

**Ordinance No.** 17000

An Ordinance providing for the laying off, etc., of McClellan Street, from Rainier Avenue to Thirtieth Avenue South.

**Council Bill No.** 2689

INTRODUCED: AUG 26 1907	BY: KEENE
REFERRED: AUG 26 1907	TO: STREET COM.
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COMPARED BY: Barnes & Newell	AND

O R D I N A N C E   N O.   17060

AN ORDINANCE providing for the laying off, opening, widening extending and establishing of McClellan Street, in the City of Seattle, from Rainier Avenue to Thirtieth Avenue South, as platted in Mount Baker Park Addition to the City of Seattle, in Section 9, Township Twenty-four, Range 4 East, W. M., 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 purpose, and for an assessment upon the property benefited for the purpose of making such compensation.

WHEREAS, Public Necessity and Convenience demand that McClellan Street, in the City of Seattle, be laid off, opened, widened, extended and established as a public street and highway, from Rainier Avenue to Thirtieth Avenue South, as platted in Mount Baker Park Addition to the City of Seattle, and

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

NOW, THEREFORE:

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

Section 1. That McClellan Street, in the City of Seattle, 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 in the City of Seattle, more particularly described as follows:

Beginning at the intersection of Thirtieth Avenue South and McClellan Street; thence north along the West margin of Thirtieth Avenue South, a distance of Forty (40) feet; thence through an angle to the left of  $90^{\circ}06'45''$ , to the East margin of Rainier Avenue; thence along the east margin of Rainier Avenue a distance of Forty-five and three One-hundredths (45.03) feet; thence east to the point of beginning, containing an area of Thirty-seven thousand, nine hundred seventy-five (37,975) square feet, more or less.

Beginning at the intersection of Thirtieth Avenue South and McClellan Street; thence south along the west margin of Thirtieth Avenue South, a distance of Forty (40) feet; thence through an angle to the right of  $89^{\circ}53'15''$  to the East margin of Rainier Avenue; thence along the east margin of Rainier Avenue a distance of Forty-five and three One-hundredths (45.03) feet; thence east to the point of beginning, containing an area of Thirty-seven thousand One Hundred Forty-four (37,144) square feet, more or less.

Section 2. That all lands, rights and privileges and other property lying within the limits of the above bounded and described lots, blocks, tracts and parcels of land are hereby condemned and appropriated to the public use for the purpose of public streets and highways forever.

Section 3. That the corporation Counsel be, and he is, hereby, authorized and directed to take the necessary steps for such condemnation and to prosecute the actions and proceedings necessary to condemn and appropriate the property necessary to carry out the provisions of this ordinance.

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 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 5 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 26<sup>th</sup> day of SEPTEMBER 1907 and signed by me in open session in authentication of its passage this 26<sup>th</sup> day of SEPTEMBER 1907

G. V. Burnett Jr  
President of the City Council.

Approved by me this 27<sup>th</sup> day of SEPTEMBER 1907

W. Wickman Moor  
Mayor.

Filed by me this 27<sup>th</sup> day of SEPTEMBER 1907

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

(SEAL) By \_\_\_\_\_ Deputy Clerk.

Published SEP 28 1907  
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 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. 17060, 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 28<sup>th</sup> day of September 1907, and that said newspaper was regularly distributed to its subscribers on said day.

ORDINANCE NO. 17060.  
AN ORDINANCE providing for the lay-off, opening, widening, extending and establishing of McClellan Street, in the City of Seattle, from Rainier Avenue to Thirtieth Avenue South, as platted in Mount Baker Park Addition to the City of Seattle, in Section 3, Township Twenty-four, Range 4 East, N. W. M., and providing for the taking and damaging of land and other property necessary therefor, and for the assessment 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.

Whereas, Public necessity and convenience demand that McClellan Street, in the City of Seattle, be laid off, opened, widened, extended and established as a public street and highway, from Rainier Avenue to Thirtieth Avenue South, as platted in Mount Baker Park Addition to the City of Seattle, and  
Whereas, the same will be of special benefit to certain lands and other premises situated in the vicinity of the proposed street;

Now, therefore:

Be it ordained by the City of Seattle, as follows:

Section 1. That McClellan Street in the City of Seattle, 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, in the City of Seattle, more particularly described as follows:

Beginning at the intersection of Thirtieth Avenue South and McClellan Street; thence north along the west margin of Thirtieth Avenue South a distance of forty (40) feet; thence through an angle to the left of 90° 06' 45" to the east margin of Rainier Avenue; thence along the east margin of Rainier Avenue a distance of forty-five and three one-hundredths (45.03) feet; thence east to the point of beginning, containing an area of thirty-seven thousand nine hundred seventy-five (37,975) square feet more or less.

Beginning at the intersection of Thirtieth Avenue South and McClellan Street; thence south along the west margin of Thirtieth Avenue South a distance of forty (40) feet; thence through an angle to the right of 89° 52' 35" to the east margin of Rainier Avenue; thence along the east margin of Rainier Avenue a distance of forty-five and three one-hundredths (45.03) feet; thence east to the point of beginning, containing an area of thirty-seven thousand one hundred forty-four (37,144) square feet, more or less.

Section 2. That all lands, rights and privileges and other property lying within the limits of the aforesaid bounded and described lots, blocks, tracts and parcels of land are hereby condemned and appropriated to the public use for the purpose of public streets and highways forever.

Section 3. That the Corporation Counsel be and he is hereby authorized and directed to take the necessary steps for such condemnation and to prosecute the actions and proceedings necessary to condemn and appropriate the property necessary to carry out the provisions of this Ordinance.

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 the compensation and damages, which shall be awarded for the property taken as aforesaid, and for the cost 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 supplemental petition shall be filed in said court and all 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. 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 16th day of September, 1907, and signed by me in open session to authentication of its passage this 16th day of September, 1907.

C. H. BURNETT, JR.,  
President of the City Council.

Approved by me this 27th day of September, 1907.

W. M. HICKMAN MOORE, Mayor.

Attest (Seal): W. W. CARROLL,  
City Comptroller and ex-officio City Clerk.

Published September 28, 1907.

*W P Hammons*  
Subscribed and sworn to before me this 28<sup>th</sup> day of September 1907.  
*Albert Smith*  
Notary Public in and for the State of Washington,  
residing at Seattle

Ord 17060

**FILED**  
City of St. Louis, Mo.

OCT 4 1907  
H. W. CARROLL  
CITY COMPTROLLER  
AND EX-OFFICIO CITY CLERK

...of the City of St. Louis, Missouri, in and for the County of St. Louis, Missouri, do hereby certify that the following is a true and correct copy of the original as the same appears in the files of the City of St. Louis, Missouri, in and for the County of St. Louis, Missouri, to-wit: An Ordinance of the City of St. Louis, Missouri, in and for the County of St. Louis, Missouri, passed at a regular session of the City Council on the 15th day of September, 1907, and signed by the Mayor of the City of St. Louis, Missouri, on the 16th day of September, 1907, and filed for record in the office of the City Comptroller on the 17th day of September, 1907, and the same is hereby published for the information of the public.