

Ordinance No. 15923

Providing for the laying off,
etc., of South Shilshole Place,
et al., as public streets and
highways.

Council Bill No. 2575

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PREPARED BY: <i>Barnes Johnson</i>	FILE NO.

ORDINANCE NO. 15923

AN ORDINANCE providing for the laying off, extending and establishing of South Shilshole Place, as a public street and highway, over and across certain unplatted portions of Section Ten (10), Township Twenty-five (25) North, Range Three (3) East, W. M., and over and across certain portions of Block Eighteen (18) Lawton Park Addition to the City of Seattle; and providing for the laying off, extending and establishing of a public street and highway over and across certain unplatted portions of Section Eleven (11), Township Twenty-five (25) North, Range Three (3) East, W. M., lying between Lawton Park Addition to the City of Seattle and Gilman's Addition to the City of Seattle; and providing for the laying off, extending and establishing of Emerson Street, in the City of Seattle, as a public Street and Highway over and across certain lands lying between Twentieth Avenue West and the easterly line of the Right-of-way of the Northern Pacific Railway; and providing for the laying off, extending and establishing of public streets and highways, over and across certain portions of Block Forty-seven (47), Gilman's Addition to the City of Seattle, Block Thirteen (13), Ross' Second Addition to the City of Seattle, the right-of-way of the Northern Pacific Railway, certain unplatted portions of Section Thirteen (13), Township Twenty-five (25) North, Range Three (3) East, W. M., an unnumbered Block in Denny and Hoyt's Addition to the City of Seattle; and providing for the taking and damaging of lands 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 or damaged for said purpose, and for an assessment upon the property benefited for the purpose of making such compensation.

WHEREAS, Public Necessity and convenience demand that South Shilshole Place and Emerson Street, in the City of Seattle, be laid off, extended and established, as public streets and highways; and that certain other public streets and highways be laid off, extended and established, as herein provided, and

WHEREAS, the same will be of special benefit to certain lands and other premises situated in the vicinity of the proposed streets,

N O W, T H E R E F O R E,

BE IT ORDAINED BY THE CITY OF SEATTLE, as follows:

Section 1. That South Shilohole Place, in the City of Seattle, be, and the same is hereby, laid off, extended and established, as a public street and highway, over and across certain lots, blocks, tracts and parcels of land, more particularly described as follows:

(1) That portion of Block Eighteen (18), Lawton's Park Addition to the City of Seattle, more particularly described as follows:

Beginning at the north-west corner of said Block Eighteen (18); and running thence South $00^{\circ} 06' 36''$ West along the west line of said Block, a distance of thirty and fifty-seven one-hundredths (30.57) feet; thence south $85^{\circ} 44' 36''$ East, a distance of fifty-seven and eighteen one-hundredths (57.18) feet, to a point on the northerly line of said Block; thence North $58^{\circ} 34' 09''$ West, along said northerly line, a distance of sixty-six and seventy-six one-hundredths (66.76) feet to the place of beginning.

(2) That unplatted portion of Section Ten (10), Township Twenty-five (25) North, Range Three (3) East, W. M., more particularly described as follows:

A strip of land seventy-five (75) feet in width, being thirty-seven and fifty one-hundredths (37.50) feet on both sides of the following described center line, to-wit:

Beginning at a point on the west boundary line of Lawton Park Addition to the City of Seattle, said point being South $00^{\circ} 06' 36''$ West, a distance of thirty-four and fifty-two one-hundredths (34.52) feet from the intersection of the center line of South Shilohole Place, as platted in said Addition, with said west boundary line of said Addition; and running thence North $85^{\circ} 44' 36''$ West, a distance of One thousand one hundred fifty-five and eighty-one one-hundredths (1,155.81) feet; thence North $81^{\circ} 54' 37''$ West, a distance of five hundred thirty-eight and sixty-two one-hundredths (538.62) feet, more or less, to a point on the east boundary line of Fort Lawton, said point being North $00^{\circ} 01' 37''$ West, a distance of four hundred twenty-four and forty-eight one-hundredths (424.48) feet from a stone monument marking a corner of said Fort Lawton

Section 2. That a public street and highway be, and the same is hereby, laid off, extended and established

over and across that portion of Section Eleven (11), Township Twenty-five (25) North, Range Three (3) East, W. M., more particularly described as follows:-

Beginning at a point on the east boundary line of Lawton Park Addition to the City of Seattle, produced Northerly, said point being thirty-seven and fifty-one-hundredths (37.50) feet north of the intersection of the center line of South Shilshole Place with said east line; and running thence south 89° 53' 32" east along a line thirty-seven and five tenths (37.5) feet north of and parallel with said center line of South Shilshole place, produced easterly, a distance of three hundred nine and forty-three One-hundredths (309.43) feet to an intersection with the northerly line of Commodore Way, as platted in Gilman's Addition to the City of Seattle, produced northwesterly; thence south 60° 33' 37" east, along said northerly line of Commodore Way, produced, a distance of two hundred fifty and sixty-six one-hundredths (250.66) feet to a point on the west line of a tract of land owned by the United States of America; thence south along said west line a distance of one hundred fourteen and ninety-nine one-hundredths (114.99) feet to a point on the southerly line of said Commodore Way, produced Northwesterly; thence north 60° 33' 37" west along said southerly line, produced, a distance of three hundred thirty-two and thirty One-hundredths (332.30) feet to a point on a line thirty-seven and five-tenths (37.5) feet south of and parallel with the center line of South Shilshole Place, produced Easterly; thence north 89° 53' 32" west along said line a distance of two hundred thirty-eight and sixty-five One-hundredths (238.65) feet to a point on the east line of said Lawton Park Addition; thence north along said east line a distance of seventy-five (75) feet to the place of beginning.

Section 3. That Emerson Street, in the City of Seattle, be, and the same is hereby, laid off, extended and established as a public street and highway over and across certain lands more particularly described as follows;

A strip of land sixty-six (66) feet in width, the center line of which is described as follows;

Beginning at the intersection of the center lines of Emerson Street and Twentieth Avenue West, as platted in Gilman's Addition to the City of Seattle; running thence east along the center line of said Emerson Street, as platted in the westerly portion of said Gilman's Addition, produced, to a point on the easterly line of the right-of-

way of the Northern Pacific Railway, where said line is intersected by the center line of Emerson Street, as platted in the easterly portion of said Gilman's Addition to the City of Seattle, produced

Section 4. That a public street and highway be, and the same is hereby, laid off, extended and established over and across certain lots, blocks and tracts of land, more particularly described as follows:

That portion of Lot Five (5), Block Forty-seven (47), Gilman's Addition to the City of Seattle, more particularly described as follows;

Beginning at the south-west corner of said Lot; thence east along the south line of said Lot a distance of one-hundred twenty (120) feet to the South-east corner of said lot; thence north along the east line of said Lot a distance of twenty-five (25) feet; thence west along a line twenty-five (25) feet north of and parallel with the south line of said Lot a distance of one hundred twenty (120) feet to a point on the west line of said Lot; thence south along said west line a distance of twenty-five (25) feet to the place of beginning.

That portion of Lot Six (6), Block Forty-seven (47), Gilman's Addition to the City of Seattle, more particularly described as follows:

Beginning at the north-west corner of said Lot; running thence east along the north line of said Lot a distance of One Hundred and Twenty (120) feet to the North-east corner of said Lot; thence south along the east line of said lot, a distance of twenty-five (25) feet; thence west along a line twenty-five (25) feet south of and parallel with the north line of said Lot a distance of One Hundred and Twenty (120) feet to a point on the west line of said Lot; thence north along said west line a distance of twenty-five (25) feet to the place of beginning.

That portion of Lot One (1), Block Forty-seven (47), Gilman's Addition to the City of Seattle, more particularly described as follows:

Beginning at the South-west corner of said Lot One (1); thence running east along the south line of said Lot One (1) to a point on the east boundary of said Gilman's Addition; thence north along said east line a distance of Twenty-five (25) feet; thence west along a line twenty-five (25) feet north of and parallel with said south line to a point on the west line of said Lot One (1); thence south along said west line a distance of twenty-five (25) feet to the place of beginning.

That portion of Lots One (1) and Two (2), Block Thirteen (13) Ross' Second Addition to the City of Seattle, more particularly described as follows:

Beginning at a point on the west line of said Lot One (1), where said line is intersected by a line Twenty-five (25) feet south from and parallel with the north line of Lot Six (6), of Block Forty-seven (47) of Gillman's Addition to the City of Seattle, produced easterly; and running thence east along said line produced, to a point on the northerly line of said Block Thirteen (13); thence northwesterly along said northerly line to the north-west corner of said Lot One (1); thence south along the west line of said Lot One (1) to the place of beginning.

That portion of the Right-of-way of the Northern Pacific Railway, more particularly described as follows:

A strip of land, fifty (50) feet in width, being twenty-five (25) feet on both sides of the north line of Lot Six (6), Block Forty-seven (47), Gilman's Addition to the City of Seattle, produced easterly.

That unplatted portion of Section Thirteen (13), Township Twenty-five (25) North, Range Three (3) East, W. M., lying south of a line Twenty-five (25) feet north of and parallel with the north line of Lot Six (6), Block Forty-seven (47), Gilman's Addition to the City of Seattle, produced easterly.

The North Twenty (20) feet of an unnumbered Block in Denny and Hoyt's Addition to the City of Seattle, bounded by Aetna Street on the South, Third Avenue West on the West, and the South Margin of the Northern Pacific Railway Company's Right-of-way on the north, as said Addition is recorded in Volume Two (2) of Plats, Page One Hundred Thirty-six (136).

That portion of the right-of-way of the Northern Pacific Railway more particularly described as follows:

A strip of land Fifty (50) feet in width, being Twenty-five (25) feet on both sides of a line connecting the intersection of the center line of Aetna Street and West Ewing Street, produced Easterly, with the intersection of the center line of West Ewing Street, as established in Ordinance Number 14267, and the center line of First Avenue North-west.

Section 5. That all lands, rights and privileges and other property lying within the limits of the above bounded and described tracts are hereby condemned and appropriated to the public use for the purpose of public streets and highways 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 6. That the Corporation Counsel be, and he is hereby, authorized and directed to file in the Superior Court of the State of Washington, for the County of King, in the name of the City of Seattle, a petition complying with the requirements of 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 purpose of laying off, extending and establishing of public streets and highways, as provided in Sections One (1), Two (2), Three (3) and Four (4), respectively, hereof, be ascertained by a jury, or by the Court in case a jury be waived.

Section 7. 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 the compensation and damages which shall be awarded for the property taken as aforesaid, and for the costs of the proceedings, including the cost of making and collecting such assessments, and such assessment shall be made subject to the provisions of said laws upon all property specially benefited.

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 8. 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 29th day of APRIL 1907 and signed by me in open session in authentication of its passage this 29th day of APRIL 1907

C. A. Burnette Jr.
President of the City Council.

Approved by me this 6th day of MAY 1907
William Moor
Mayor.

Filed by me this 6th day of MAY 1907

Attest: A. M. Carroll
City Comptroller and ex-officio City Clerk.

(SEAL)

Published MAY -9 1907 By _____ Deputy Clerk.

A. M. Carroll
City Comptroller and ex-officio City Clerk.

By R. J. Watson
Deputy Clerk.