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Ordinance No. 102890

AN ORDINANCE providing for the laying off, opening, widening and establishing of 16th AVENUE SOUTHWEST from its intersection with the center line of Southwest Findlay Street to its intersection with the center line of Southwest Kenyon Street; and SOUTHWEST AUSTIN STREET at the intersection thereof with 16th Avenue Southwest; providing for the condemnation, appropriation, taking and damaging of land and other property necessary for cut and fill slopes and construction and maintenance of rock retaining walls; and providing payment therefor

12/12/73 PASS
COMPTROLLER
FILE NUMBER _____

Council Bill No. 94615

INTRODUCED: DEC 10 1973	BY: HILL
REFERRED: DEC 10 1973	TO: TRANSPORTATION
REFERRED:	
REFERRED:	
REPORTED: DEC 17 1973	SECOND READING: DEC 17 1973
THIRD READING: DEC 17 1973	SIGNED: DEC 17 1973
PRESENTED TO MAYOR: DEC 18 1973	APPROVED: DEC 28 1973
RETD. TO CITY CLERK: DEC 28 1973	PUBLISHED:
VETOED BY MAYOR:	VETO PUBLISHED:
PASSED OVER VETO:	VETO SUSTAINED:

CSS B. T. 97

Unanimous Vote
YES NO

HTL:cjm:11-9-73

ORDINANCE 102800

AN ORDINANCE providing for the laying off, opening, widening and establishing of 16TH AVENUE SOUTHWEST from its intersection with the center line of Southwest Findlay Street to its intersection with the center line of Southwest Kenyon Street; and SOUTHWEST AUSTIN STREET at the intersection thereof with 16th Avenue Southwest; providing for the condemnation, appropriation, taking and damaging of land and other property necessary therefor, including property or all property rights necessary for cut and fill slopes and construction and maintenance of rock retaining walls; and providing payment therefor.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That the public convenience and necessity demand that 16TH AVENUE SOUTHWEST be and the same is hereby laid off, opened, widened and established over and across the following described property, to-wit:

EMALD'S FIRST ADDITION TO THE CITY OF SEATTLE, according to plat thereof recorded in Volume 25 of Plats, page 43, Records of King County, Washington:

Block 4:

[Parcel 32, 34, 35, 36, 37, 38, 39, 40]

Portion of Lots 2 through 4 inclusive, described as follows: Beginning at the northwest corner of said Lot 2; thence south $0^{\circ}43'50''$ west along the easterly margin of 16th Avenue Southwest 467.24 feet to the northerly margin of Southwest Holly Street; thence south $89^{\circ}16'11''$ east along said northerly margin 3.00 feet; thence north $0^{\circ}43'50''$ east 218.16 feet; thence north $3^{\circ}35'34''$ east 249.51 feet to a point on the north line of said Lot 2; thence north $89^{\circ}42'17''$ west along said north line 15.46 feet to the point of beginning; EXCEPT the north 50 feet of the south 110 feet of said Lot 2; ALSO,

HOMECROFT, AN ADDITION TO THE CITY OF SEATTLE, according to plat thereof recorded in Volume 24 of Plats, page 42, records of King County, Washington:

Block 33:

[Parcel 24]

Portion of Lot 6, described as follows: Beginning at the southeast corner of Lot 6; thence north $0^{\circ}43'50''$ east along the westerly margin of 16th Avenue Southwest 122.80 feet; thence north $89^{\circ}16'07''$ west 0.67 feet; thence south $1^{\circ}18'13''$ west 122.81 feet to a point on the southerly line of said Lot 6; thence south $89^{\circ}16'07''$ east along said southerly line 1.90 feet to the beginning.

Block 47:

[Parcel 49, 52, 56, 57]

The easterly 3.00 feet of Lot 5; the easterly 3.00 feet of the north one-half of Lot 7; and the easterly 3.00 feet of the south one-half of Lot 8; ALSO,

Block 48:

[Parcel 43, 45, 60, 61, 63, 64]

The westerly 3.00 feet of the north 91.50 feet of Lot 2; the westerly 3.00 feet of Lot 3; the westerly 3.00 feet of Lot 6; and the westerly 3.00 feet of Lot 7, EXCEPT the north 42.00 feet thereof; ALSO,

Unanimous Vote

YES NO

Block 52:

[Parcel 67, 74, 78]

The easterly 3.00 feet of the north 60 feet of the south 120 feet of Lot 1; the easterly 3.00 feet of the south 46.20 feet of Lot 3; the easterly 3.00 feet of the north 2.88 feet of Lot 4; the easterly 3.00 feet of the south 43.72 feet of Lot 4; and the easterly 3.00 feet of Lot 5, EXCEPT the south 182.06 feet thereof; ALSO,

[Parcel 81]

The east 3 feet of the north 45.87 feet of the south 90.33 feet of Lot 5; ALSO,

[Parcel 82]

The east 3 feet of the south 44.46 feet of Lot 5 and the east 3 feet of Lot 6, EXCEPT the south 183.46 feet thereof; ALSO,

[Parcel 84]

That portion of the northwest one-quarter of the northwest one-quarter of the southwest one-quarter of Section 30, Township 24 North, Range 4 East, W. M. King County, Washington, described as follows: Beginning at the intersection of the south line of S.W. Myrtle Street and the east line of 16th Avenue S.W.; thence south $0^{\circ}17'11''$ west along said east line 135.33 feet; thence south $89^{\circ}31'52''$ east to a line which is 3.00 feet east of and parallel with said east line; thence north $0^{\circ}17'11''$ east 135.32 feet to the south line of S.W. Myrtle Street; thence north $89^{\circ}27'16''$ west along said south line 3.00 feet to the beginning (also known as the west 3 feet of Tract 1, Block 18, Thrift Clubs Highland Park, unrecorded.); ALSO,

[Parcel 89]

That portion of the northwest one-quarter of the southwest one-quarter of Section 30, Township 24 North, Range 4 East, W.M. in King County, Washington, described as follows:

Beginning at a point on the east margin of 16th Avenue Southwest distant south $0^{\circ}17'11''$ west 150.32 feet from the south line of Southwest Othello Street; thence south $0^{\circ}17'11''$ west along said easterly margin 150.32 feet; thence south $89^{\circ}55'11''$ east to a line which is 3.00 feet east of and parallel with said easterly margin; thence north $0^{\circ}17'11''$ east along said parallel line 150.32 feet; thence north $89^{\circ}50'29''$ west 3.00 feet to the easterly margin of 16th Avenue Southwest and the point of beginning, (also known as the westerly 3.00 feet of a portion of Lot 1, Block 17, Outland's Highland Park Addition, unrecorded); ALSO,

DUMAR, AN ADDITION TO THE CITY OF SEATTLE, according to plat thereof recorded in Volume 22 of Plats, page 63, Records of King County, Washington:

Block 8:

[Parcel 105]

That portion of Lots 23 and 24, described as follows:

Beginning at the southwest corner of said Lot 23; thence south $89^{\circ}44'13''$ east along the south line of said lot 0.29 feet; thence north $0^{\circ}51'33''$ east to the north line of the south 20 feet of said Lot 24; thence north $89^{\circ}44'13''$ west along said north line 0.89 feet to the west line of said lots; thence south $0^{\circ}17'11''$ west along said west line 60.00 feet to the beginning; ALSO,

[Parcel 101]

That portion of Lots 29 and 30, described as follows:

Beginning at the northwest corner of said Lot 30; thence north $89^{\circ}55'25''$ east along the north line of said Lot 30, a distance of 3.00 feet; thence south $0^{\circ}17'11''$ west 47.01 feet; thence south $0^{\circ}51'33''$ west 11.23 feet to the south line of the north 20 feet of said Lot 29; thence north $89^{\circ}44'13''$ west along said south line 2.89 feet to the west line of said lot; thence north $0^{\circ}17'11''$ east along the west line of said lots 58.23 feet to the beginning; ALSO,

Block 1:

[Parcel 122]

Portion of Lot 30, described as follows: Beginning at the northwest corner of said lot; thence south $0^{\circ}17'11''$ west along the easterly margin of 16th Avenue Southwest 13.83 feet to a point of curvature; thence easterly along a curve to the right having a radius of 14 feet, an arc distance of 21.82 feet to the southerly margin of Southwest Holden Street; thence north $89^{\circ}34'26''$ west along said southerly margin 13.83 feet to the easterly margin of 16th Avenue Southwest and the point of beginning; ALSO,

SMITH'S REPLAT OF LOTS 11 TO 20, BLOCK 1, STEEL PLANT ADDITION TO THE CITY OF SEATTLE, according to plat thereof recorded in Volume 17 of Plats, page 23, Records of King County, Washington:

Block 2:

[Parcel 96]

That portion of Lot 9, described as follows: Beginning at the northeast corner of said lot; thence west along the north line of said lot to a line which is 3 feet west of and parallel with the east line of said lot; thence south $0^{\circ}17'11''$ west along said parallel line 46.39 feet; thence south $3^{\circ}08'55''$ west 87.15 feet to the south line of said lot; thence east along said south line 7.35 feet to the southeast corner of said lot; thence north $0^{\circ}17'11''$ east along the east line of said lot to the beginning; ALSO,

Block 1:

[Parcel 99]

Portion of Lot 15, described as follows: Beginning at the northeast corner of said lot; thence south $0^{\circ}17'11''$ west along the westerly margin of 16th Avenue Southwest 122.01 feet to the northerly margin of Southwest Holden Street; thence north $89^{\circ}49'58''$ west along said northerly margin 31.97 feet to a point of curvature; thence northerly along the arc of a curve to the left having a radius of 14 feet, an arc distance of 21.96 feet to a point of tangency; thence north $0^{\circ}17'11''$ east 108.04 feet to the southerly margin of the alley in Block 1; thence south $89^{\circ}49'57''$ east along said southerly margin 18.00 feet to the westerly margin of 16th Avenue Southwest and the point of beginning; ALSO,

DUMAR, DIVISION NO. 2, AN ADDITION TO THE CITY OF SEATTLE, according to plat thereof recorded in Volume 23 of Plats, page 9, Records of King County, Washington:

Block 9:

[Parcel 112]

That portion of Lot 2, described as follows: Beginning at the northeast corner of said lot; thence north $89^{\circ}49'56''$ west along the north line of said lot 11.34 feet; thence south $2^{\circ}00'21''$ east 40.03 feet to the south line of said lot; thence south $89^{\circ}49'55''$ east along said south line 9.74 feet to the southeast corner of said lot; thence north $0^{\circ}17'11''$ east along the east line of said lot 40.00 feet to the beginning; ALSO,

[Parcel 113]

That portion of Lot 4, described as follows: Beginning at the northeast corner of said lot; thence north $89^{\circ}49'55''$ west along the north line of said lot 9.74 feet; thence south $2^{\circ}00'21''$ east 40.03 feet to the south line of said lot; thence south $89^{\circ}49'55''$ east along said south line 8.14 feet to the southeast corner of said lot; thence north $0^{\circ}17'11''$ east along the east line of said lot 40.00 feet to the beginning; ALSO,

[Parcel 116]

That portion of Lot 7, described as follows: Beginning at the northeast corner of said lot; thence north $89^{\circ}49'54''$ west along the north line of said lot 4.93 feet; thence south $2^{\circ}00'21''$ east 40.03 feet to the south line of said lot; thence south $89^{\circ}49'53''$ east along said south line 3.33 feet to the southeast corner of said lot; thence north $0^{\circ}17'11''$ east along the east line of said lot 40.00 feet to the beginning; ALSO,

Section 2. That in the grading of 16th Avenue Southwest and Southwest Austin Street, as established over, across and upon the lands, described in Section 1 hereof, in conformity with the center line grades established by Ordinance 102357, the City shall acquire the right to remove the lateral support of the real property abutting said avenue and street and shall acquire easements to construct, reconstruct and maintain rock retaining walls, cut and fill slopes or combinations thereof for the purpose of providing and maintaining lateral support for said avenue and street or the abutting real properties when said avenue and street are improved to the full width of the right of way; reserving to the grantors the right to use said real property in any way not inconsistent with the rights hereby acquired; provided that grantee 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 purposes herein described without incurring any legal obligation or liability therefor and reserving unto the property owner the right to remove said slopes and rock retaining walls at any time upon providing and maintaining other adequate lateral support; said easements being over, across and upon the following described property to wit:

[Parcel 17]

Portion of Lot 3, Block 33, HOMECROFT ADDITION, according to plat thereof recorded in Volume 24 of plats, page 42, Records of King County, Washington, lying east of a line drawn from a point on the south line of said lot distant north $89^{\circ}16'03''$ west 16 feet from the southeast corner of said lot to a point on the north line of said lot distant 31 feet west along said north line from the northeast corner of said lot; ALSO,

[Parcel 20 and 24]

That portion of Lot 6, Block 33, Homecroft Addition, as recorded in Volume 24 of Plats, page 42, Records of King County, Washington, lying east of a line described as follows: Beginning at a point on the north line of said lot, distant north $89^{\circ}16'05''$ west 15.06 feet along said north line from the northeast corner of said lot; thence southerly to a point on the south line of the north 61.40 feet of said lot, distant north $89^{\circ}16'07''$ west 14.67 feet along said south line from its intersection with the east line of said lot; thence southerly to a point on the north line of the south 13 feet of said lot distant 19.77 feet along said north line from its intersection with the east line of said lot; thence southerly to a point on the south line of said lot distant north $89^{\circ}16'07''$ west 19.4 feet along said south line from the southeast corner of said lot. ALSO,

[Parcel 32]

That portion of Lot 2, Block 4, Ewald's First Addition to the City of Seattle, as recorded in Volume 25 of Plats, page 43, Records of King County, Washington, lying west of a line described as follows: Beginning at a point on the north line of said lot, distant south $89^{\circ}42'17''$ east 28.46 feet, along said north line from the northwest corner of said lot; thence southerly to a point on the north line of the south 110 feet of said lot, distant south $89^{\circ}42'18''$ east 25.96 feet along said north line from its intersection with the west line of said lot; ALSO,

[Parcel 34]

That portion of Lot 2, Block 4, Ewald's First Addition to the City of Seattle, as recorded in Volume 25 of Plats, page 43, Records of King County, Washington, lying west of a line described as follows: Beginning at a point on the north line of the south 60 feet of said lot, distant south $89^{\circ}42'18''$ east 22.46 feet along said north line from its intersection with the west line of said lot; thence south $3^{\circ}35'34''$ west 3 feet; thence north $89^{\circ}42'18''$ west 7 feet; thence south $3^{\circ}35'34''$ west to a point on the north line of the south 10 feet of said lot, distant south $89^{\circ}42'18''$ east 12.96 feet along said north line from its intersection with the west line of said lot. ALSO,

[Parcel 35]

That portion of Lots 2 and 3, Block 4, Ewald's First Addition to the City of Seattle, as recorded in Volume 25 of Plats, page 43, Records of King County, Washington, lying west of a line described as follows: Beginning at a point on the south line of the north 40 feet of said Lot 3, distant south $89^{\circ}42'18''$ east 17.46 feet along said south line from its intersection with the west line of said Lot 3; thence north $3^{\circ}35'34''$ east 18 feet; thence north $89^{\circ}42'18''$ west 7 feet; thence north $3^{\circ}35'34''$ east to a point on the north line of the south 10 feet of said Lot 2, distant south $89^{\circ}42'18''$ east 12.96 feet along said north line from its intersection with the west line of said Lot 2. ALSO,

[Parcel 36]

That portion of Lot 3, Block 4, Ewald's First Addition to the City of Seattle as recorded in Volume 25 of Plats, page 43, Records of King County, Washington, lying west of a line described as follows: Beginning at a point on the south line of the north 40 feet of said lot, distant south $89^{\circ}42'18''$ east 17.46 feet along said south line from its intersection with the west line of said lot; thence southerly to a point on the south line of the north 90 feet of said lot, distant south $89^{\circ}42'18''$ east 15 feet along said south line from its intersection with the west line of said lot; ALSO,

[Parcel 37]

The east 12 feet of the west 15 feet of the south 50 feet of the north 140 feet of Lot 3, Block 4, Ewald's First Addition to the City of Seattle, as recorded in Volume 25 of Plats, page 43, Records of King County, Washington; ALSO,

[Parcel 38]

The east 5 feet of the west 8 feet of Lot 3; EXCEPT the north 140 feet thereof; Also, the east 5 feet of the west 8 feet of the north 30 feet of said Lot 4, all in Block 4, Ewald's First Addition to the City of Seattle as recorded in Volume 25 of Plats, page 43, Records of King County, Washington; ALSO,

[Parcel 39]

The east 5 feet of the west 8 feet of the south 50 feet of the north 80 feet of Lot 4, Block 4, Ewald's First Addition to the City of Seattle, as recorded in Volume 25 of Plats, page 43, Records of King County, Washington; ALSO,

[Parcel 40]

The east 5 feet of the west 8 feet of said Lot 4, Block 4, Ewald's First Addition to the City of Seattle, as recorded in Volume 25 of Plats, page 43, Records of King County, Washington; EXCEPT the north 80 feet thereof; ALSO,

[Parcel 43]

Portion of Lot 2, Block 48, Homecroft Addition, as recorded in Volume 24 of Plats, page 42, Records of King County, Washington, lying west of a line described as follows: Beginning at a point on the north line of the south 90 feet of said lot, distant south $89^{\circ}15'07''$ east 15 feet from the west line of said lot; thence north at right angles 5 feet; thence west at right angles 7 feet to a line 8 feet east of and parallel with the west line of said lot; thence north along said parallel line to the terminus on the north line of said lot, distant 8 feet east of the northwest corner of said lot; ALSO,

[Parcel 45]

The east 5 feet of the west 8 feet of Lot 3, Block 48, Homecroft Addition, as recorded in Volume 24 of Plats, page 42, Records of King County, Washington. ALSO,

[Parcel 52]

The west 6 feet of the east 9 feet of the north one-half of Lot 7, Block 47, Homecroft Addition, as recorded in Volume 24 of Plats, page 42, Records of King County, Washington; ALSO,

[Parcel 56]

The west 9 feet of the east 12 feet of the north one-half of the south one-half of Lot 8, Block 47, Homecroft Addition, as recorded in Volume 24 of Plats, page 42, Records of King County, Washington; ALSO,

[Parcel 57]

The west 9 feet of the east 12 feet of the south one-half of the south one-half of Lot 8, Block 47, Homecroft Addition, as recorded in Volume 24 of Plats, page 42, Records of King County, Washington; ALSO,

[Parcel 67]

Portion of Lot 1, Block 52, Homecroft Addition, as recorded in Volume 24 of Plats, page 42, Records of King County, Washington, lying east of a line described as follows: Beginning at a point on the north line of the south 120 feet of said lot, distant north $89^{\circ}36'19''$ west 21 feet along said north line from its intersection with the east line of said lot; thence southeasterly to a point on the north line of the south 60 feet of said lot, distant north $89^{\circ}31'19''$ west 20 feet along said north line from its intersection with the east line of said lot; ALSO,

[Parcel 74]

The west 5 feet of the east 8 feet of the south 46.20 feet of Lot 3 and the west 5 feet of the east 8 feet of the north 2.88 feet of Lot 4, all in Block 52, Homecroft Addition, as recorded in Volume 24 of Plats, page 42, Records of King County, Washington; ALSO,

[Parcel 78]

The west 12 feet of the east 15 feet of the south 43.72 feet of Lot 4, EXCEPT the south 13 feet thereof, and the west 5 feet of the east 8 feet of the south 13 feet of said Lot 4; and the west 5 feet of the east 8 feet of said Lot 5, EXCEPT the south 182.06 feet thereof, all in Block 52, Homecroft Addition, as recorded in Volume 24 of Plats, page 42, Records of King County, Washington; ALSO,

[Parcel 89]

That portion of the northwest one-quarter of the southwest one-quarter of Section 30, Township 24 North, Range 4 East, W.M. in King County, Washington, described as follows: Beginning at a point on the east line of 16th Avenue Southwest distant south $0^{\circ}17'11''$ west 300.64 feet from its intersection with the south line of Southwest Othello Street; thence north $0^{\circ}17'11''$ east along said east line 150.32 feet; thence south $89^{\circ}50'29''$ east 29 feet; thence southerly to a point north $0^{\circ}17'11''$ east 70 feet from the point of beginning; thence southerly to a point south $89^{\circ}55'11''$ east 39 feet from the point of beginning; thence north $89^{\circ}55'11''$ west 39 feet to the point of beginning; ALSO,

[Parcel 99]

That portion of Lot 15, Block 1, Smith's Replat of Lots 11 to 20, Block 1, Steel Plant Addition to the City of Seattle, as recorded in Volume 17 of Plats, page 23, Records of King County, Washington, described as follows: The west 5 feet of the east 23 feet of the north 75 feet of said Lot 15; and the west 20 feet of the east 43 feet of the north 5 feet of said Lot 15; ALSO,

[Parcel 105]

That portion of Lots 23 and 24, Block 8, Dumar Addition to the City of Seattle, as recorded in Volume 22 of Plats, page 63, Records of King County, Washington, lying west of a line described as follows: Beginning at a point on the south line of said Lot 23, distant south $89^{\circ}44'13''$ east 5.29 feet along said south line from the southwest corner of said Lot 23; thence northeasterly to a point on the north line of the south 20 feet of Lot 24, distant south $89^{\circ}44'13''$ east 5.89 feet along said north line from its intersection with the west line of said Lot 24; ALSO,

[Parcel 112]

That portion of Lot 3, Block 9, Dumar Division No. 2, as recorded in Volume 23 of Plats, page 9, Records of King County, Washington, lying east of a line described as follows: Beginning at a point on the south line of said lot distant north $89^{\circ}49'55''$ west along said south line 14.74 feet from the southeast corner of said lot; thence northwesterly to a point on the north line of said lot, distant north $89^{\circ}49'56''$ west along said north line 16.34 feet from the northeast corner of said lot; ALSO,

[Parcel 113]

That portion of Lot 4, Block 9, Dumar Division No. 2, as recorded in Volume 23 of Plats, page 9, Records of King County, Washington, lying east of a line described as follows: Beginning at a point on the south line of said lot, distant north $89^{\circ}49'55''$ west along said south line 13.14 feet from the southeast corner of said lot; thence northwesterly to a point on the north line of said lot, distant north $89^{\circ}49'55''$ west along said north line 14.74 feet from the northeast corner of said lot.

Section 3. That in the grading of 16th Avenue Southwest and Southwest Austin Street as established over, across and upon the lands described in Section 1 hereof, in conformity with the center line grades as established in Ordinance 102357, the City shall acquire the right to remove the lateral support of the real property abutting said avenue and street and the right to carry cut slopes and fill slopes back onto and extending upon, the abutting real property for the purpose of providing and maintaining lateral support for said avenue and street or the abutting real properties when said avenue and street are improved to the full width of the right of way; the angle of said slopes shall be 3 feet horizontally for each foot of vertical elevation of cut and 3 feet horizontally for each foot of vertical elevation of fill; reserving unto the abutting property owners the right at any time to replace said cut slopes and/or to remove said fill slopes upon providing and maintaining other adequate lateral support, the aforesaid rights shall be acquired over and across the following described properties to wit:

[Parcel 49]

The east 95 feet of Lot 5, Block 47, Homecroft Addition, as recorded in Volume 24 of Plats, page 42, Records of King County, Washington; ALSO,

[Parcel 60]

The north 90 feet of Lot 6, Block 46, Homecroft Addition, as recorded in Volume 24 of Plats, page 42, Records of King County, Washington, EXCEPT the east one-half thereof; ALSO,

[Parcel 61]

Lot 6, Block 48, Homecroft Addition, as recorded in Volume 24 of Plats, page 42, Records of King County, Washington; EXCEPT the north 90 feet thereof and EXCEPT the south 3 feet of the west 115 feet thereof; ALSO,

[Parcel 63]

The south 55 feet of the north 97 feet of the west 115 feet of Lot 7, Block 48, Homecroft Addition, as recorded in Volume 24 of Plats, page 42, Records of King County, Washington; ALSO,

[Parcel 64]

Lot 7, Block 48, Homecroft Addition, as recorded in Volume 24 of Plats, page 42, Records of King County, Washington; EXCEPT the north 97 feet of the west 115 feet thereof; ALSO,

[Parcel 81]

The north 45.87 feet of the south 90.33 feet of the east 113.82 feet of Lot 5, Block 52, Homecroft Addition, as recorded in Volume 24 of Plats, page 42, Records of King County, Washington; ALSO,

[Parcel 82]

The south 44.46 feet of the east 113.82 feet of Lot 5; and the east 113.83 feet of Lot 6; EXCEPT the south 183.46 feet thereof; ALL in Block 52, Homecroft Addition, as recorded in Volume 24 of Plats, page 42, Records of King County, Washington; ALSO,

[Parcel 84]

That portion of the northwest one-quarter of the northwest one-quarter of the southwest one-quarter of Section 30, Township 24 North, Range 4 East, W.M., King County, Washington, described as follows: Beginning at the intersection of the south line of Southwest Myrtle Street and the east line of 16th Avenue Southwest; thence south $0^{\circ}17'11''$ west along said east line 135.33 feet; thence south $89^{\circ}31'52''$ east 62.91 feet; thence north $0^{\circ}19'28''$ east 135.24 feet to the south line of Southwest Myrtle Street; thence north $89^{\circ}27'16''$ west along said south line 63.00 feet to the beginning (also known as a portion of Tract 1, Block 18, Thrift Clubs Highland Park, unrecorded.); ALSO,

[Parcel 90]

The north 45.86 feet of the south 137.59 feet of the east 113.82 feet of Lot 6, Block 52, Homecroft Addition, as recorded in Volume 24 of Plats, page 42, Records of King County, Washington; ALSO,

[Parcel 93]

The east 113.82 feet of that portion of Lot 7, Block 52, Homecroft Addition, as recorded in Volume 24 of Plats, page 42, Records of King County, Washington, lying northerly of a line which bears north 89°36'19" west from a point on the east line of said lot, distant north 0°17'11" east 117.14 feet from the southeast corner of said lot; ALSO,

[Parcel 101]

Lot 30 and the north 20 feet of Lot 29, Block 8, Dumar Addition to the City of Seattle, as recorded in Volume 22 of Plats, page 63, Records of King County, Washington; ALSO,

[Parcel 116]

Lot 7, Block 9, Dumar Division No. 2, as recorded in Volume 23 of Plats, page 9, Records of King County, Washington; ALSO,

[Parcel 122]

Lots 29 and 30, Block 1, Dumar Addition to the City of Seattle, as recorded in Volume 22 of Plats, page 63, Records of King County, Washington.

Section 4. That all property or property rights and privileges necessary to be taken or damaged for the improvement and grading of said avenue and street in conformity with the grades established by Ordinance 102357, and in the construction of the necessary slopes for cuts or fills and rock retaining walls or combinations thereof upon the real property abutting said avenue and street as described and provided for in Section 1, 2, and 3 hereof are hereby condemned, appropriated, taken and damaged for the public use for such purposes and said property or property rights and privileges are to be taken and appropriated only after just compensation has been made or paid into court for the owners thereof in the manner provided by law.

Section 5. That the entire cost of the improvement provided for by this Ordinance shall be paid from the Arterial Development Fund and other such general funds as may be authorized by law.

Section 6. That the Corporation Counsel be and he is hereby authorized and directed to begin and prosecute the actions and proceedings in the manner provided by law to condemn, take, damage and appropriate the property or property rights and privileges necessary to carry out the provisions of this ordinance.

Section 7. That in conducting said condemnation proceedings the Corporation Counsel is hereby authorized to enter into stipulations for the purpose of minimizing damages.

(To be used for all Ordinances except Emergency.)

Section 8. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the 17 day of December, 1973,
and signed by me in open session in authentication of its passage this 17 day of
December, 1973.

Phyllis Lamphere
President Pro Tem of the City Council.

Approved by me this 28 day of December, 1973.

Wm. Williams
Mayor.

Filed by me this 28 day of December, 1973.

Attest: *A. G. Glendon*
City Comptroller and City Clerk.

By *J. F. Fenton*
Deputy Clerk.

(SEAL)

Published

SEATTLE CITY COUNCIL

'73 NOV 30 AM 9:18

Wes Uhlman, Mayor

CITY OF SEATTLE
DEPARTMENT OF ENGINEERING
ROBERT J. GULINO, CITY ENGINEER
MEMBER, BOARD OF PUBLIC WORKS

Seattle Municipal Building, Room 910
600 Fourth Avenue, Seattle, Washington 98104

November 21, 1973

Re: 16th Avenue Southwest
Street Widening Project

Honorable City Council
1100 Municipal Building
Seattle, Washington

VIA Mayor Uhlman

Gentlemen:

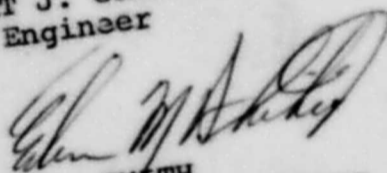
We transmit herewith for your acceptance, a council bill providing for the acquisition by condemnation of land and other property necessary for the 16th Avenue Southwest Street Widening project, including property or property rights necessary for cut and fill slopes and construction and maintenance of rock retaining walls and providing payment therefor.

The cost of such acquisition will be paid from the Arterial Development Fund and other such general funds as may be authorized by law.

This council bill has been approved as to form by the Corporation Counsel and we recommend that this legislation be passed.

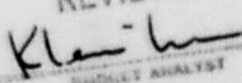
Yours very truly,

ROBERT J. GULINO, P. E.
City Engineer

For By 
W. E. P. SMITH
Assistant City Engineer
Administration

HTL:clt
Attachment

cc: Mayor Uhlman
K. Selfridge

REVIEWED

BUDGET ANALYST

RECEIVED

NOV 23 1973

OFFICE OF MANAGEMENT
& BUDGET

CS 20.14

The City of Seattle--Legislative Department

Date Reported
and Adopted

DEC 17 1973

MR. PRESIDENT:

TRANSPORTATION

Your Committee on
to which was referred C.B. 94615,

Providing for the laying off, opening, widening and establishing of 16th Avenue Southwest from its intersection with the center line of Southwest Findlay Street to its intersection with the center line of Southwest Kenyon Street; and Southwest Austin Street at the intersection thereof with 16th Avenue Southwest; providing for the condemnation, appropriation, taking and damaging of land and other property necessary therefor, including property or all property rights necessary for cut and fill slopes and construction and maintenance of rock retaining walls; and providing payment therefor.

RECOMMENDS THAT THE SAME DO PASS.

Jim Hill

TRANS.
Chairman

Chairman

Committee

Committee

Affidavit of Publication

STATE OF WASHINGTON, KING COUNTY—SS.

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

ORDINANCE NO 102890

was published on Jan 3, 1974

[Signature]
Subscribed and sworn to before me on

Jan 3, 1974

[Signature]
Notary Public for the State of Washington,
residing in Seattle.

CITY NOTICES

of King County, Washing-
ALSO,

Parcel 122]

lots 29 and 30, Block 1, Du-
r Addition to the City of Se-
le, as recorded in Volume 22
Plats, page 63, Records of
King County, Washington.

tion 4. That all property
erty rights and privileges
ary to be taken or dam-
for the improvement and
ng of said avenue and street
niformity with the grades
ligned by Ordinance 102557,
in the construction of the
sary slopes for cuts or fills
rock retaining walls or
nations thereof upon the
property abutting said ave-
and street as described and
ded for in Section 1, 2, and
roof are hereby condemned,
sriated, taken and damaged
he public use for such pur-
and said property or prop-
rights and privileges are in-
ken and appropriated only
just compensation has been
or paid into court for the
rs thereof in the manner
ded by law.

tion 5. That the entire cost
e improvement provided for
is Ordinance shall be paid
the Arterial Development
and other such general
as may be authorized by

tion 6. That the Corpora-
ounsel be and he is hereby
rized and directed to begin
prosecute the actions and
edings in the manner pro-
by law to condemn, take,
ge and appropriate the
ty or property rights and
ees necessary to carry out
visions of this ordinance.

tion 7. That in conducting
condemnation proceedings
orporation Counsel is here-
thorized to enter into stipu-
s for the purpose of mini-
g damages.

tion 8. This ordinance shall
ffect and be in force thirty
rom and after its passage
approval, if approved by the
C, otherwise it shall take
at the time it shall become
under the provisions of the
harter.

sed by the City Council the
ay of December, 1973, and
I by me in open session in
ntification of its passage this
ay of December, 1973.

PHYLLIS LAMPHERE,
ident pro tem. of the City
ouncil.

roved by me this 18th day
ember, 1973.

WES UHLMAN,
Mayor.

d by me this 28th day of
ber, 1973.

test: C. G. ERLANDSON

TIME AND DATE STAMP

SPONSORSHIP

THE ATTACHED DOCUMENT IS SPONSORED FOR FILING WITH THE CITY COUNCIL BY THE MEMBER(S) OF THE CITY COUNCIL WHOSE SIGNATURE(S) ARE SHOWN BELOW:

_____ Dir Hill

FOR CITY COUNCIL PRESIDENT USE ONLY

COMMITTEE(S) REFERRED TO: Transportation

George E. Cooley
PRESIDENT'S SIGNATURE