

Ordinance No. 14345

Ordinance providing for the laying off, extending and establishing of Third Avenue.

Council Bill No.

INTRODUCED: AUG 20 1906	BY: MULLEN
REFERRED: AUG 20 1906	TO: STREET COM.
REPORTED: OCT - 1 1906	
SECOND READING: OCT - 1 1906	
THIRD READING: OCT - 1 1906	
FINAL PASSAGE: OCT - 1 1906	SIGNED: OCT - 1 1906
PRESENTED TO MAYOR: OCT - 2 1906	APPROVED: OCT 10 1906
FILED: OCT 10 1906	PUBLISHED: OCT 11 1906
ENGROSSED: VOL. 10 FOLIO 10	BY: [Signature]
COMPARED BY: Compared by Barnes & Newcom	FILE NO.:

SEE ORD. 95297

SEE BACK COVER

ORD 100797 -RE LIGHT DEPT, ACCEPTING DEEDS PURSUANT TO CONTRACTS OF SALE TO CITY
AUTH BY ORD 95297 TO CERTAIN PROPERTY IN C.D. BOREN'S ADD FOR AN OFFICE
BLDG AND/OR SUBSTATION OR GENERAL LIGHTING UTILITY PURPOSES.

ORDINANCE NO. 11045

AN ORDINANCE providing for the laying off, widening extending and establishing of Third Avenue, in the City of Seattle, from the north line of Yesler Way to the south line of Pike Street; as a public street and highway, over and across certain lots, blocks and parcels of land in said city, and providing for the taking and damaging of land and other property necessary therefor, and for the ascertainment and payment of the just compensation to be made for the private property to be taken and damaged for said purpose, and for an assessment upon the property benefited for the purpose of making such compensation and paying the costs of such proceedings, and repealing all ordinances and parts of ordinances in conflict herewith.

WHEREAS, public necessity demands that Third Avenue, in the City of Seattle, be laid off, widened, extended and established from the north line of Yesler Way to the south line of Pike Street, as a public street and highway; and

WHEREAS, the same will be of special benefit to certain lands and property situate in the vicinity of such proposed improvement;

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE, AS FOLLOWS:

Section 1. That Third Avenue, in the City of Seattle, from the north line of Yesler Way to the south line of Pike Street, be and the same is, hereby widened, laid off, extended and established as a public street and highway over and across certain lots, blocks and parcels of land more particularly described as follows:

The easterly nine (9) feet of Lots Two (2), three (3), six (6) and seven (7), block fourteen (14); the westerly nine (9) feet of lots one (1), four (4), five (5) and eight (8) in block fifteen (15); the westerly nine (9) feet of lots one (1), four (4), five (5) and eight (8) in block twenty (20); the westerly nine (9) feet of lots one (1), four (4), five (5) and eight (8) in block twenty-one (21); the westerly nine (9) feet of lots one (1), four (4), five (5) and eight (8) in block twenty-six (26); the westerly nine (9) feet of lots one (1), four (4), five (5) and eight (8) in block twenty-seven (27); the westerly nine (9) feet of lots one (1), four (4), five (5) and eight (8) in block thirty-two (32); the westerly nine (9) feet of lots one (1), four (4), five (5) and eight (8) in block thirty-three (33); the westerly nine (9) feet of lot one (1) in block thirty-eight; and

All that portion of lot four (4) of said block thirty-eight (38) described as follows: Beginning at the northwest corner of said lot four (4), thence easterly along the northerly line thereof

nine (9) feet, thence southerly parallel with the westerly line thereof seventeen and forty-six hundredths (17.46) feet to an intersection with the northeasterly line of Prefontaine Place produced northwesterly as established by Ordinance number 10722, thence southeasterly along said northeasterly margin of Prefontaine Place produced thirty-five and eighty-seven hundredths (35.87) feet to the northerly line of Yesler Way, being the southerly line of said lot four (4); thence westerly along said southerly line of lot four (4) a distance of twenty-nine and thirty-six hundredths (29.36) feet to the westerly line of said lot four (4); thence northerly along said westerly line a distance of thirty-four (34) feet to the northwest corner of said lot and point of beginning;

All being in the Plat of an Addition to Town (now city) of Seattle, as laid out on claims of C. D. Boren, A. A. Denny and H. L. Yesler.

The easterly nine (9) feet of block "0"; the easterly nine (9) feet of Lots two (2), three (3), six (6) and seven (7) in block two (2); the easterly nine (9) feet of lots two (2), three (3), six (6) and seven (7) in block three (3); the easterly nine (9) feet of lots two (2), three (3), six (6) and seven (7) in block six (6); the easterly nine (9) feet of lots two (2), three (3) Six (6) and seven (7) in block seven (7); the easterly nine (9) feet of lots two (2), three (3), six (6) and seven (7) in block ten (10); the easterly nine (9) feet of lots two (2), three (3), six (6) and seven (7) in block eleven (11);

All in Plat of Town (now city) of Seattle as laid out on claims of C. D. Boren and A. A. Denny.

The easterly nine (9) feet of lots two (2), three (3), six (6) seven (7), ten (10) and eleven (11) in block two (2); the westerly nine (9) feet of lots five (5) and six (6) in block three (3); the easterly nine (9) feet of lots two (2), three (3), six (6) and seven (7) in block five (5); the westerly nine (9) feet of lots one (1), four (4), five (5), eight (8), nine (9) and twelve (12) in block twenty-one (21); the easterly nine (9) feet of lots two (2) three (3), six (6), seven (7), ten (10) and eleven (11) in block twenty-four;

All in Plat of an Addition to Town (now City) of Seattle, as laid out by A. A. Denny.

The westerly nine (9) feet of lots one (1), two (2), three (3) and four (4), in Replat of Block number four (4),

In Plat of an Addition to Town (now City) of Seattle, as laid out by A.A.Denny.

Section 2. That all lands, rights, privileges and other property within the limits of the above bounded and described tracts of land are hereby condemned and appropriated to the public use for the purpose of a public street and highway forever, and the same to be taken and appropriated only after just compensation has been made or paid into court for the owner in the manner provided by law.

nine (9) feet, thence southerly parallel with the westerly line thereof seventeen and forty-six hundredths (17.46) feet to an intersection with the northeasterly line of Prefontaine Place produced northwesterly as established by Ordinance number 10722, thence southeasterly along said northeasterly margin of Prefontaine Place produced thirty-five and eighty-seven hundredths (35.87) feet to the northerly line of Yesler Way, being the southerly line of said lot four (4); thence westerly along said southerly line of lot four (4) a distance of twenty-nine and thirty-six hundredths (29.36) feet to the westerly line of said lot four (4); thence northerly along said westerly line a distance of thirty-four (34) feet to the northwest corner of said lot and point of beginning;

All being in the Plat of an Addition to Town (now City) of Seattle, as laid out on claims of C. D. Boren, A. A. Denny and H. L. Yesler.

The easterly nine (9) feet of block "0"; the easterly nine (9) feet of lots two (2), three (3), six (6) and seven (7) in block two (2); the easterly nine (9) feet of lots two (2), three (3), six (6) and seven (7) in block three (3); the easterly nine (9) feet of lots two (2), three (3), six (6) and seven (7) in block six (6); the easterly nine (9) feet of lots two (2), three (3), six (6) and seven (7) in block seven (7); the easterly nine (9) feet of lots two (2), three (3), six (6) and seven (7) in block ten (10); the easterly nine (9) feet of lots two (2), three (3), six (6) and seven (7) in block eleven (11);

All in Plat of Town (now City) of Seattle as laid out on claims of C. D. Boren and A. A. Denny.

The easterly nine (9) feet of lots two (2), three (3), six (6) seven (7), ten (10) and eleven (11) in block two (2); the westerly nine (9) feet of lots five (5) and six (6) in block three (3); the easterly nine (9) feet of lots two (2), three (3), six (6) and seven (7) in block five (5); the westerly nine (9) feet of lots one (1), four (4), five (5), eight (8), nine (9) and twelve (12) in block twenty-one (21); the easterly nine (9) feet of lots two (2), three (3), six (6), seven (7), ten (10) and eleven (11) in block twenty-four;

All in Plat of an Addition to Town (now City) of Seattle, as laid out by A. A. Denny.

The westerly nine (9) feet of lots one (1), two (2), three (3) and four (4), in Replat of Block number four (4),

In Plat of an Addition to Town (now City) of Seattle, as laid out by A.A.Denny.

Section 2. That all lands, rights, privileges and other property within the limits of the above bounded and described tracts of land are hereby condemned and appropriated to the public use for the purpose of a public street and highway forever, and the same to be taken and appropriated only after just compensation has been made or paid into court for the owner in the manner provided by law.

Section 3. That the Corporation Counsel of the City of Seattle be, and he is, hereby authorized and directed to file in the Superior Court of King County, State of Washington, in the name of the City of Seattle, a petition complying with the laws of the State of Washington, and praying that just compensation to be made for the private property to be taken or damaged for the laying off, widening, extending and establishing of said public street, as provided in Section One (1) hereof, be ascertained by a jury or by the court in case a jury be waived.

Section 4. An assessment shall be made in the manner provided by the laws of the State of Washington for the purpose of raising the amount necessary to pay all compensation or damages which shall be awarded for the property taken or damaged as aforesaid, and the costs of the proceedings, including the cost of making and collecting such assessment, and such assessment shall be made subject to the provisions of said laws, upon all property specially benefited by the making of said improvement.

Any part of the compensation, damages or costs that is not finally assessed against said property benefited, shall be paid from the General Fund of the City of Seattle.

For the purpose of said special assessment a supplementary petition shall be filed in said court, and all other acts and proceedings necessary for the making, completion and collection of said assessment shall be taken and done as provided by the laws of the State of Washington.

Section 5. That all ordinances or parts of ordinances in conflict herewith be, and the same are, hereby repealed.

Section 5. That all ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

Sec. 6. This Ordinance shall take effect and be in force 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 the City Council the 10th day of OCTOBER 1906
and signed by me in open session in authentication of its passage
this 10th day of OCTOBER 1906

J. M. Sullivan
President of the City Council.

Approved by me this 10th day of OCTOBER 1906
W. H. C. Moore
Mayor.

Filed by me this 10th day of OCTOBER 1906
Attest: A. W. Carroll
City Comptroller and ex-officio City Clerk.

By A. W. Carroll
Deputy Clerk.

Published OCT 11 1906 1906
A. W. Carroll
City Comptroller and ex-officio City Clerk.

By A. W. Carroll
Deputy Clerk.

Affidavit of Publication.

State of Washington,)

County of King, City of Seattle,)

W. P. HAMMONS, being sworn, says he is the publisher of the **SEATTLE DAILY BULLETIN**, a daily newspaper, printed and published at Seattle, King County, State of Washington; that it is a newspaper of general circulation in said County and State, and that the annexed, being Ordinance No. 14315

was published in said newspaper, and not in a supplement thereof and is a true copy of the notice, as it was published in the regular and entire issue of said paper on the 11th day of October, 1906, and that said newspaper was regularly distributed to its subscribers on said day

ORDINANCE NO. 14315.
AN ORDINANCE providing for the laying out, widening, extending and establishing of Third Avenue, in the City of Seattle, from the north line of Foster Way to the south line of Pike Street, as a public street and highway, over and across certain lots, blocks and parcels of land in said city, and providing for the taking and damaging of land and other property necessary therefor, and for the ascertainment and payment of the just compensation to be made for the private property to be taken and damaged for said purpose, and for an assessment upon the property benefited for the purpose of making such compensation and paying the costs of such proceedings, and repealing all ordinances and parts of ordinances in conflict herewith.
Whereas, Public necessity demands that Third Avenue, in the City of Seattle, be laid out, widened, extended and established from the north line of Foster Way to the south line of Pike Street, as a public street and highway, and
Whereas, The same

Subscribed and sworn to before me this 13th day of October, 1906.

W. P. Hammons
A. C. [Signature]

Notary Public in and for the State of Washington
residing at Seattle.

Affidavit of Publication.

State of Washington,)

County of King, City of Seattle,)

W. P. HAMMONS, being sworn, says he is the publisher of the **SEATTLE DAILY BULLETIN**, a daily newspaper, printed and published at Seattle, King County, State of Washington; that it is a newspaper of general circulation in said County and State, and that the annexed, being Ordinance No. 14345, was published in said newspaper, and not in a supplement thereof and is a true copy of the notice, as it was published in the regular and entire issue of said paper on the 11th day of Oct, 1906, and that said newspaper was regularly distributed to its subscribers on said day

ORDINANCE NO. 14345.
 AN ORDINANCE providing for the laying out, widening, extending and establishing of Third Avenue, in the City of Seattle, from the north line of Yester Way to the south line of Pike Street, as a public street and highway, over and across certain lots, blocks and parcels of land in said city, and providing for the taking and damaging thereof, and for the ascertainment and payment of the just compensation to be made for the private property to be taken and damaged for said purpose, and for an assessment upon the property benefited for the purpose of making such compensation and paying the costs of such proceedings, and recording all ordinances and parts of ordinances in conflict herewith.
 Whereas, Public necessity demands that Third Avenue, in the City of Seattle, be laid out, widened, extended and established from the north line of Yester Way to the south line of Pike Street, as a public street and highway, and
 Whereas, The same will be of special benefit to certain lands and property situate in the vicinity of such proposed improvement; now, therefore,
 Be it ordained by the City of Seattle, as follows:
 Section 1. That Third Avenue, in the City of Seattle, from Yester Way

Subscribed and sworn to before me this 13th day of Oct, 1906

 Notary Public in and for the State of Washington
 Residing at Seattle

the north line of
the south line of Pike
Street, be and it shall be
extended and estate
taken as a public street and highway
over and across certain lots, blocks and
parcels of land more particularly de-
scribed as follows:

The easterly nine (9) feet of lots
two (2), three (3), six (6) and seven (7),
block fourteen (14); the westerly nine
(9) feet of lots one (1), four (4), five
(5) and eight (8) in block fifteen (15);
the westerly nine (9) feet of lots one
(1), four (4), five (5) and eight (8) in
block twenty (20); the westerly nine (9)
feet of lots one (1), four (4), five (5)
and eight (8) in block twenty-two (22);
the westerly nine (9) feet of lots one
(1), four (4), five (5) and eight (8) in
block twenty-six (26); the westerly
nine (9) feet of lots one (1), four (4),
five (5) and eight (8) in block twenty-
seven (27); the westerly nine (9) feet
of lots one (1), four (4), five (5) and
eight (8) in block thirty-two (32); the
westerly nine (9) feet of lots one (1),
four (4), five (5) and eight (8) in block
thirty-three (33); the westerly nine (9)
feet of lot one (1) in block thirty-eight;
and

All that portion of lot four (4) of
said block thirty-eight (38) described as
follows: Beginning at the northwest cor-
ner of said lot four (4), thence easterly
along the westerly line thereof nine (9)
feet, thence southerly parallel with the
westerly line thereof seventeen and
forty-six hundredths (17.46) feet to an
intersection with the northeasterly line
of Prefontaine Place produced north-
westerly as established by Ordinance
number 10722, thence southerly forty and
said northeasterly line of Prefontaine
Place produced thirty-five and eighty-
seven hundredths (35.87) feet to the
southerly line of Foster Way, being the
southerly line of said lot four (4);
thence westerly along said southerly
line of lot four (4) a distance of seven
and thirty-six hundredths (7.56)
feet to the westerly line of said lot four
(4), thence northerly along said westerly
line a distance of thirty-four (34)
feet to the northwest corner of said lot
and point of beginning;

All being in the Plat of an Addition
to Town (now City) of Seattle, as laid
out on claims of C. L. Loren, A. A.
Denny and H. L. Yesler.

The easterly nine (9) feet of block
two (2), three (3), six (6), and seven
(7), in block two (2); the easterly nine
(9) feet of lots two (2), three (3), six
(6) and seven (7), in block three (3);
the easterly nine (9) feet of lots two
(2), three (3), six (6) and seven (7),
in block six (6); the easterly nine (9)
feet of lots two (2), three (3), six (6)
and seven (7), in block seven (7); the
easterly nine (9) feet of lots two (2),
three (3), six (6) and seven (7), in
block ten (10); the easterly nine (9)
feet of lots two (2), three (3), six (6)
and seven (7), in block eleven (11);
the easterly nine (9) feet of lots two
(2), three (3), six (6) and seven (7),
in block twelve (12); the easterly nine
(9) feet of lots two (2), three (3), six
(6) and seven (7), in block thirteen
(13); the easterly nine (9) feet of
lots two (2), three (3), six (6) and
seven (7), in block fourteen (14); the
easterly nine (9) feet of lots two (2),
three (3), six (6) and seven (7), in
block fifteen (15); the easterly nine
(9) feet of lots two (2), three (3), six
(6) and seven (7), in block sixteen
(16); the easterly nine (9) feet of
lots two (2), three (3), six (6) and
seven (7), in block seventeen (17); the
easterly nine (9) feet of lots two (2),
three (3), six (6) and seven (7), in
block eighteen (18); the easterly nine
(9) feet of lots two (2), three (3), six
(6) and seven (7), in block nineteen
(19); the easterly nine (9) feet of
lots two (2), three (3), six (6) and
seven (7), in block twenty (20); the
easterly nine (9) feet of lots two (2),
three (3), six (6) and seven (7), in
block twenty-one (21); the easterly nine
(9) feet of lots two (2), three (3), six
(6) and seven (7), in block twenty-two
(22); the easterly nine (9) feet of
lots two (2), three (3), six (6) and
seven (7), in block twenty-three (23);
the easterly nine (9) feet of lots two
(2), three (3), six (6) and seven (7),
in block twenty-four (24);

All in Plat of an Addition to Town
(now City) of Seattle, as laid out by
A. A. Denny.

The westerly nine (9) feet of lots
one (1), two (2), three (3) and four
(4), in Replat of block number four (4),
in Plat of an Addition to Town (now
City), of Seattle, as laid out by A. A.
Denny.

Section 2. That all lands, rights,
privileges and other property within
the limits of the above bounded and
described tracts of land are hereby con-
demned and appropriated to the public
use for the purpose of a public street
and highway forever, and the same to
be taken and appropriated only after
just compensation has been made or
paid into court for the owner in the
manner provided by law.

Section 3. That the Corporation
and Council of the City of Seattle be and
they are hereby authorized and directed
to file in the Superior Court of King
County, State of Washington, in the
name of the City of Seattle, a petition
complying with the laws of the State
of Washington, and praying that just
and adequate compensation be made for the
land, property to be taken or damaged
for the laying off, widening, extending
and establishing of said public street,
as provided in Section One (1) hereof,
to be ascertained by a jury or by the court
in case a jury be waived.

Section 4. An assessment shall be
made in the manner provided by the
laws of the State of Washington for the
purpose of raising the amount necessary
to pay all compensation or damages
which shall be awarded for the property
taken or damaged as aforesaid, and the
cost of making and collecting such as-
sessment, and such assessment shall be
subject to the provisions of said
laws, upon all property specially bene-
fited by the making of said improve-
ment.

Any part of the compensation, dam-
ages or costs that is not finally assessed
against said property benefited shall be
paid from the general fund of the City
of Seattle.

For the purpose of making a special as-
sessment a supplement to the City shall
be filed in said court, and other acts
and proceedings necessary for the mak-
ing, completion and collection of said
assessment shall be taken and done as
provided by the laws of the State of
Washington.

Section 5. That all ordinances or
parts of ordinances in conflict herewith
be, and the same are hereby repealed.

Section 6. This ordinance shall take
effect and be in force from and after its
passage and approval, if approved by
the Mayor, otherwise it shall take ef-
fect at the time it shall become a law
under the provisions of the City Charter.

Passed by the City Council the 1st day of
October, 1906, and signed by me in
open session in pursuance of the
provisions of the City Charter, 1906,
this 1st day of October, 1906.

F. P. MULLEN,
President of the City of Seattle.

Approved by me this 1st day of Octo-
ber, 1906.

W. H. HICKMAN MOORE, Mayor.
Filed by me this 1st day of October,
1906.

Attest: I, S. W. CARROLL,
City Clerk, do hereby certify that the
above is a true and correct copy of the
ordinance passed by the City Council
of Seattle, Washington, on the 1st day
of October, 1906.