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03/06/2009 15:04  
KING COUNTY, WA

**King County**  
**Department Of Natural Resources And LANDS**  
Water And Land Resources Division  
Open Space Acquisitions Unit  
**Attention: Pat Ross**  
**MS – KSC-NR-600**  
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Seattle, WA 98104-1614  
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**Amendment to Conservation Futures**  
**Interlocal Cooperation Agreement**  
**Between King County and the City of Kent for**  
**Open Space Acquisition Projects**

**December 30, 2008**

Department: **DNRP/WLRD Open Space Acquisitions Unit**

Parties **City of Kent and  
King County**

Project: **Conservation Futures**

**Amendment H**

**AMENDMENT TO THE CONSERVATION FUTURES  
INTERLOCAL COOPERATION AGREEMENT  
BETWEEN KING COUNTY AND THE CITY OF KENT  
FOR OPEN SPACE ACQUISITION PROJECTS**

**Preamble**

The King County Council, through Ordinance 9128, has established a Conservation Futures Levy Fund and appropriated proceeds to King County, the City of Seattle and certain suburban cities. This amendment is entered into to provide for the allocation of additional funds made available for open space acquisition.

THIS AMENDMENT is entered into between the CITY OF KENT and KING COUNTY, and amends and attaches to and is part thereof of the existing Interlocal Cooperation Agreement entered into between the parties on the 29<sup>th</sup> day of January, 1991.

The parties agree to the following amendments:

**Amendment 1: Article 1. Recitals**

A paragraph is hereby added to the Recitals Section to provide for a Conservation Futures Levy Fund allocation for the Kent Desimone and Lotto (Green River) acquisition, and hereafter reads:

- On November 19, 2007, the King County Council passed Ordinance 15975, which appropriated a total of Ninety Four Thousand Dollars (\$94,000) in Conservation Futures Levy proceeds to the City of Kent for the Desimone and Lotto (Green River) acquisition Project. On April 20, 2008 the King County Council passed Ordinance 16052, authorizing the King County Executive to enter into interlocal agreements with the City of Seattle and the suburban cities for the disbursement of Conservation Futures Funds in Ordinance 15975.

**Amendment 2: Article V. Conditions of Agreement**

Section 5.1 is amended to include reference to Attachment H, which lists a 2008 Conservation Futures Levy Allocation for the Desimone and Lotto (Green River) acquisition project.

**Amendment 3: Article VII. Responsibilities of County**

The first two sentences of this article are amended to include references to Attachment H, which lists a 2008 Conservation Futures Levy Allocation for the Desimone and Lotto (Green River) acquisition project as follows:

Subject to the terms of this agreement, the County will provide Conservation Futures Levy Funds in the amounts shown in Attachments A through H to be used for the Projects listed in Attachments A through H. The City may request additional funds; however, the County has no obligation to provide funds to the City for the Projects in excess of the total amounts shown in Attachments A through H. The County assumes no obligation for the future support of the Projects described herein except as expressly set forth in this agreement.

**AMENDMENT 4: Attachment H**

The attachments to the interlocal agreement are hereby amended by adding Attachment H, which is hereby attached to the interlocal agreement, incorporated therein and made a part thereof.

In all other respects, the terms, conditions, duties and obligations of both parties shall remain the same as agreed to in the Interlocal Cooperation Agreement as previously amended.

This document shall be attached to the existing Interlocal Cooperation Agreement.

IN WITNESS WHEREOF, authorized representatives of the parties hereto have signed their names in the spaces set forth below:

KING COUNTY

CITY OF KENT

  
\_\_\_\_\_  
Ron Sims  
King County Executive


  
\_\_\_\_\_  
Suzette Cooke  
Mayor


Date: 12-23-08  
Acting under the authority of  
Ordinance 16052

Date: 12/9/08  
Acting under the authority of  
Ordinance:

Approved as to form:

Approved as to form:

  
\_\_\_\_\_  
Dan Satterberg  
King County Prosecuting Attorney

  
\_\_\_\_\_  
City Attorney, Assistant

**ATTACHMENT H**  
**2008 CONSERVATION FUTURES LEVY**  
**CITY OF KENT ALLOCATION**

Jurisdiction	Project	Allocation
Kent	Desimone and Lotto (Green River)	\$ 94,000
TOTAL	<i>Proj. # 315771</i>	<b>\$ 94,000</b>

**Project Description:** The goal of this project is to acquire inholding parcels of land on and near Mullen Slough on the lower Green River in Kent.

**City of KENT**– Desimone and Lotto (Green River) **\$ 94,000**