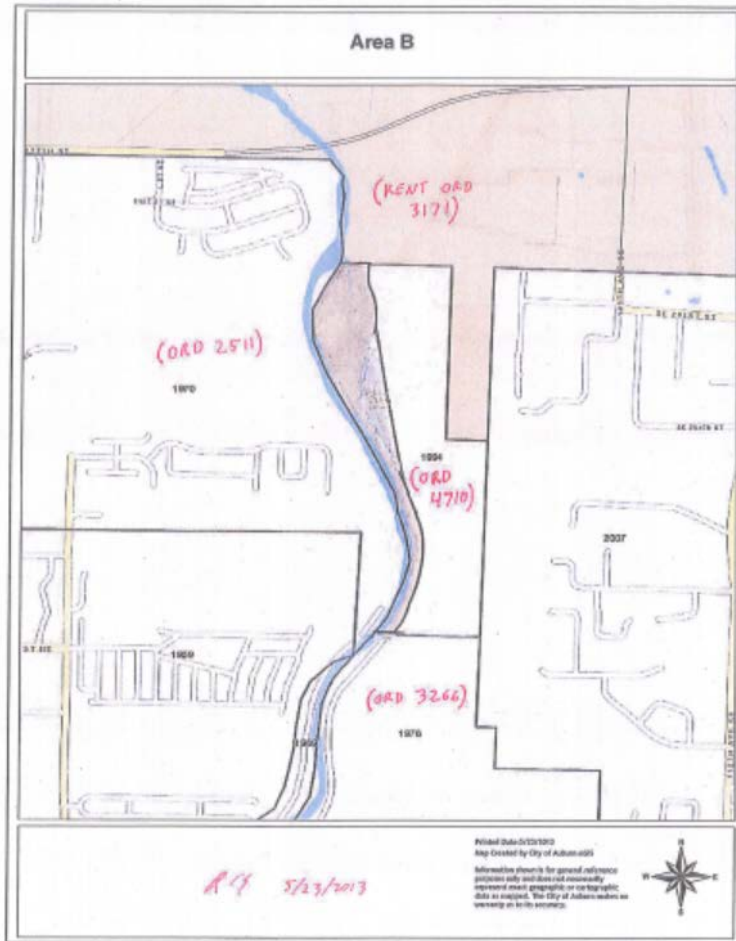
THENCE SOUTHERLY ALONG THE WESTERLY BOUNDARY OF SAID AUBURN CITY LIMITS ESTABLISHED BY CITY OF AUBURN ORDINANCE NUMBER 4710 TO THE SOUTHWEST CORNER THEREOF AND THE NORTH LINE OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY ORDINANCE 3266;

THENCE WEST ALONG SAID NORTH LINE OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY ORDINANCE 3266 TO THE THREAD OF THE GREEN RIVER, ALSO BEING THE EAST LINE OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY ORDINANCE 2511;

THENCE NORTHERLY ALONG SAID THREAD OF THE GREEN RIVER AND THE EAST LINE OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY ORDINANCE 2511 TO THE SOUTHERLY LINE OF THE LANDS ANNEXED TO THE CITY OF KENT BY THE CITY OF KENT ORDINANCE 3171;

THENCE EAST ALONG SAID SOUTHERLY LINE OF THE LANDS ANNEXED TO THE CITY OF KENT BY THE CITY OF KENT ORDINANCE 3171 TO THE NORTHWEST CORNER OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE NUMBER 4710 AND THE POINT OF BEGINNING.

SITUATE IN KING COUNTY, WASHINGTON



Area C

A PORTION THE PLAT OF JOVITA HEIGHTS AS RECORDED IN VOLUME 20 OF PLATS AT PAGE 12, RECORDS OF KING COUNTY, WASHINGTON AND LOCATED IN THE WEST HALF OF SECTION 23, TOWNSHIP 21 NORTH, RANGE 4 EAST, W.M., SAID PORTION DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF LOT 30, BLOCK 14 OF SAID PLAT OF JOVITA HEIGHTS, SAID BEGINNING BEING ON THE WEST LINE OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY ORDINANCE 2543;

THENCE WEST ALONG THE NORTH LINE OF SAID BLOCK 14 AND ALONG THE SOUTH MARGIN OF SOUTH 342ND STREET (23RD ST) TO THE NORTHWEST CORNER OF SAID BLOCK 14;

THENCE SOUTH ALONG THE WEST LINE OF SAID BLOCK 14, ALONG THE WEST LINE OF BLOCKS 24 AND 27 OF SAID PLAT, AND ALONG THE EAST MARGIN OF 56TH AVENUE SOUTH (DAKOTA AVE S.) TO THE SOUTHWEST CORNER OF SAID BLOCK 27;

THENCE EAST ALONG THE SOUTH LINE OF SAID BLOCK 27, AND ALONG THE NORTH MARGIN OF SOUTH 348TH STREET (21ST ST) TO THE SOUTHEAST CORNER OF SAID BLOCK 27;

THENCE SOUTHERLY 60 FEET TO THE NORTHEAST CORNER OF LOT 30, BLOCK 37 OF SAID PLAT OF JOVITA HEIGHTS;

THENCE SOUTHERLY ALONG THE EAST LINE OF LOTS 30 AND 29 OF SAID BLOCK 37, AND ALONG THE WEST LINE OF 56TH AVENUE SOUTH (GRAND VIEW BLVD) TO THE NORTHWESTERLY EXTENSION OF THE NORTHEASTERLY LINE OF BLOCK 38 OF SAID PLAT OF JOVITA HEIGHTS;

THENCE SOUTHEASTERLY ALONG SAID NORTHWESTERLY EXTENSION OF SAID NORTHEASTERLY LINE OF BLOCK 38, AND ALONG THE SOUTHWESTERLY MARGIN OF SOUTH 348TH PLACE (PENNSYLVANIA AVE) TO THE NORTHEAST CORNER OF SAID BLOCK 38;

THENCE SOUTH ALONG THE EAST LINE OF SAID BLOCK 38 AND THE WEST MARGIN OF 57TH AVENUE SOUTH (PENNSYLVANIA AVE) TO THE SOUTHEAST CORNER OF SAID BLOCK 38;

THENCE CONTINUING SOUTH ALONG THE SOUTHERLY EXTENSION OF THE EAST LINE OF SAID BLOCK 38 A DISTANCE OF 60 FEET TO THE NORTH LINE OF BLOCK 40 OF SAID PLAT OF JOVITA HEIGHTS;

THENCE EAST ALONG LAST SAID NORTH LINE, AND ALONG THE SOUTH MARGIN OF SOUTH 350TH STREET (19TH ST) AND ITS EASTERLY EXTENSION TO THE WESTERLY LINE OF BLOCK 39 OF SAID PLAT OF JOVITA HEIGHTS;

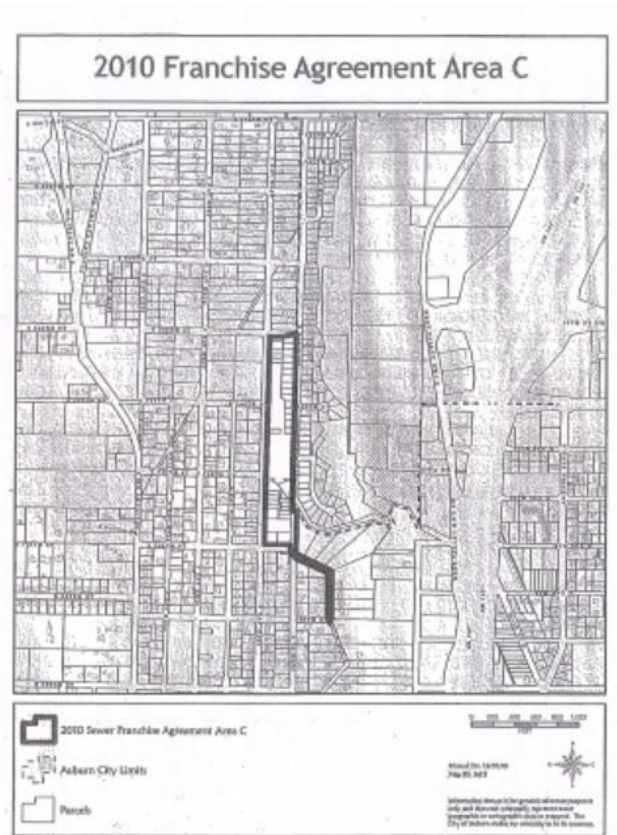
THENCE NORTHWESTERLY AND NORTHERLY ALONG SAID WESTERLY LINE OF LINE OF BLOCK 39, AND ALONG THE EAST MARGIN OF 57TH AVENUE SOUTH (PENNSYLVANIA AVE) TO THE MOST SOUTHERLY CORNER OF LOT 4 OF SAID BLOCK 39;

THENCE CONTINUING NORTHWESTERLY ALONG THE WESTERLY LINE OF SAID BLOCK 39, AND ALONG THE NORTHEASTERLY MARGIN OF SOUTH 348TH PLACE TO THE SOUTHWEST CORNER OF LOT 1 OF SAID BLOCK 39;

THENCE NORTH ALONG THE WESTERLY LINE OF SAID LOT 1, AND ALONG THE EASTERLY MARGIN OF 56TH AVENUE SOUTH TO THE NORTHWEST CORNER OF SAID LOT 1 AND AN ANGLE POINT IN THE SOUTH LINE OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE NUMBER 2543;

THENCE WEST 60 FEET ALONG THE SOUTH LINE OF THE AUBURN CITY LIMITS ESTABLISHED BY ORDINANCE NUMBER 2543 TO THE SOUTHWEST CORNER OF SAID CITY LIMITS ESTABLISHED BY ORDINANCE NUMBER 2543;

THENCE NORTH ALONG THE WEST LINE OF SAID CITY LIMITS ESTABLISHED BY ORDINANCE NUMBER 2543 TO THE NORTHEAST CORNER OF LOT 30, BLOCK 14 OF SAID PLAT OF JOVITA HEIGHTS AND THE POINT OF BEGINNING.



Area D

THAT PORTION OF SOUTH AUBURN GARDEN TRACTS AS RECORDED IN VOLUME 20 OF PLATS AT PAGE 76, RECORDS OF KING COUNTY, WA, AND LOCATED IN GOVERNMENT LOT 2 IN THE NORTHWEST QUARTER OF SECTION 30, TOWNSHIP 21 NORTH, RANGE 5 EAST, W.M., DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE NUMBER 3726;

THENCE NORTHERLY ALONG THE EAST BOUNDARY OF SAID CITY LIMITS ESTABLISHED BY ORDINANCE NUMBER 3726 TO THE SOUTHEAST CORNER OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE NUMBER 4138;

THENCE NORTHERLY ALONG THE EAST BOUNDARY OF SAID CITY LIMITS ESTABLISHED BY ORDINANCE NUMBER 4138 TO THE SOUTHEAST CORNER OF

THE LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE NUMBER 4665;

THENCE NORTHERLY ALONG THE EAST BOUNDARY OF SAID CITY LIMITS ESTABLISHED BY ORDINANCE NUMBER 4665 TO THE SOUTHERLY BOUNDARY OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE 1279;

THENCE EAST ALONG THE SOUTHERLY BOUNDARY OF SAID CITY LIMITS ESTABLISHED BY ORDINANCE 1279 TO THE NORTHWEST CORNER OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE 3244;
THENCE SOUTH ALONG THE WESTERLY BOUNDARY OF SAID CITY LIMITS ESTABLISHED BY CITY OF AUBURN ORDINANCE 3244 TO THE SOUTHWEST CORNER OF SAID LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE 3244;

THENCE EAST ALONG THE SOUTHERLY BOUNDARY OF SAID CITY LIMITS ESTABLISHED BY ORDINANCE NUMBER 3244 TO THE SOUTHEAST CORNER OF SAID LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE 3244;

THENCE NORTH ALONG THE EAST BOUNDARY OF SAID CITY LIMITS ESTABLISHED BY ORDINANCE NUMBER 3244 TO THE NORTHEAST CORNER OF SAID LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE 3244 AND THE SOUTHERLY BOUNDARY OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE 1279;

THENCE EAST ALONG THE SOUTHERLY BOUNDARY OF SAID CITY LIMITS ESTABLISHED BY ORDINANCE 1279 TO THE NORTHWEST CORNER OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY ORDINANCE 1225;

THENCE SOUTH ALONG THE WESTERLY BOUNDARY OF SAID CITY LIMITS ESTABLISHED BY ORDINANCE NUMBER 1225 TO THE NORTHERLY BOUNDARY OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE 3839;

THENCE WESTERLY, NORTHERLY AND WESTERLY ALONG THE NORTHERLY BOUNDARY OF SAID CITY LIMITS ESTABLISHED BY ORDINANCE NUMBER 3839 TO THE SOUTHEAST CORNER OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE NUMBER 6048;

THENCE NORTH ALONG THE EASTERLY BOUNDARY OF SAID CITY LIMITS ESTABLISHED BY ORDINANCE NUMBER 6048 TO THE NORTHEAST CORNER OF SAID LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE NUMBER 6048;

THENCE WEST ALONG THE NORTHERLY BOUNDARY OF SAID CITY LIMITS ESTABLISHED BY ORDINANCE NUMBER 6048 TO THE EAST MARGIN OF "A"

STREET SOUTHEAST, THE EAST BOUNDARY OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ANNEXATION 1171, AND THE NORTHWEST CORNER OF SAID LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE 6048;

THENCE NORTH ALONG THE EASTERLY BOUNDARY OF SAID CITY LIMITS ESTABLISHED BY ORDINANCE NUMBER 1171 TO THE SOUTHWEST CORNER OF THE LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE NUMBER 3726;

THENCE EAST ALONG THE SOUTHERLY BOUNDARY OF SAID CITY LIMITS ESTABLISHED BY ORDINANCE NUMBER 3726 TO THE SOUTHEAST CORNER OF SAID LANDS ANNEXED TO THE CITY OF AUBURN BY CITY OF AUBURN ORDINANCE NUMBER 3726 AND THE POINT OF BEGINNING.

SITUATE IN KING COUNTY, WASHINGTON

