

HOUSE BILL NO. 521

State of Washington  
43rd Regular Session

by Representatives Barden, Valle,  
Cunningham, Warnke and Gaines

Read first time February 1, 1973, and referred to Committee on Local Government.

1 AN ACT Relating to the creation and organization of the county of  
2 Evergreen, subject to the requirements of the state  
3 Constitution and the statutes in respect to the establishment  
4 of new counties; and adding a new chapter to Title 36 RCW.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

6 NEW SECTION. Section 1. All that portion of King county  
7 bounded and described as follows:

8 Beginning at the northeast corner of the NW 1/4 of the SE 1/4  
9 of Sec. 3, T 23N, R4E, W.M., in King Co., Wash.; thence south to the  
10 southeast corner of the SW 1/4 of the SE 1/4 of said Sec. 3; thence  
11 east along the south line of said section 3 to the southeast corner  
12 thereof; thence south along the east line of Sec. 10, T 23N, R4E,  
13 W.M., to the Old Columbia and Puget Sound right-of-way; thence  
14 southeast along the easterly margin of said right-of-way to an  
15 intersection with the south line of Sec. 11, T 23N, R4E, W.M.; thence  
16 west along said south line to an intersection with the westerly  
17 margin of the N.P.R.R. right-of-way; thence southeasterly along said  
18 westerly margin to an intersection with the southerly margin of the  
19 second addition to East Riverton Garden Tracts, according to plat  
20 recorded in Vol. 12 of Plats, PG. 79, records of said county; thence  
21 westerly along said southerly line and its extension thereof to the  
22 center of the Duwamish River; thence southerly along the center of  
23 said river and the center of the Green River thru sections 14, 23 and  
24 24, T 23N, R4E, W.M. to an intersection with the easterly production  
25 of the center line of S. 164th St.; thence west along said center  
26 line to an intersection with the north-south center line of Sec. 26,  
27 T 23N, R4E, W.M.; thence south along said center line to the south

1 1/4 corner of said Sec. 26; thence west along the south line of said  
2 Sec. 26 to an intersection with Interstate Highway No. 5; thence  
3 southwesterly along said highway to its intersection with the  
4 North-South center line of Sec. 3, T 22N, R4E, W.M.; thence south  
5 along said North-South center line to the south 1/4 corner of said  
6 Sec. 3; thence west along said south line to the northeast corner of  
7 the NW 1/4 of the NW 1/4 of Sec. 10, T 22N, R4E, W.M.; thence south  
8 to the southeast corner of SW 1/4 of the SW 1/4 of said Sec. 10;  
9 thence west to the northeast corner of Sec. 16, T 22N, R4E; thence  
10 south to the southeast corner of the NE 1/4 of said Sec. 16; thence  
11 east to the northeast corner of the NW 1/4 of the SE 1/4 of Sec. 15,  
12 T 22N, R4E, W.M.; thence south to the southeast corner of the SW 1/4  
13 of the SW 1/4 of Sec. 22, T 22N, R4E, W.M.; thence east to the NE  
14 corner of Sec. 27, Twp. 22N, R4E; thence south to the SW corner of  
15 the NE 1/4 of the NW 1/4 of the NW 1/4 of Sec. 26. Twp. 22N, R4E;  
16 thence east along the north line of the S 1/2 of the NW 1/4 of the NW  
17 1/4 of said Sec. 26 to the east line of the W 1/2 of the W 1/2 of the  
18 W 1/2 of said Sec. 26; thence southerly along said east line to the  
19 south line of said Sec. 26; thence continuing southerly along the  
20 east line of the W 1/2 of the W 1/2 of the W 1/2 of Sec. 35, Twp.  
21 22N, R4E to the east-west centerline thereof; thence easterly along  
22 said E-W centerline to the west line of the E 1/2 of the W 1/2 of  
23 said Sec.; thence southerly along said west line to the north line of  
24 the SW 1/4 of the SE 1/4 of the SW 1/4 of said Sec. 35; thence  
25 easterly along said north line to the east line thereof; thence  
26 southerly along said east line to the SE corner thereof; which point  
27 is on the south line of said Sec. 35; thence easterly along said  
28 south line of Sec. 35 which is also the north line of Sec. 2, Twp.  
29 21N, R4E, to the N-S centerline of said Sec. 2; thence southerly  
30 along said N-S centerline to the north line of the S 1/2 of Govt. Lot  
31 2, Sec. 2; thence easterly along said north line to the east line of  
32 Govt. Lot 2; thence southerly along said east line to the SE corner  
33 of said Govt. Lot 2 which is also the NW corner of the SE 1/4 of the

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1 NE 1/4 of said Sec. 2; thence easterly along the north line of said  
2 subdivision to the east line of said Sec. 2; thence southerly along  
3 said east line of Sec. 2 to the intersection with the centerline of  
4 the Bonneville Power Administration easement right-of-way; thence  
5 southwesterly along the centerline of the Bonneville Power  
6 Administration easement right-of-way to its intersection with the  
7 southern boundary of Sec. 2; thence westerly along the south line of  
8 said Sec. 2 to the SW corner thereof; thence south to the SE corner  
9 of Sec. 10 (S. 320th St.), Twp. 21N, R4E; thence west along the  
10 centerline of S. 320th St. (section line between Sections 10 & 15) to  
11 its intersection with the centerline of the Peasley Canyon Road S.;  
12 thence south-easterly along the centerline of the Peasley Canyon Road  
13 S. to its intersection with Prim. State Highway No. 2; thence  
14 easterly along said highway to the north-south centerline of Sec. 14,  
15 Twp. 21N, R4E; thence south to the NE corner of the SE 1/4 of the SW  
16 1/4 of Sec. 26, Twp. 21N, R4E; thence west to the NE corner of the NE  
17 1/4 of the SE 1/4 of the SW 1/4 of Sec. 26, Twp. 21N, R4E; thence  
18 south to the King-Pierce County line; thence west to the SW corner of  
19 Sec. 35, Twp. 21N, R4E; thence north to the NE corner of Sec. 34,  
20 Twp. 21N, R4E; thence west to the NW corner of the NE 1/4 of Sec. 34,  
21 Twp. 21N, R4E; thence south to the SE corner of the NE 1/4 of the NW  
22 1/4 of Sec. 34, Twp. 21N, R4E; thence west to SW corner of the NW 1/4  
23 of the NW 1/4 of Sec. 34, Twp. 21N, R4E; thence south to the SE  
24 corner of the NE 1/4 of Sec. 33, Twp. 21N, R4E; thence west to the SW  
25 corner of the NE 1/4 of said Sec. 33; thence south to the SE corner  
26 of the NE 1/4 of the SW 1/4 of Sec. 33, Twp. 21N, R4E; thence west to  
27 the SW corner of the NE 1/4 of the SW 1/4 of said Sec. 33; thence  
28 south to the King-Pierce County line, is hereby detached from King  
29 county and created into a new county, to be known and designated  
30 Evergreen county, by which name it shall have corporate succession  
31 and possess corporate powers, and be subject to the corporate  
32 liabilities conferred by law upon counties of the state of  
33 Washington.

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1        NEW SECTION. Sec. 2. Evergreen county shall be liable for  
2 and shall pay to King county its proportion of the indebtedness of  
3 King county, existing at the time of the adoption of this act, and be  
4 entitled to its proportion of or allowance for its proportion of the  
5 value of the property owned by King county at that time. Upon the  
6 organization of Evergreen county and the appointment and induction  
7 into office of its auditor, such auditor shall give notice to the  
8 auditor of King county that at some certain date not less than ten  
9 days after the giving of such notice, he will meet with the auditor  
10 of King county at the county seat of King county, to settle the  
11 accounts between the two counties. In the accounting between the  
12 auditors, Evergreen county shall be held liable for a proportion of  
13 the indebtedness of King county, based upon the proportion which the  
14 assessed valuation of the property lying within Evergreen county  
15 bears to the assessed valuation of the property lying within the  
16 whole of King county prior to the creation of Evergreen county, as  
17 determined by the assessment rolls for the year 1972: PROVIDED,  
18 HOWEVER, That neither county shall be charged with any part of any  
19 debt or liability incurred in the purchase of any county property or  
20 in the purchase or construction of any county buildings or in the  
21 construction of roads or bridges which shall be and remain after the  
22 division is made, within the limits of the other county.

23        In the event of disagreement between the auditors of the two  
24 counties, or in the event of the failure or refusal of either of the  
25 auditors to act, an action may be brought by either county in the  
26 superior court of the state of Washington for Pierce county to  
27 determine the account; such action to be governed by the rules of law  
28 affecting other civil actions.

29        NEW SECTION. Sec. 3. The taxes levied before the creation of  
30 Evergreen county shall be collected by the officers of King county,  
31 but Evergreen county shall be entitled to receive and King county  
32 will pay to Evergreen county, the amount of real property taxes  
33 theretofore imposed and not collected upon the real property falling

1 within the boundaries of Evergreen county. King county shall have  
2 and retain all the personal property taxes on the tax rolls, without  
3 regard to which county such property may be in after division, as  
4 compensation for the cost of collection of all the taxes.

5        NEW SECTION. Sec. 4. The location of the county seat of  
6 Evergreen county shall be determined by the electors of such county  
7 at the general election of 1974. Any city or town within Evergreen  
8 county may become a contestant for the county seat of such county,  
9 that shall have filed or caused to be filed with the county auditor  
10 of such county, not less than thirty days prior to the time when he  
11 is required by law to have prepared the ballots for the general  
12 election, a petition, signed by not less than one hundred electors of  
13 said county, praying that the name of such town or city be placed  
14 upon the ballot and voted for as the location for the county seat, at  
15 such election. The county auditor, in preparing the ballots, shall  
16 place thereon, under some appropriate head, in alphabetical order,  
17 the names of the cities or towns that shall have filed such  
18 petitions, with a square opposite each name, in which the electors  
19 shall indicate by a cross made therein, their choice for the county  
20 seat, and the city or town receiving a majority of the votes cast at  
21 such election, shall be and remain the county seat of Evergreen  
22 county, until removed, as provided by law. Until the location of the  
23 county seat is determined, as herein provided, the seat of county  
24 government shall be at Des Moines, from which place the business of  
25 the county shall be carried on until the location of the county seat.

26        NEW SECTION. Sec. 5. Until otherwise classified said county  
27 of Evergreen is hereby designated as belonging to class A.

28        NEW SECTION. Sec. 6. The governor shall immediately upon the  
29 taking effect of this chapter, appoint three residents of the  
30 proposed county of Evergreen, who shall be and constitute the first  
31 board of county commissioners of the said county of Evergreen and  
32 they shall hold office until the second Monday in January, 1975, and  
33 until their successors are elected and qualified, and shall meet at

1 the county seat of said Evergreen county within ten days after this  
2 act shall take effect, and shall qualify as such county commissioners  
3 by filing their oath of office with the judge of the superior court,  
4 who shall approve their bonds in the manner provided by law.

5 NEW SECTION. Sec. 7. Such commissioners shall divide their  
6 county into precincts, townships, and districts, as provided by the  
7 laws then existing, making only such changes as are rendered  
8 necessary by the altered condition of the boundaries occasioned by  
9 the segregation from the original county.

10 NEW SECTION. Sec. 8. In all townships, precincts, school and  
11 road districts which retain their own boundaries the present officers  
12 thereof shall retain their respective offices in and for such new  
13 county until their respective term of office shall expire, or until  
14 their successors are elected and qualified, and shall give bonds to  
15 Evergreen county in the same amount and in the same manner as had  
16 previously been given to the original county.

17 NEW SECTION. Sec. 9. Except as provided in the preceding  
18 section such commissioners shall be authorized and required to  
19 appoint all of the county officers of the county organized under the  
20 provisions of this chapter and of which they are commissioners, and  
21 the officers so appointed shall commence to hold their office  
22 immediately upon their appointment and qualification according to  
23 law, and shall hold their offices until the second Monday in January,  
24 1975, or until their successors are elected and qualified.

25 NEW SECTION. Sec. 10. Until otherwise provided by law, said  
26 county shall be and is hereby attached to the district composed of  
27 King county for judicial purposes.

28 NEW SECTION. Sec. 11. The board of county commissioners at a  
29 regular meeting held within one year from the time they shall qualify  
30 as commissioners of the county of Evergreen, by an order duly entered  
31 in the minutes of their proceedings, shall divide Evergreen county  
32 into three commissioners districts in the manner provided by law, and  
33 shall designate the boundaries thereof, and at the next general

1 election in said county there shall be elected three commissioners,  
2 one for each of said districts; the commissioner from district number  
3 one to be elected for four years, and the commissioners for districts  
4 number two and three for two years.

5 NEW SECTION. Sec. 12. For the purpose of representation in  
6 the legislature until otherwise provided by law, the county of  
7 Evergreen shall be included in the eleventh, thirtieth, thirty-first  
8 and thirty-third legislative districts.

9 NEW SECTION. Sec. 13. Until the county of Evergreen is  
10 organized by the appointment and qualification of its officers, the  
11 jurisdiction of the present officers of King county shall remain in  
12 full force and effect in those portions of the territory constituting  
13 the said county of Evergreen.

14 NEW SECTION. Sec. 14. Within such time as they shall be  
15 transcribed after this chapter shall have become effective, the  
16 county auditor of King county shall certify from the records of said  
17 county all records and all papers and documents on file in anywise  
18 affecting the title of any estate or property, real or personal,  
19 situated within the county of Evergreen, and the county commissioners  
20 of Evergreen county, shall provide at the expense of the county,  
21 proper and suitable record books, to which the said records shall be  
22 transcribed, and shall transcribe said records as provided in this  
23 chapter, in legible writing, and said record books and papers shall  
24 be delivered to the auditor of Evergreen county, and said records and  
25 documents so transcribed shall be accepted and received as evidence  
26 in all courts and places as if the same had originally been recorded  
27 or filed in the office of the auditor of Evergreen county.

28 NEW SECTION. Sec. 15. All actions and proceedings which  
29 shall be pending in the superior court of King county at the time of  
30 taking effect of this chapter, affecting the title or possession of  
31 real estate in Evergreen county, or in which all the parties are  
32 residents of Evergreen county, shall be transferred to the superior  
33 court of Evergreen county, and all further proceedings had therein

1 shall be in Evergreen county, the same as if originally commenced in  
2 that county. All other proceedings civil or criminal now pending in  
3 the superior court of King county shall be prosecuted to the  
4 termination thereof in said county and court.

5 NEW SECTION. Sec. 16. All pleadings, process, documents and  
6 files in the office of the county clerk of King county affecting  
7 pending suits and proceedings shall be transferred as provided in the  
8 preceding section, and all records therein transcribed as provided in  
9 this chapter, and certified by the county clerk of King county, and  
10 transmitted to the county clerk of Evergreen county after said clerk  
11 shall have entered upon the duties of said office.

12 NEW SECTION. Sec. 17. All records, documents, and papers of  
13 record, on file in the office of the county clerk, county auditor and  
14 all other officers of King county, in anywise affecting the title or  
15 possession of real estate or other property in Evergreen county and  
16 required to be transcribed shall be transcribed and transmitted to  
17 the county clerk, county auditor, or other officer of Evergreen  
18 county by such person or persons as may be employed by the county of  
19 Evergreen for such purpose under the certificate of the county clerk,  
20 county auditor, and other officers of King county, and the said  
21 record and documents when so transcribed and transferred shall be  
22 received as evidence in all courts and places as originally recorded  
23 and filed in the county of Evergreen.

24 NEW SECTION. Sec. 18. All records of King county required by  
25 this chapter to be transcribed shall be transcribed by a person to be  
26 employed by the county commissioners of Evergreen county, as follows:  
27 Said transcribing shall be done by a person or persons under  
28 contract, who shall receive said contract after bids for said work  
29 shall have been advertised and the contract given to the best bidder,  
30 all records so transcribed shall be certified by the officer of the  
31 respective offices from which said records shall be transcribed,  
32 under the seal of his office, in the manner following, to wit: Each  
33 book of transcribed records shall be certified to be a correct

1 transcript of the records of King county, contained therein, and each  
2 officer so certifying shall finally certify to the completeness of  
3 all records as transcribed from his office. All expense incurred by  
4 the county of King in comparing and certifying the records required  
5 to be transcribed under the provisions of this chapter shall be borne  
6 by the county of Evergreen. All original volumes of all records of  
7 the assessment rolls of King county which include any property in the  
8 territory comprising the new county of Evergreen shall be transmitted  
9 to the county of Evergreen.

10 NEW SECTION. Sec. 19. Sections 1 through 18 of this act  
11 shall constitute a new chapter in Title 36 RCW.