

Seattle City Clerk's Office

Comptroller File

227337

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE
IT IS DUE TO THE QUALITY OF THE DOCUMENT.

(GENERAL)

FILE NO. 227337

Petition
OF
property owners
for

vacation of portion of Bothell Way.

*7/18/55 - 13 P.C.
9/13/55 - Sit here. 4 who
10/18/55 grant, prep. depn., again*

JUL 18 1955

FILED

W. C. THOMAS
COMPTROLLER AND CITY CLERK

BY Mr. G. Beard DEPUTY

ACTION OF THE COUNCIL

REFERRED	JUL 18 1955	TO	Streets & Sewers	TO		DISPOSITION	
REFERRED		TO		TO		DISPOSITION	
REFERRED		TO		TO		DISPOSITION	
REPORTED	OCT 24 1955	TO		TO		DISPOSITION	GRANTED
RE-REFERRED		TO		TO		DISPOSITION	
REPORTED		TO		TO		DISPOSITION	

REPORT OF COMMITTEE

SPECIAL ORDER

Mr. President:

Your Streets and Sewers Committee

to which was referred the within Petition

would respectfully report that we have considered the same and respectfully recommend that

same be granted.

Beard
CHAIRMAN

CHAIRMAN

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Seattle Real Estate Board



Certificate of Appraisal

No. 17-231
W.E. Parker, City Engineer
City of Seattle
Department of Engineers
Seattle, October 25, 1955

This is to Certify that the Undersigned Members of the

Seattle Real Estate Board Appraisal Committee

have carefully inspected and considered the following described property in the County of King, State of Washington:

Portions of Lots Thirty-nine (39) to Forty-two (42) inclusive, Block Twelve (12), Homewood Park Addition, and of that portion of Bothell Way proposed to be vacated under City of Seattle Comptroller's File No. 227337, and of the vacated alley in said Block Twelve (12).

for the purpose of determining its fair market value as of the 25th day of October, 1955 which in our opinion is

NO VALUE GIVEN DOLLARS (\$)

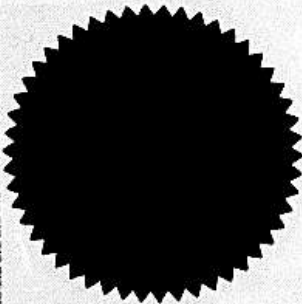
which may be allocated as follows:

LAND NO VALUE GIVEN DOLLARS (\$)

IMPROVEMENTS DOLLARS (\$)

We further certify that we have no interest in the property appraised, either present or prospective.

IN WITNESS WHEREOF, The Seal of the Board and the signatures of its officers are hereto affixed.
SEATTLE REAL ESTATE BOARD



(SEAL)

Eric Berkeley, President

R.H. Livingston, Executive Secretary

John J. Lee, Chairman Appraisal Committee

APPRAISAL COMMITTEE

Limiting conditions are listed on the reverse side hereof. Comments concerning the property and its value are attached hereto and made a part of this appraisal.

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JOHN T. LEE, REALTOR . . . Member Seattle Real Estate Board
5236 50th Avenue Northeast . . . Seattle 5, Washington . . . Telephone VERmont 5905

October 25, 1955

W. E. Parker, City Engineer
City of Seattle Department of Engineering
County-City Building
Seattle, Washington

Gentlemen:

The undersigned appraisers feel that the compensation received by the City of Seattle as measured by the release for damages and easement and by Mr. Frank Clinton by the proposed vacation of City property in front of his tract on Bothell Way in his favor, merely balance one another.

Our thinking has been somewhat influenced by the apparent accord and cooperation between the City of Seattle and Mr. Clinton in regard to the preparation of the easement and vacation, and it is felt that the benefits derived are of equal importance and value.

In the event that there is not a settlement as outlined, it is requested that the appraisers be given additional time in which to place exact monetary value on the properties, and the instruments with which we are concerned.

Yours truly,

John T. Lee
JOHN T. LEE

Phil Wolf
DUPLICATE

10-28-55

Washington Title agreed to pay
100⁰⁰ to cover extra expenses on
this vacation.

40⁰⁰ paid 10-19-55
60⁰⁰ paid 10-31-55



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E A S E M E N T

THIS INDENTURE, made this _____ day of _____ in the year of Our Lord One Thousand Nine Hundred Fifty-five, by and between RALPH J. ROBERTS and FLORENCE ROBERTS, his wife; FRANK D. CLINTON and BARBARA L. CLINTON, his wife; and MARIE HAMBLIN SWIRSKY, as her separate estate; hereinafter to be known as "grantors"; and THE CITY OF SEATTLE, a municipal corporation, and THE STATE OF WASHINGTON, acting by and through its Department of Highways; hereinafter to be known as "grantees";

WITNESSETH: That the grantors, for and in consideration of the sum of One and 00/100 (\$1.00) Dollar, to them in hand paid by the grantees, and other valuable considerations, the receipt whereof is hereby acknowledged, do by these presents grant, bargain, sell, convey and confirm unto the grantees a right of way or easement for sewer and drainage purposes over, through, across and upon the following described property situate in King County, Washington, to wit:

Portion of Lots 39 to 42 inclusive, Block 12, Homewood Park Addition, and of that portion of Bothell Way proposed to be vacated under City of Seattle Comptroller's File No. 227337, and of the vacated alley in said Block 12, all being more particularly described as follows:

Beginning at the intersection of the center line of said vacated alley and the easterly line of the 100-foot right of way taken for Bothell Way, being 50 feet on either side of the center line of said road as surveyed by the State of Washington; thence northerly along said easterly line to a line 10 feet northerly of and parallel with the northerly line of the existing box culvert through Lot 41, said Block 12; thence easterly along said parallel line and the same produced to a line 100 feet easterly of (measured along the northerly line of said vacated alley) and parallel with the easterly line of said 100-foot right of way taken for Bothell Way; thence southerly along said last-described parallel line to the center line of said vacated alley; thence westerly along the center line of said vacated alley to the beginning.

Said grantees or their agents shall have the right, without prior institution of any suit or proceeding at law, at such times as may be necessary, to enter upon said property for the purpose of constructing, repairing, altering, or reconstructing said sewer and drainage system or making any connections therewith, without incurring any legal obligation or liability therefor; provided, that such constructing, repairing, altering, or reconstructing of said sewer and drainage system shall be accomplished in such manner that the private improvements existing in this right of way shall not be disturbed or destroyed, or in the event that they are disturbed or destroyed, they shall be replaced in as good condition as they were immediately before the property was entered upon by the grantees; except, said provision shall not apply to any of that portion of said right of way which lies within the portion of Bothell Way proposed to be vacated under City of Seattle Comptroller's File No. 227337.

Executed August 9, 1955

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Any use of said property by the grantors or the construction of improvements thereon shall be of such nature that there shall not be any interference with reasonable access to the area for the purposes as outlined herein.

This agreement shall be a covenant running with the land and shall be binding on the grantors, their heirs, executors, administrators and assigns forever.

RALPH J. ROBERTS

FRANK D. CLINTON

FLORENCE ROBERTS

BARBARA L. CLINTON

MARIE HAMBLIN SWIRSKY

STATE OF WASHINGTON) ss.
COUNTY OF KING)

On this _____ day of _____ A.D., 19 _____
before me personally appeared _____

to me known to be the individuals described in, and who executed the within instrument, and acknowledged that they signed the same as their free and voluntary act and deed for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

DESCRIPTION & TITLE APPROVED
W. E. PARKER, City Engineer

By *[Signature]*
Date 8-3-55

Notary Public in and for the State of
Washington, residing at _____

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RELEASE OF DAMAGES

Witnesseth: That I, _____,
owner in fee simple and we, _____

contract purchasers of the southerly 100 feet of that portion of Lots 39, 40, 41 and 42, Block 12, Homewood Park, according to plat thereof recorded in Volume 22 of Plats, Page 73, in King County, Washington, lying easterly of Bothell Way and westerly of a line 100 feet east of the easterly line of said Bothell Way, for and in consideration of the vacation by the City of Seattle, as petitioned for in Comptroller's File No. 227337, of that certain property adjoining Bothell Way, acquired by the State of Washington for slope purposes and more particularly described as follows:

Portion of Bothell Way, as established by Superior Court Cause No. 137563, lying between the center line of the vacated alley in Block 12, Homewood Park Addition, and a line 100 feet north (measured along said following described easterly line) of and parallel with the northerly line of said vacated alley, and between the easterly line of the 100-foot right of way taken for Bothell Way, being 50 feet on either side of the center line of said road as surveyed by the State of Washington, and a line diverging from said easterly line opposite Engineer's station 95 + 00 of said survey, to a width of 40 feet from said easterly line opposite Engineer's station 98 + 00 of said survey;

do hereby, for ourselves, our heirs, assigns, and successors in interest, relinquish all right of suit or claim of damages against said City of Seattle, or the State of Washington, which consented to said vacation, for any damages caused or which may be caused to any part or all of the property described above, either owned by us or vacated as contemplated by Comptroller's File No. 227337, as a result of any failure or malfunction within the limits of the area proposed to be vacated, of the existing 30-inch sanitary sewer or of the existing 6.3-foot x 7.0-foot box culvert which now traverse said area, or as a result of the maintenance, repair or reconstruction of said sewer and culvert within said area.

This agreement shall be a covenant running with the land and shall be binding upon our heirs, assigns and successors in interest for such time as either or both of the aforementioned sewer and culvert remain in existence.

Signed and sealed as our free and voluntary acts this ____ day
of _____, 1955.

Executed August 19, 1955

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STATE OF WASHINGTON
ARTHUR B. LANGLEY, GOVERNOR



WASHINGTON
STATE HIGHWAY COMMISSION
DEPARTMENT OF HIGHWAYS
OFFICE OF DISTRICT ENGINEER
420 SPONGH STREET
SEATTLE

ACTION	
WEP	
WEP	
INFORMATION	
WEP	ek
WEP	

July 21, 1955

Mr. W. E. Parker, City Engineer
City of Seattle
Seattle, Washington

PSH #2 Seattle to Lake Forest Park

Dear Sir:

We have been requested by Mr. J. Arnold Cobley, Chief
Right of Way Agent of the Department of Highways to
deliver to you his letter of July 12 which releases
the state's objection to vacation of the slope easement
area requested in your letter of June 27.

Yours very truly,

D. B. FORBEY
District Engineer

By: GEO. J. BECK
District Construction Engineer

DDF:SS
QJB

Enclosure

cc - Mr. Cobley



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STATE OF WASHINGTON
ARTHUR B. LANGLIE, GOVERNOR



WASHINGTON
STATE HIGHWAY COMMISSION
DEPARTMENT OF HIGHWAYS
W. A. BUGGE, DIRECTOR
TRANSPORTATION BUILDING
OLYMPIA

July 12, 1955

DISTRICT OFFICES
NO. 1 SEATTLE 4
490 SPOKANE ST.
NO. 2 WENATCHEE
P. O. BOX 24
NO. 3 OLYMPIA
P. O. BOX 227
NO. 4 VANCOUVER
4200 MAIN STREET
NO. 5 YAKIMA
P. O. BOX 22
NO. 6 SPOKANE 21
N. 2820 MAYFAIR ST.

COMMISSIONERS
W. A. MOIRIS, CHAIRMAN
BOZOMA
R. E. MENELL, MEMBER
SPRENGTON
E. C. HUNTLEY, MEMBER
COLFAX
H. E. MORGAN, MEMBER
LONGVIEW
OSCAR E. STONE, MEMBER
SPOKANE

City of Seattle
Seattle, Washington

Attention: Mr. W. E. Parker, City Engineer

Gentlemen: PSH #2, Seattle to Lake Forest Park.

The State of Washington, Department of Highways is agreeable to the vacation of that portion of Lots 41 and 42, Block 12 Homewood Park, lying Easterly of the 100-foot right of way of Primary State Highway No. 2, as more particularly described in a Judgment entered November 19, 1919 in a Condemnation by the State of Washington as Petitioner, Vs. Jacob F. Ranning, et al, Respondents; subject however, to the following conditions:

1. The beneficiary of vacation will execute a release of damages to run with the land, relieving the City of Seattle and the State of Washington from any claims for damage arising from failure of either the box culvert or the 30-inch sanitary sewer within the vacated area, or arising from repairing, reconstructing, maintaining or doing any work whatsoever on the existing facilities or in any construction of any similar facilities in the vacated area.
2. The beneficiary of vacation will grant the City of Seattle an easement for sewer and drainage purposes across that portion of Lots 39 through 42, including the vacated alley, Block 12, Homewood Park, lying between a line drawn 10' North of the line of the culvert, and the center line of the vacated alley South thereof. The easement will provide for the right of the State of Washington, Department of Highways, its successors or assigns to enter upon the said property for the purpose of maintaining the culvert. It will also restrict the use of the surface of the ground, so as not to interfere with reasonable access to the area.

Very truly yours,

W. A. BUGGE
Director of Highways

J. Arnold Cobley
By: J. ARNOLD COBLEY
Chief Right of Way Agent

WAB:mn
JBB
cc: Forgay

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Mc Bee

CITY OF SEATTLE
MEMORANDUM OF PROPOSED STREET VACATION

Notice is hereby given that the petition of property owners (City Comptroller's File No. 227337) for the vacation of:

Portion of Bothell Way as established by Superior Court Cause No. 137563 lying between the center line of the vacated alley in Block 12, Homewood Park Addition, and a line 100 feet north (measured along said following described easterly line) of and parallel with the northerly line of said vacated alley, and between the easterly line of the 100-foot right of way taken for Bothell Way, being 50 feet on either side of the center line of said road as surveyed by the State of Washington, and a line diverging from said easterly line opposite Engineer's Station 95+00 of said survey, to a width of 40 feet from said easterly line at Engineer's Station 97+00 and thence converging to said easterly line opposite Engineer's Station 98+00 of said survey; or, in the alternative, to vacate any part of said street so particularly described; reserving to the City of Seattle the right to reconstruct, maintain and operate the existing underground utilities therein;

will be considered by the Streets and Sewers Committee of the City Council in the Council Chambers of the County-City Building on:

TUESDAY, OCTOBER 18, 1955 - at 2:00 O'CLOCK, P.M.

at which time petitions for, and protests against such vacation will be heard.

For further information call at the office of the City Engineer, 404 County-City Building.

A map indicating the street described in the petition has been attached to the notice posted on the site of the proposed vacation for your examination.

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BOTHELL WAY
227337

NAME	ADDRESS	LOT	BLK	ADD.
E. J. EAGEN	6555 16 th Ave N.E. (S)	3-6 25-29	17	HOMWOOD PARK ADDS. ↓
J. IRVIN MILLER.	5005 E. 45 th St. (S)	do	17	
J. H. KRUSE 1692	No. Add.	do	17	
UNION FED. SAV. & LN. ASSN	4349 BROOKLYN AVE. (S)	do	17	

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

RESOLUTION NO.

A RESOLUTION providing for the hearing on the petition of Property Owners, for the vacation of portion of Bothell Way.

WHEREAS there has been filed with the City Council the petition of Property Owners, (City Comptroller's File No. 227337), for the vacation of portion of Bothell Way as established by Superior Court Cause No. 137563 lying between the center line of the vacated alley in Block 12, Homewood Park Addition, and a line 100 feet north (measured along said following described easterly line) of and parallel with the northerly line of said vacated alley, and between the easterly line of the 100-foot right of way taken for Bothell Way, being 50 feet on either side of the center line of said road as surveyed by the State of Washington, and a line diverging from said easterly line opposite Engineer's Station 95+00 of said survey, to a width of 40 feet from said easterly line at Engineer's Station 97+00 and thence converging to said easterly line opposite Engineer's Station 98+00 of said survey; or, in the alternative, to vacate any part of said street so particularly described; reserving to the City of Seattle the right to reconstruct, maintain and operate the existing underground utilities therein; and

WHEREAS said petition is signed by the owners of more than two-thirds of the property abutting on the portion of the street therein sought to be vacated; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE:

That Monday, the 17th day of October, 1955, at the hour of 2:00 o'clock P. M., in the City Council Chambers in the County-City Building, Seattle, be and the same is hereby fixed as the time and place when and where said petition will be heard, and the City Clerk is directed to give due notice of such hearing in the manner provided by law. A map, indicating the portion of the street described in the petition, shall be affixed to and become a part of the notice required by law to be posted in a conspicuous place on the street sought to be vacated.

ADOPTED by the City Council the 19th day of September, 1955, and signed by me in open session in authentication of its adoption this 19th day of September, 1955.

President of the City Council

Filed by me this ____ day of _____, 1955.

BPW recommendation:Grant.

City Comptroller and City Clerk

By _____
Deputy Clerk

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THE CITY OF SEATTLE
DEPARTMENT OF ENGINEERING

W. E. PARKER, CITY ENGINEER
MEMBER, BOARD OF PUBLIC WORKS

In Re:

File No. 227337

September 6, 1955

Honorable Board of Public Works
Seattle, Washington

Gentlemen:

We are returning herewith Comptroller's File No. 227337, being the petition for vacation of a portion of Bothell Way, with our report and recommendation.

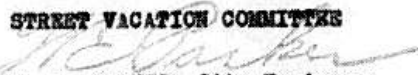
The petition contains valid signatures of 100% of the owners of abutting property. The area sought to be vacated lies on the east side of Bothell Way adjacent to the ravine north of East 117th Street, and was acquired by the State Highway Department for slope rights to support the berm for the construction of Bothell Way pavement across the ravine. There is an existing concrete box culvert and a 30-inch trunk sewer crossing the southerly portion of the area under consideration. It appears that the slope rights were obtained by the State to accommodate the slope, but subsequent to the highway construction, this area was filled and the slope area is no longer needed. Property owners request the vacation to secure frontage on Bothell Way for lots to the east of this area.

We recommend that the petition for vacation be granted with the following stipulations:

1. That easements be secured to provide for the maintenance of the existing box culvert and 30-inch sewer and for any similar facilities that may be needed in that area in the future, and
2. That the beneficiary of the vacation execute a release of damages to run with the land, relieving the City of Seattle and the State of Washington from any claims for damage arising from failure of either the box culvert or the 30-inch sanitary sewer within the vacated area, or arising from the repairing, reconstructing or maintaining of existing facilities, or the construction of similar facilities in the vacated area.

Very truly yours,

STREET VACATION COMMITTEE


W. E. PARKER, City Engineer

J. RAY HEATH, Supt. of Water

EHL:vw
Encls.
cc - Water Dept.
Light Dept.

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MAYOR
ALLAN POMEROY

CITY OF SEATTLE
DEPARTMENT OF PUBLIC WORKS

MAIN 6000
LOCAL 433

ROOM 512 COUNTY-CITY BUILDING
SEATTLE 4, WASHINGTON

E. G. HENRY
EXECUTIVE SECRETARY

September 7, 1955

Re: Council File No. 227337
Petition of property owners
for vacation of portion
of Bothell Way

The Honorable Streets and Sewers Committee
Seattle City Council

Gentlemen:

The above Council file is herewith returned, together with copy of report of our STREET VACATION COMMITTEE thereon dated September 6, 1955.

The Board at today's meeting concurred in this report and in accordance therewith, it is recommended that the petition be granted with the following stipulations:

1. That easements be secured to provide for the maintenance of the existing box culvert and 30-inch sewer, and for any similar facilities that may be needed in that area in the future, and
2. That the beneficiary of the vacation execute a release of damages to run with the land, relieving the City of Seattle and the State of Washington from any claims for damage arising from failure of either the box culvert or the 30-inch sanitary sewer within the vacated area, or arising from the repairing, reconstructing or maintaining of existing facilities or the construction of similar facilities in the vacated area.

Respectfully,

BOARD OF PUBLIC WORKS


E. G. Henry, Executive Secretary

eb
enc
cc - W.E. Parker
J. Ray Heath
E.H. Lindstrom

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THE CITY OF SEATTLE
DEPARTMENT OF ENGINEERING

W. E. PARKER, CITY ENGINEER
MEMBER, BOARD OF PUBLIC WORKS

In Re:

File No. 227337

September 6, 1955

Honorable Board of Public Works
Seattle, Washington

Gentlemen:

We are returning herewith Comptroller's File No. 227337, being the petition for vacation of a portion of Bothell Way, with our report and recommendation.

The petition contains valid signatures of 100% of the owners of abutting property. The area sought to be vacated lies on the east side of Bothell Way adjacent to the ravine north of East 117th Street, and was acquired by the State Highway Department for slope rights to support the berm for the construction of Bothell Way pavement across the ravine. There is an existing concrete box culvert and a 30-inch trunk sewer crossing the southerly portion of the area under consideration. It appears that the slope rights were obtained by the State to accommodate the slope, but subsequent to the highway construction, this area was filled and the slope area is no longer needed. Property owners request the vacation to secure frontage on Bothell Way for lots to the east of this area.

We recommend that the petition for vacation be granted with the following stipulations:

1. That easements be secured to provide for the maintenance of the existing box culvert and 30-inch sewer and for any similar facilities that may be needed in that area in the future, and
2. That the beneficiary of the vacation execute a release of damages to run with the land, relieving the City of Seattle and the State of Washington from any claims for damage arising from failure of either the box culvert or the 30-inch sanitary sewer within the vacated area, or arising from the repairing, reconstructing or maintaining of existing facilities, or the construction of similar facilities in the vacated area.

Very truly yours,

STREET VACATION COMMITTEE

W. E. Parker
W. E. PARKER, City Engineer

J. RAY HEATH, Supt. of Water

EHL:vw
Encls.
cc - Water Dept.
Light Dept.

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September 7, 1955

Re: Council File No. 227337
Petition of property owners
for vacation of portion
of Bethell Way

The Honorable Streets and Sewers Committee
Seattle City Council

Gentlemen:

The above Council file is herewith returned, together with copy of report of our STREET VACATION COMMITTEE thereon dated September 6, 1955.

The Board at today's meeting concurred in this report and in accordance therewith, it is recommended that the petition be granted with the following stipulations:

1. That easements be secured to provide for the maintenance of the existing box culvert and 30-inch sewer, and for any similar facilities that may be needed in that area in the future, and
2. That the beneficiary of the vacation execute a release of damages to run with the land, relieving the City of Seattle and the State of Washington from any claims for damage arising from failure of either the box culvert or the 30-inch sanitary sewer within the vacated area, or arising from the repairing, reconstructing or maintaining of existing facilities or the construction of similar facilities in the vacated area.

Respectfully,

BOARD OF PUBLIC WORKS

E. G. Henry, Executive Secretary

eb
enc
cc - W.E. Parker
J. Ray Heath
E.H. Lindstrom

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STATE OF WASHINGTON
ARTHUR B. LANGLIE, GOVERNOR



WASHINGTON
STATE HIGHWAY COMMISSION
DEPARTMENT OF HIGHWAYS
W. A. BUGGE, DIRECTOR
TRANSPORTATION BUILDING
OLYMPIA

July 19, 1955

City of Seattle
Seattle, Washington

Attention: Mr. W. F. Parker, City Engineer

Gentlemen: PSH #2, Seattle to Lake Forest Park.

The State of Washington, Department of Highways is agreeable to the vacation of that portion of Lots 41 and 42, Block 12 Homewood Park, lying Easterly of the 100-foot right of way of Primary State Highway No. 2, as more particularly described in a Judgment entered November 19, 1919 in a Condemnation by the State of Washington as Petitioner, Vs. Jacob F. Ranning, et al, Respondents; subject however, to the following conditions:

1. The beneficiary of vacation will execute a release of damages to run with the land, relieving the City of Seattle and the State of Washington from any claims for damage arising from failure of either the box culvert or the 30-inch sanitary sewer within the vacated area, or arising from repairing, reconstructing, maintaining or doing any work whatsoever on the existing facilities or in any construction of any similar facilities in the vacated area.
2. The beneficiary of vacation will grant the City of Seattle an easement for sewer and drainage purposes across that portion of Lots 39 through 42, including the vacated alley, Block 12, Homewood Park, lying between a line drawn 10' North of the line of the culvert, and the center line of the vacated alley South thereof. The easement will provide for the right of the State of Washington, Department of Highways, its successors or assigns to enter upon the said property for the purpose of maintaining the culvert. It will also restrict the use of the surface of the ground, so as not to interfere with reasonable access to the area.

Very truly yours,

W. A. BUGGE
Director of Highways

J. Arnold Cobley
By: J. ARNOLD COBLEY
Chief Right of Way Agent

WAB:wm
JBB
cc: Forgey

DISTRICT OFFICES

- NO. 1 SEATTLE 4
450 SPOKANE ST.
- NO. 2 WENATCHEE
P. O. BOX 99
- NO. 3 OLYMPIA
P. O. BOX 837
- NO. 4 VANCOUVER
4200 MAIN STREET
- NO. 5 YAKIMA
P. O. BOX 93
- NO. 6 SPOKANE 21
N. 3820 MAYFAIR ST.

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10-26

EHR

REPORT ON VACATION PETITION

AUGUST 19, 1955

File No. 227337

Vacation of POE. OF BOTHELL WAY

From _____

To _____

Total Frontage (L.F.) 216 ✓

Frontage with Valid Signatures (L.F.) 216 ✓

Valid Signatures 100% ✓

Incomplete Signatures —

Invalid Signatures —

King County —

(KML)

Worked By *RABA*

Approved By *REM*

pt

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July 20, 1955

Re: Council File No. 227337
Petition of property owners
for vacation of portion of
Bethell Way

Mr. W.E. Parker, City Engineer
Chairman
STREET VACATION COMMITTEE

Dear Sir:

The attached file was before the Board of Public Works today, and was referred to your Committee for investigation and recommendation.

Respectfully,

BOARD OF PUBLIC WORKS

E. G. Henry, Executive Secretary

eb
enc

cc - E.H. Lindstrom
J. Ray Heath

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THE CITY COUNCIL OF
THE CITY OF SEATTLE
514 COUNTY CITY BUILDING
SEATTLE 4, WASHINGTON

July 18, 1955

Board of Public Works
City of Seattle

Gentlemen:

Attached are the following files which are referred to you for
your report and recommendation in duplicate.

File No.

227336 Petition of property owners for vacation of portion of
East 96th Street, et al.

✓ 227337 Petition of property owners for vacation of portion of
Bothell Way.

Yours very truly,

STREETS AND SEWERS COMMITTEE

Alfred R. Rochester, Chairman

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Att.-2

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE
IT IS DUE TO THE QUALITY OF THE DOCUMENT.

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TEL. NO.

TO THE HONORABLE CITY COUNCIL OF THE CITY OF SEATTLE:

We, the undersigned, being the owners of more than two-thirds of the property abutting on that portion of

BOTHELL WAY

herein sought to be vacated, petition your Honorable Body to

vacate: Portion of Bothell Way as established by Superior Court Cause No. 137563 lying between the center line of the vacated alley in Block 12, Homewood Park Addition, and a line 100 feet north (measured along said following described easterly line) of and parallel with the northerly line of said vacated alley, and between the easterly line of the 100-foot right of way taken for Bothell Way, being 50 feet on either side of the center line of said road as surveyed by the State of Washington, and a line diverging from said easterly line opposite Engineer's Station 95+00 of said survey, to a width of 40 feet from said easterly line at Engineer's Station 97+00 and thence converging to said easterly line opposite Engineer's Station 98+00 of said survey;

Or, in the alternative, to vacate any part of said street so particularly described;

Reserving to the City of Seattle the right to reconstruct, maintain and operate the existing underground utilities therein.

7-15-55

OWNER	DESCRIPTION OF PROPERTY
XXXXXXXXXXXXXXXXXXXX <i>Florence Roberts</i> <i>Barbara L. Chilton</i> <i>Marie H. Swirsky</i>	The southerly 100 feet of that portion of lots 39, 40, 41 and 42, block 12, Homewood Park, according to plat thereof recorded in volume 22 of plats, page 73, in King County Washington, lying easterly of Bothell Way and west of a line 100 feet easterly of and parallel with the easterly line of said Bothell Way.
<i>Sam W. Pindilton Pres.</i> <i>Superior Refractories Co.</i>	Lots 44, 45, 46, 47 and 48, block 12 Homewood Park, according to plat thereof recorded in volume 22 of plats, page 73, in King County Washington, Except portion thereof taken for Bothell Way.

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AMM:9-22-50

STATE OF WASHINGTON)
County of _____) SS.

On this _____ day of _____ A.D. 19____, before me personally appeared _____ to me known to be the _____

of the corporation that executed the within and foregoing instrument, and acknowledged the said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and each on oath stated that he was authorized to execute said instrument and that the seal affixed is the corporate seal of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

Notary Public in and for the State of _____
residing at _____

STATE OF WASHINGTON)
County of KING) SS

On this 30th day of JUNE A.D., 1955 before me personally appeared SUPERIOR SAM W. PINKETON to me known to be

the PRES. OF SUPERIOR REFINERIES INC of the corporation that executed the within and foregoing instrument, and acknowledged the said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and each on oath stated that he was authorized to execute said instrument and that the seal affixed is the corporate seal of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

Garwin L. Anderson
Notary Public in and for the State of
WASHINGTON, residing at SEATTLE

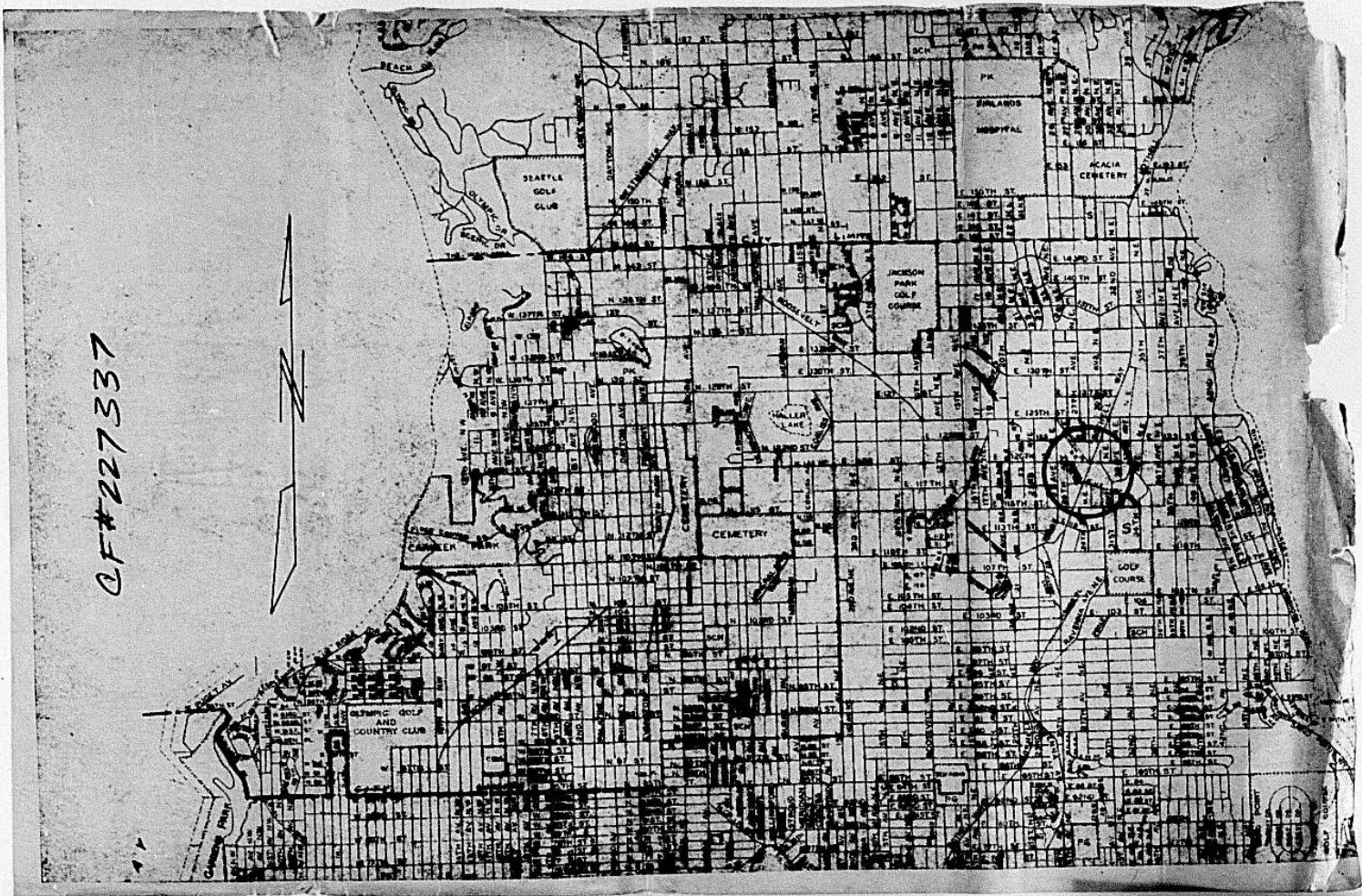
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PC 117900

Seattle City Clerk's Office

Comptroller File

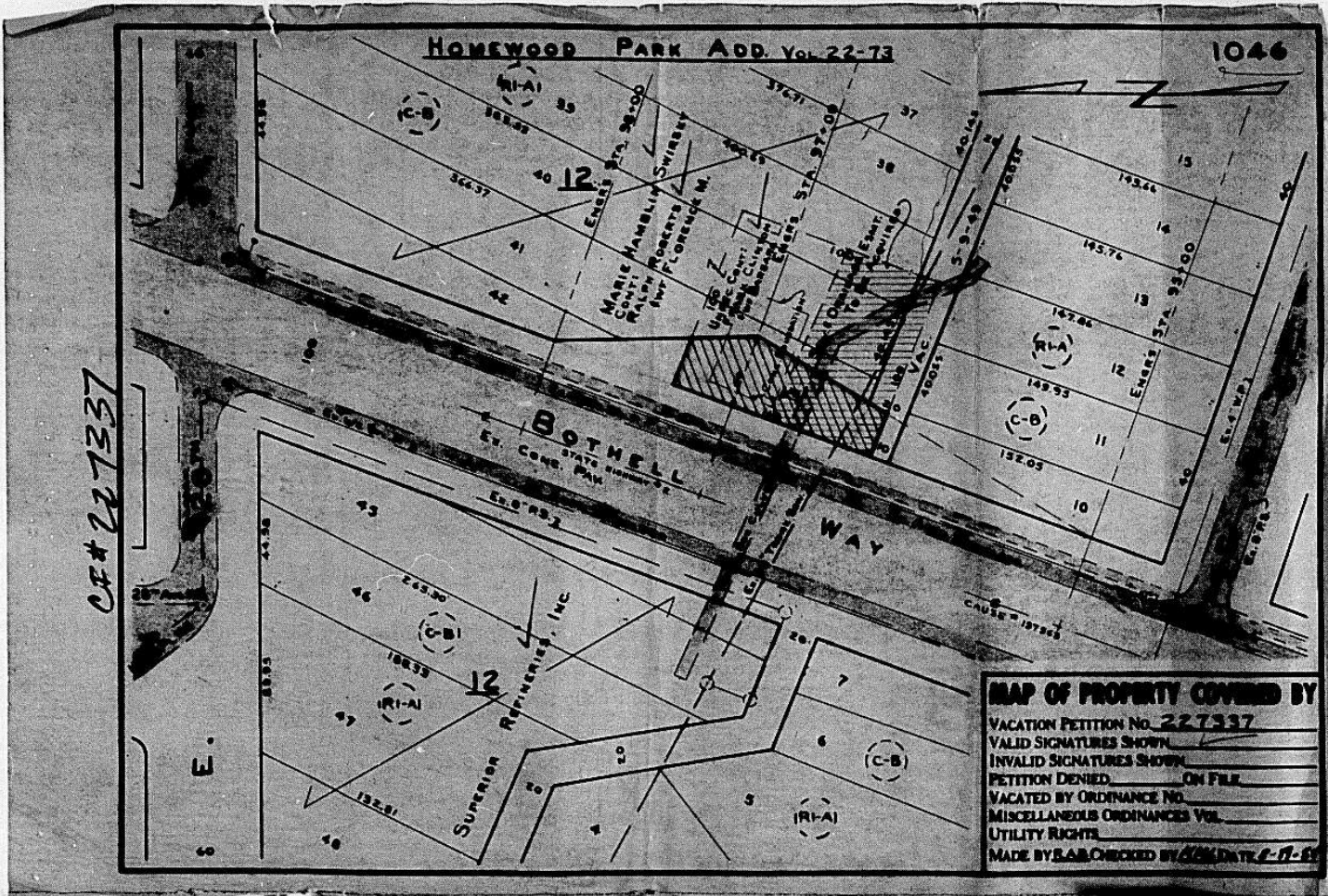
227.337



CF#227337



16X



CF# 227337

MAP OF PROPERTY COVERED BY
 VACATION PETITION No. 227337
 VALID SIGNATURES SHOWN _____
 INVALID SIGNATURES SHOWN _____
 PETITION DENIED _____ ON FILE _____
 VACATED BY ORDINANCE NO. _____
 MISCELLANEOUS ORDINANCES VOL. _____
 UTILITY RIGHTS _____
 MADE BY SA, CHECKED BY [Signature] DATE 4-11-81



16X