

16362

Ordinance No. 16362

Providing for the opening, extending and Establishing of First Avenue South, from the north line of Lot 6, Sec. 17, and Lot 1, Sec. 18, Twp 24, N. R. 4 E, W. M. to the north line of Junction St. as a public Street and highway, 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 or damaged for said purposes, and for an assessment upon the property benefited for the purpose of making such compensation

APPROVED AS TO FORM

Scott Adams
City Clerk
by Oliver E. Jones
Asst.

Council Bill No. 2052

INTRODUCED: JUN - 3 1907	BY: CONWAY
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COMPARED BY: <i>Barnes</i> AND <i>Johnson</i>	

ORDINANCE NO. 10382

AN ORDINANCE providing for the laying off, opening, widening, extending and establishing of First Avenue South, in the City of Seattle, from the north line of Lot Six (6), Section Seventeen (17) and Lot One (1), Section Eighteen, Township Twenty-four (24) North, Range Four (4), East, W.M., to the north line of Junction Street, as a public street and highway, over and across certain lots, blocks, tracts and parcels of land, and establishing the grade for the overhead bridge of First Avenue South, as provided for in this Ordinance, from a point Seven hundred (700) feet south of Spokane Avenue to the north line of Junction Street, and providing for the taking and damaging of all lands and other property necessary for the laying off, widening, extending and establishing of said First Avenue South, and necessary for the grading of First Avenue South and the construction of said overhead Bridge and of the approaches thereto, in conformity with such established grades, and for the construction of the necessary slopes and retaining walls for cuts and fills upon the property abutting upon said street and approaches thereto, and providing for the ascertainment and payment of the just compensation to be made for the property and property rights taken or damaged for said purposes, and for an assessment upon the property benefited for the purpose of making such compensation.

WHEREAS: Public necessity and convenience demand that First Avenue South, in the City of Seattle, be produced South, from the north line of Lot Six (6), Section Seventeen (17), and Lot One (1), Section Eighteen (18), Township Twenty-four (24) North, Range Four (4) East, W. M., to the north line of Junction Street, as a public street and highway, and

WHEREAS: it is necessary to establish the grade of said First Avenue South for the erection of an overhead bridge thereon, and

WHEREAS: the same will be of special benefit to certain lands and other property situated in the vicinity of the proposed street,

NOW, THEREFORE:

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

Section 1. That First Avenue South, in the City of Seattle, from the north line of Lot Six (6), Section Seventeen (17), and Lot One (1), Section Eighteen (18), Township Twenty-four (24) North of Range Four (4), East, W. M., to the north line of Junction Street, be and the same is hereby laid off, opened, widened, 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, to-wit:--

That portion of Lot Six (6), Section Seventeen (17), Township Twenty-four (24) North, Range Four (4) East, W. M., more particularly described as follows, to-wit:--

Beginning at the north line of said Lot Six (6), at a point distant Fifty-nine (59) feet, measured along said North line, South $89^{\circ}39'53''$ East, from the north-west corner of said Lot Six (6); said North-west corner being meander corner Number Three (3) of the west line of said Section Seventeen (17); running thence South $0^{\circ}04'30''$ West, a distance of Four hundred Ninety-six and Three One-hundredths (496.03) feet to the south line of said Lot Six (6); thence South $89^{\circ}57'17''$ East along said South Line a distance of Twenty-nine and Seven One-hundredths (29.07) feet; thence due north a distance of Four Hundred ninety-five and Eighty-eight One-hundredths (495.88) feet to the north line of said Lot Six (6); thence north $89^{\circ}39'53''$ West, along said north line, a distance of Twenty-eight and nine tenths (28.9) feet to the point of beginning, and containing Fourteen Thousand Three Hundred Seventy-two (14,372) square feet, more or less.

That portion of Lot Six (6), of Section Seventeen (17), in Township Twenty-four North, Range Four (4) East, W. M., more particularly described as follows, to-wit:--

Beginning at the north-west corner of said Lot Six (6), and running south $00^{\circ}17'30''$ east along the west line of said Lot Six (6), a distance of Four hundred Ninety-six and Thirty-three One-hundredths (496.33) feet to the south line of said Lot Six (6); thence south $89^{\circ}57'17''$ east along said south line a distance of Twenty-six and Three-tenths (26.3) feet; thence north $00^{\circ}04'30''$ East, a distance of Four Hundred Ninety-six and Eighteen One-hundredths (496.18) feet to the north line of said Lot Six (6); thence north $89^{\circ}39'53''$ West along said north line a distance of Twenty-nine (29) feet to the point of beginning, and containing thirteen thousand seven hundred Twenty-two (13,722) square feet, more or less.

That portion of Lot Five (5), Section Seventeen (17), in Township Twenty-four (24), North, Range Four (4) East of W. M., more particularly described as follows:

Beginning on the north line of said Lot Five (5), at a point distant fifty-six and three tenths (56.3) feet measured along said north line, south $89^{\circ}57'17''$ east, from the northwest corner of said Lot Five (5); running thence south $00^{\circ}04'30''$ west a distance of One Thousand Two Hundred Twelve and Eighty-four One-hundredths (1,212.84) feet to the south meander line of said Lot Five (5); thence north $69^{\circ}29'36''$ east along said meander line a distance of Thirty-one and Forty-four One-hundredths (31.44) feet; thence due north a distance of One Thousand Two Hundred One and Eighty-one One-hundredths (1,201.81) feet to the north line of said Lot Five (5); thence north $89^{\circ}57'17''$ West along said north line a distance of Twenty-nine and Seven One-hundredths (29.07) feet to the point of beginning, and containing Thirty-five thousand three hundred thirty-two (35,332) square feet, more or less.

That portion of Lot Five (5), Section Seventeen (17), Township Twenty-four (24) North, Range Four (4) East of W. M., more particularly described as follows, to-wit:--

Beginning on the north line of said Lot Five (5), at a point distant Twenty-six and Three tenths (26.3) feet, measured along said north line south $89^{\circ}57'17''$ east from the northwest corner of said Lot Five (5); running thence south $00^{\circ}04'30''$ west, a distance of One Thousand and Two Hundred Twenty-four and Nine One-hundredths (1,224.09) feet to the south meander line of said Lot Five (5), thence north $69^{\circ}29'36''$ east along said south meander line a distance of Thirty-two and Four One-hundredths (32.04) feet; thence north $00^{\circ}04'30''$ east a distance of One Thousand Two Hundred Twelve and Eighty-four One-hundredths (1,212.84) feet to the north line of said Lot Five (5); thence north $89^{\circ}57'17''$ west along said north line a distance of Thirty (30) feet to the point of beginning, and containing Thirty-six Thousand Five Hundred Fifty-four (36,554) square feet, more or less.

That portion of Lot Five (5), Section Seventeen (17), Township Twenty-four (24) North, Range Four (4) East, W. M., more particularly described as follows, to-wit:--

Beginning at the north-west corner of said Lot Five (5), and running south $00^{\circ}17'50''$ east along the west line of said Lot Five (5), a distance of One Thousand Two Hundred Thirty-one and Forty-six One-hundredths (1,231.46) feet to the south-west corner of said Lot Five (5), said southwest corner being meander corner Number Two (2) on the west line of said Section Seventeen (17); thence north $69^{\circ}29'36''$ east along the south meander line of said Lot Five (5) a distance of Twenty and Ninety-nine One-hundredths (20.99) feet, thence north $00^{\circ}04'30''$ east, a distance of One Thousand Two Hundred Twenty-four and Nine one-hundredths (1,224.09) feet to the north line of said Lot Five (5); thence north $89^{\circ}57'17''$ west along said north line a distance of Twenty-six and Three-tenths (26.3) feet to the point of beginning, and containing Twenty-eight Thousand One Hundred Eighty-nine (28,189) square feet, more or less.

That portion of Lot One (1), Section Eighteen (18), Township Twenty-four (24), North, Range Four (4) East, W. M., more particularly described as follows, to-wit:-

Beginning at the north-east corner of Said Lot One (1), said north-east corner being meander corner Number Three (3), of the east line of said Section Eighteen (18); running thence south 00°17'30" east along the east line of said Lot One (1), a distance of Four Hundred Ninety-six and Thirty-three One-hundredths (496.33) feet to the south line of said Lot One (1); thence south 89°41'35" west along said south line a distance of Fourteen and Sixty-three One-hundredths (14.63) feet; thence due north a distance of Four Hundred Ninety-nine and Thirty-three One-hundredths (499.33) feet to the north meander line of said Lot One (1); thence south 76°25'24" east along said north meander line a distance of Twelve and Forty-five One-hundredths (12.45) feet to the point of beginning, and containing Six thousand Six Hundred **Sixty-seven (6,667)** square feet, more or less.

That portion of Lot Two (2), Section Eighteen (18), Township Twenty-four (24) North, Range Four (4) East, W. M., more particularly described as follows, to-wit:-

Beginning at the north-east corner of said Lot Two (2), and running south 00°17'50" east along the east line of said Lot Two (2), a distance of One Thousand Two Hundred Thirty-one and Forty-six One-hundredths (1,231.46) feet to the south meander line of said Lot Two (2); thence south 86°15'04" west along said south meander line a distance of Twenty and Ninety-five One-hundredths (20.95) feet; thence due north a distance of One Thousand Two Hundred Thirty-two and Seventy-five One-hundredths (1,232.75) feet to the north line of said Lot Two (2); thence North 89°41'35" east along said north line a distance of fourteen and Sixty-three One-hundredths (14.63) feet to the point of beginning, and containing Twenty-~~two~~ **Thousand Nine Hundred Seventeen (21,917)** square feet, more or less.

That portion of Lot Two (2), Block K, Ladd's Factory Sites, An Addition to South Seattle, more particularly described as follows, to-wit:-

Beginning at the north-west corner of said Lot Two (2), thence running in an easterly direction, a distance of eighty-seven and Ninety-one One-hundredths (87.91) feet, thence south, a distance of Four Hundred Thirty-nine and Three tenths (439.3) feet, to the south line of said Lot Two (2), thence in a north-westerly direction along the said south line of said Lot Two (2), a distance of Ninety-three and Sixty-three One-hundredths (93.63) feet, thence in a northerly direction, a distance of Four Hundred and Thirty-five (435) feet to the point of beginning, and containing an area of **Twenty - six Thousand and seventeen (26,017)** square feet, more or less.

That portion of Lot Three (3), Block K, Ladd's Factory Sites, An Addition to South Seattle, more particularly described as follows, to-wit:-

Beginning at the northeasterly corner of Lot Three (3), thence running in a southerly direction along the east line of said lot, a distance of Four Hundred and Thirty-five (435) feet, to the south line of said Lot, thence in a northwesterly direction, along the south line of said lot, a distance of Fifty-eight and Seventy-three One-hundredths (58.73) feet, thence north a distance of Four Hundred and Thirty-nine and three-tenths (439.3) feet, to the north line of said lot, thence in a southeasterly direction, a distance of Sixty-four and Forty-five One-hundredths (64.45) feet to the point of beginning, and containing an area of **Seventeen Thousand Nine Hundred Twelve (17,912)** square feet more or less.

That portion of Lot One (1), Block "L", Ladd's Factory Sites, an Addition to South Seattle, more particularly described as follows, to-wit:

Beginning at the south-east corner of said Lot One (1), and running north-westerly along the east line of said Lot One (1) a distance of Eighty-two and Sixty-eight One-hundredths (82.68) feet; thence south a distance of Sixty-one and Ninety-one One-hundredths (61.91) feet to the south line of said Lot One (1); thence easterly along said south line a distance of Fifty-four and Twenty-seven One-hundredths (54.27) feet to the point of beginning, and containing One Thousand Six Hundred Eighty-three (1,683) square feet, more or less.

That portion of Lot Eighteen (18), Block "M", Ladd's Factory Sites, an Addition to South Seattle, described as follows, to-wit:--

Beginning at a point on the south line of said Lot Eighteen (18), a distance of One Hundred Eleven and Eighteen One-hundredths (111.18) feet west of the south-east corner of said Lot Eighteen (18); and running north a distance of One Hundred Twenty (120) feet to the north line of said Lot Eighteen (18); thence westerly along said north line a distance of One Hundred (100) feet; thence south a distance of One Hundred Twenty (120) feet to the south line of said Lot Eighteen (18); thence easterly along said south line a distance of One Hundred (100) feet to the point of beginning, and containing Twelve Thousand (12,000) square feet, more or less.

That portion of Lot Seventeen (17), Block "M", Ladd's Factory Sites, an Addition to South Seattle, described as follows, to-wit:

Beginning at a point on the south line of said Lot Seventeen (17), at a distance of One Hundred Ninety-nine and eight-tenths (199.8) feet west of the south-east corner of said Lot Seventeen (17); and running north a distance of One Hundred (100) feet to the north line of said Lot Seventeen (17); thence westerly along said north line a distance of One Hundred (100) feet; thence south a distance of One Hundred (100) feet to the south line of said Lot Seventeen (17); thence easterly along said south line a distance of One Hundred (100) feet to the point of beginning, and containing Ten Thousand (10,000) square feet, more or less.

That portion of Lot Sixteen (16), Block "M", Ladd's Factory Sites, an Addition to South Seattle, described as follows, to-wit:--

Beginning at a point on the south line of said Lot Sixteen (16), at a distance of Two Hundred Eighty-seven and Forty-two One-hundredths (287.42) feet west of the south-east corner of said Lot Sixteen (16); and running north a distance of One Hundred (100) feet to the north line of said Lot Sixteen (16); thence westerly along the said north line a distance of One Hundred (100) feet; thence south a distance of One Hundred (100) feet to the south line of said Lot Sixteen (16); thence easterly along the said south line a distance of One Hundred (100) feet to the point of beginning, and containing Ten Thousand (10,000) square feet, more or less.

That portion of Lot Fifteen (15), Block "M", Ladd's Factory Sites, an Addition to South Seattle, described as follows, to-wit:

Beginning at the south-west corner of said Lot Fifteen (15), and running easterly along the south line of said Lot Fifteen (15), a distance of Fifty-nine and Ninety-six One-hundredths (59.96) feet; thence north a distance of One Hundred (100) feet to the north line of said Lot Fifteen (15); thence westerly along said north line a distance of One Hundred (100) feet; thence south a distance of Fifty-four and Thirty-two One-hundredths (54.32) feet; thence south $41^{\circ}01'21''$ East a distance of Sixty-one and One One-hundredths (61.01) feet to the point of beginning, and containing Nine Thousand Eighty-six (9,086) square feet, more or less.

That portion of Lot Fourteen (14), Block "M", Ladd's Factory Sites, an Addition to South Seattle, described as follows, to-wit:--

Beginning at the north-west corner of said Lot Fourteen (14), and running south-easterly along the west line of said Lot Fourteen (14), a distance of Ninety-one and Thirty-five One-hundredths (91.35) feet; thence north a distance of Sixty-eight and Four-tenths (68.4) feet to the north line of said Lot Fourteen (14); thence westerly along said north line a distance of Fifty-nine and Ninety-six One-hundredths (59.96) feet to the point of beginning, and containing **Two Thousand Fifty (2,050) square feet** more or less.

That portion of Lot Nine (9), Block "O", Ladd's Factory Sites, An Addition to South Seattle, described as follows, to-wit:-

Beginning at the south-east corner of said Lot Nine (9), and running northerly along the west line of said Lot Nine (9), a distance of Four Hundred Thirty-five (435) feet to the north line of said Lot Nine (9); thence westerly along said north line a distance of Forty-three and One One-hundredths (43.01) feet; thence south a distance of Four Hundred Thirty-nine and Three-tenths (439.3) feet to the south line of said Lot Nine (9); thence easterly along said south line a distance of Thirty-seven and Twenty-nine One-hundredths (37.29) feet to the point of beginning, and containing **Eleven Thousand Five Hundred nine (11,509)** square feet, more or less.

That portion of Lot Eight (8), Block "O", Ladd's Factory Sites, an Addition to South Seattle, described as follows, to-wit:-

Beginning at the south-west corner of said Lot Eight (8), and running thence easterly along the south line of said Lot Eight (8), a distance of One Hundred Fifteen and Seven One-hundredths (115.07) feet; thence north a distance of Four Hundred Thirty-nine and Three-tenths (439.3) feet to the northerly line of said Lot Eight (8); thence westerly along the said northerly line a distance of One Hundred Nine and Thirty-five One-hundredths (109.35) feet to the north-west corner of said Lot Eight (8); thence southerly along the west line of said Lot Eight (8) a distance of Four Hundred and Thirty-five (435) feet to the point of beginning, and containing **Thirty-two Thousand Four Hundred Twenty (32,420) square feet**, more or less.

That portion of Lot Eight (8), Block "R", Ladd's Factory Sites, an Addition to South Seattle, described as follows, to-wit:-

Beginning at the south-east corner of said Lot Eight (8), and running westerly along the south line of said Lot Eight (8), a distance of One and Forty-nine One-hundredths (1.49) feet, thence north a distance of One and Seven-tenths (1.7) feet; thence south $41^{\circ}01'21''$ East a distance of Two and Twenty-seven One-hundredths (2.27) feet to the point of beginning, and containing **One (1) square foot**, more or less.

That portion of Lot Seven (7), Block "R", Ladd's Factory Sites, an Addition to South Seattle, described as follows, to-wit:-

Beginning at the south-east corner of said Lot Seven (7), and running westerly along the south line of said Lot Seven (7) a distance of Eighty-nine and Fifteen One-hundredths (89.15) feet; thence north a distance of One Hundred (100) feet to the north line of said Lot Seven (7); thence easterly along said north line a distance of One and Forty-nine One-hundredths (1.49) feet; thence south $41^{\circ}01'21''$ East a distance of One Hundred Thirty-three and Fifty-five One-hundredths (133.55) feet to the point of beginning and containing **Fourty-five Hundred and Thirty-two (4,532) square feet**, more or less.

That portion of Lot six (6), Block "R", Ladd's Factory Sites, an Addition to South Seattle, described as follows, to-wit:-

Beginning at the north-east corner of said Lot Six (6), and running westerly along the north line of said Lot Six (6) a distance of Eighty-nine and Fifteen One-hundredths (89.15) feet; thence south a distance of One hundred (100) feet to the south line of said Lot Six (6); thence easterly

along said south line a distance of One Hundred (100) feet; thence north a distance of Eighty-seven and Sixty-two One-hundredths (87.62) feet; thence North $41^{\circ}01'21''$ East, a distance of Sixteen and Fifty-three One-hundredths (16.53) feet to the point of beginning, and containing Nine Thousand Nine Hundred Thirty-three (9,933) square feet, more or less.

That portion of Lot Five (5), Block "R", Ladd's Factory Sites, an Addition to South Seattle, described as follows, to-wit:

Beginning at a point on the south line of said Lot Five (5), a distance of One Hundred Sixty-four and Six-tenths (164.6) feet west of the south-east corner of said Lot Five (5), and running north a distance of One Hundred (100) feet to the north line of said Lot Five (5); thence westerly along said north line a distance of One Hundred (100) feet; thence south a distance of One Hundred (100) feet to the south line of said Lot Five (5); thence easterly along the said south line a distance of One Hundred (100) feet to the point of beginning, and containing Ten Thousand (10,000) square feet, more or less.

That portion of Lot Four (4), Block "R", Ladd's Factory Sites, an Addition to South Seattle, described as follows, to-wit:

Beginning at a point Eighty-two and Seventy-eight One-hundredths (82.78) feet east of the south-west corner of said Lot Four (4); thence running easterly along the south line of said Lot Four (4), a distance of One Hundred (100) feet; thence north a distance of One Hundred (100) feet to the north line of said Lot Four (4); thence westerly along the said north line a distance of One Hundred (100) feet; thence south a distance of One Hundred (100) feet to the point of beginning, and containing Ten Thousand (10,000) square feet, more or less.

That portion of Lot Three (3), Block "R", Ladd's Factory Sites, an Addition to South Seattle, described as follows, to-wit:

Beginning at the south-west corner of said Lot Three (3), and running easterly along the south line of said Lot Three (3) a distance of Ninety-five and Two-tenths (95.2) feet; thence north a distance of One Hundred (100) feet to the north line of said Lot Three (3); thence westerly along the said north line a distance of One Hundred (100) feet; thence south a distance of Ninety-four and Fifty-three One-hundredths (94.53) feet; thence South $41^{\circ}01'21''$ East, a distance of Seven and Thirty-one One-hundredths (7.31) feet to the point of beginning, and containing Nine Thousand Nine Hundred and Eighty-seven (9,987) square feet, more or less.

That Portion of Lot Two (2), Block "R", Ladd's Factory Sites, an Addition to South Seattle, described as follows, to-wit:

Beginning at the south-west corner of said Lot Two (2), and running easterly along the south line of said Lot Two (2) a distance of Seven and Fifty-four One-hundredths (7.54) feet; thence north a distance of One Hundred (100) feet to the north line of said Lot Two (2); thence westerly along the said north line a distance of Ninety-five and Two-tenths (95.2) feet to the north-west corner of said Lot Two (2); thence South $41^{\circ}01'21''$ East, a distance of One Hundred Thirty-three and Fifty-five One-hundredths (133.55) feet to the point of beginning, and containing Five Thousand One Hundred Thirty-seven (5,137) square feet, more or less.

That portion of Lot One (1), Block "R", Ladd's Factory Sites, an Addition to South Seattle, described as follows, to-wit:-

Beginning at the north-west corner of said Lot One (1), and running easterly along the north line of said Lot One (1), a distance of Seven and Fifty-four One-hundredths (7.54) feet, thence south a distance of Eight and Twenty-three One-hundredths (8.23) feet to the south-westerly line of Lot One (1), thence in a north-westerly direction along the arc of a curve with a uniform radius of Two Hundred Ninety-six and Sixty-nine One-hundredths

(296.69) feet, an arc distance of Eleven and Twenty-five One-hundredths (11.25) feet to the point of beginning, and containing Thirty-one (31) square feet, more or less.

That portion of Block "S", Ladd's Factory Sites, An Addition to South Seattle, described as follows, to-wit:--

Beginning at the south-east corner of said block "S", and running thence northerly along the east line of said block "S", a distance of Seventy and ninety-five One-hundredths (70.95) feet; thence south a distance of Fifty-three and Thirteen One-hundredths (53.13) feet to the south line of said Block "S"; thence easterly along said south line a distance of Forty-six and Fifty-seven One-hundredths (46.57) feet to the point of beginning, and containing One Thousand Two Hundred Thirty-seven (1,237) square feet, more or less.

Section 2. That the overhead bridge grades on First Avenue South, from a point Seven Hundred (700) feet south of Spokane Avenue to the north line of Junction Street, be and the same are hereby established at the following respective elevations above city datum, to-wit:--

At a point Seven Hundred (700) feet south of Spokane Avenue, Elevation 9.00 Feet.

Thence on an incline to the north margin of Duwamish Avenue, to an elevation of 35.00 feet.

Thence on a level grade, to the south margin of Henrietta Street, to an elevation of 35.00 feet.

Thence on an incline to the north margin of Whatcom Avenue, to an elevation of 11.00 feet.

Thence to the north margin of Junction Street, to an elevation of 10.00 feet.

Section 3. That all the lands, rights and privileges and other property lying within the limits of the lots, blocks, tracts and parcels of land bounded and described in Section One (1) herein, be and the same are hereby condemned and appropriated to the public use for the purpose of a public street and highway forever, and that all the lands, rights, privileges and other property necessary to be taken, used or damaged by the establishment of the grades of said First Avenue South, as provided for herein, and the grading and regrading of said First Avenue South and First Avenue South produced, and approaches thereto, in conformity with such established grade, and in the construction of overhead bridges and slopes and retaining walls for cuts and fills upon the property abutting upon said street and approaches thereto, are hereby condemned and appropriated to the public use for the purpose of the establishment of such grades and for the construction of the necessary overhead bridges and slopes and retaining walls in the grading of said street and approaches; said lands, rights, privileges and other property to be taken and appropriated only after the just compensation

has been made or paid into court for the owner in the manner provided by law.

Section 4. 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 the just compensation to be made for the private property to be taken or damaged for the purpose of laying off, opening, widening, extending and establishing First Avenue South, as provided in Section One (1) hereof, and for the property or property rights to be taken or damaged by reason of the fixing of the grades on said street and the grading and regrading of the same, in conformity herewith, and by the construction of overhead bridges and slopes and retaining walls for cuts and fills upon abutting property, as provided in Section Two (2) and Section Three (3) herein, be ascertained by a jury, or by the Court in case a jury be waived.

Section 5. 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 assessment, 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 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 17th day of June 1907 and signed by me in open session in authentication of its passage this 17th day of June 1907

G.A. Burnett
President of the City Council.

Approved by me this 1st day of July 1907
William Moore
Mayor.

Filed by me this 1st day of July 1907
A.M. Carroll

Attest:
City Comptroller and ex-officio City Clerk.

(SEAL)

By *R. Hanson*
Deputy Clerk.

Published _____

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

By *R. Hanson*
Deputy Clerk.

Affidavit of Publication

State of Washington
County of King, City of Seattle

W. P. HAMMONS, being duly sworn, says he is the publisher of **The MORNING TIMES and 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. 16562

..... 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 3rd day of July 1907, and that said newspaper was regularly distributed to its subscribers on said day.

ORDINANCE NO. 16562.
AN ORDINANCE providing for the laying off, opening, widening, extending and establishing of First Avenue South, in the City of Seattle, from the north line of Lot Six (6), Section Seventeen (17), and Lot One (1), Section Eighteen, Township Twenty-four (24) North, Range Four (4) East, W. M., to the north line of Junction Street, as a public street and highway, over and across certain lots, blocks, tracts and parcels of land, and establishing the grade for the overhead bridge of First Avenue South, as provided for in this Ordinance, from a point Seven Hundred (700) feet north of Spokane Avenue to the north line of Junction Street, and providing for the taking and damaging of all lands and other property necessary for the laying off, widening, extending

W.P. Hammons

Subscribed and sworn to before me this 3rd day of July 1907

Albion French
Notary Public in and for the State of Washington,
residing at Seattle

and widening with certain slopes and retaining walls, and for the taking and damaging of all lands and other property necessary for the laying off, widening, extending and establishing of First Avenue South, in the City of Seattle, from the north line of Lot Six (6), Section Seventeen (17), and Lot One (1), Section Eighteen, Township Twenty-four (24) North, Range Four (4) East, W. M., to the north line of Junction Street, as a public street and highway, over and across certain lots, blocks, tracts and parcels of land, more particularly described as follows, to-wit:
That portion of Lot Six (6), Section Seventeen (17), Township Twenty-four (24) North, Range Four (4) East, W. M., to the north line of Junction Street, and the same is hereby laid off, opened, widened, 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, to-wit:
Beginning at the north line of said Lot Six (6), at a point distant Fifty-nine (59) feet, measured along said north line, South 85° 23' 55" East, from the northwest corner of said Lot Six (6), said northwest corner being meaner corner Number Three (3) on the west line of said Section Seventeen (17); running thence south 85° 23' 55" west, a distance of Four Hundred Ninety-six (496) and Three One-hundredths (3/100) feet to the south line of said Lot Six (6); thence south 85° 23' 17" east along said north line a distance of Twenty-nine and Seven One-hundredths (29.07) feet; thence due north a distance of Four Hundred Ninety-five (495) and Eighty-eight (88) Hundredths (88/100) feet to the north line of said Lot Six (6); thence thence 85° 23' 55" East along said north line, a distance of Eight and Nine-tenths (8.9) feet to the point of beginning, and containing Three Thousand Three Hundred (3300) square feet.