

Ordinance No. 17628

An Ordinance providing for the laying off, etc., of Dexter Avenue, et. al., etc.

Council Bill No. 4397

INTRODUCED: NOV 25 1907	BY: CRICHTON
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ENGROSSED: VOL. 1 PAGE 131	BY: <i>R. Barnes</i>
COMPARED BY: Compared by Barnes and Newell	

36864 - award of pay - Cause 61981
1867



HR

ORDINANCE NO. 17628

AN ORDINANCE Providing for the laying off, widening, extending and establishing of Dexter Avenue, from Mercer Street to Fourth Avenue North, and of Nickerson Street, from the north line of Block Thirty-nine (39) of Gilman's Addition to the City of Seattle, to Fourth Avenue North, all in the City of Seattle, as public streets and highways, over and across certain lots, blocks and unplatted land in said City, and providing for the changing and establishing of the grades of said avenue and street and of the approaches thereto; and providing for the taking and damaging of all land and other property necessary for the laying off, widening, extending and establishing and for the grading and regrading of said avenue and street, 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 on said avenue and street, 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 providing for an assessment upon the property benefited for the purpose of making such compensation and paying the cost of such proceedings, and repealing all ordinances and parts of ordinances in conflict herewith.

WHEREAS, Public necessity demands that Dexter Avenue, from Mercer Street to Fourth Avenue North, and Nickerson Street, from the north line of Block thirty-nine (39) of Gilman's Addition to the City of Seattle, to Fourth Avenue North, all in the City of Seattle, be laid off, widened, extended and established as public streets and highways, over and across certain lots, blocks, and unplatted land in said City, and that the grades of said Avenue and Street and of the approaches thereto, be changed and established, and that said Avenue and Street and the approaches thereto be graded and regraded in conformity with such established grades, and

WHEREAS, Such improvement will be of special benefit to certain lands, premises and other property,

NOW, THEREFORE:

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

Section 1. That Dexter Avenue, from Mercer Street to Fourth Avenue North, be, and the same is hereby, laid off, widened, extended and established as a public street and highway over and across certain Lots, Blocks and unplatted land in the City of Seattle, more particularly described as follows:

- (1) All those lots, blocks and unplatted land lying between the center line of Dexter Avenue as platted in Eden Addition and Eden Addition No. 2, produced, from Mercer Street to the north line of Union Lake Supplemental Addition, and a line forty (40) feet east of and parallel with said center line.

(2) All those lots, blocks and unplatted land lying between the center line of Dexter Avenue as platted in Eden Addition and Eden Addition No. 2, produced, from Mercer Street to the north line of Union Lake Supplemental Addition, and a line forty (40) feet west of and parallel with said center line.

(3) Beginning at the intersection of a line forty (40) feet west of and parallel with the center line of Dexter Avenue, as platted in Eden Addition and Eden Addition No. 2, produced, with the north line of Union Lake Supplemental Addition; and running thence north $00^{\circ} 20' 26''$ east, along said line produced, a distance of three hundred seventy-four and sixty-four one-hundredths (374.64) feet; thence along the arc of a curve to the left, having a uniform radius of two hundred eighteen and thirty-two one-hundredths (218.32) feet, a distance of eighty-three and forty-eight one-hundredths (83.48) feet; thence north $21^{\circ} 34' 07''$ west, a distance of thirty-eight and thirty-three one-hundredths (38.33) feet to a point on the south line of Block ten (10), Westlake Boulevard Addition to the City of Seattle, said point being thirteen (13) feet westerly from, measured at right angles to, the west line of Dexter Avenue as platted in said Addition; thence north $89^{\circ} 55' 08''$ east along said south line and said south line produced, a distance of eighty-six and eleven one-hundredths (86.11) feet; thence south $21^{\circ} 34' 07''$ east, a distance of six and eighty-three one-hundredths (6.83) feet; thence along the arc of a curve to the right, having a uniform radius of two hundred ninety-eight and thirty-two one-hundredths (298.32) feet, a distance of one hundred fourteen and eight one-hundredths (114.08) feet; thence south $00^{\circ} 20' 26''$ west, a distance of three hundred seventy-four and sixty-four one-hundredths (374.64) feet to a point on the north line of Union Lake Supplemental Addition to the City of Seattle; thence westerly along said north line a distance of eighty (80) feet to the place of beginning.

4. That portion of Blocks ten (10) and eleven (11) of Westlake Boulevard Addition, lying between the center line of Dexter Avenue as platted in said Addition and a line forty-three (43) feet west of and parallel with said center line.

5. That portion of Blocks four (4), eight (8) and nine (9) of Westlake Boulevard Addition lying between the center line of Dexter Avenue as platted in said Addition, and a line thirty-seven (37) feet east of and parallel with said center line.

6. Beginning at a point on the north line of Block eight (8), Westlake Boulevard Addition, said point being seven (7) feet east of the west line of said Block eight (8); running thence north $21^{\circ} 34' 07''$ west, thirty-one and eighty-five one-hundredths (31.85) feet; thence along the arc of a curve to the right, having a radius of nine hundred forty-one and fifty-nine one-hundredths (941.59) feet; a distance of one hundred fifty and fifty-nine one-hundredths (150.59) feet; thence north $12^{\circ} 24' 18''$ west, three hundred eighty-five and fifty-one one-hundredths (385.51) feet to a point on the south line of McGraw Street; thence north $89^{\circ} 52' 07''$ west, along said south line, a distance of eighty-one and ninety-four one-hundredths (81.94) feet, to a point of intersection with the east line of Tract five (5), Hunter's Lake Union Addition, produced south; thence south $12^{\circ} 24' 18''$ east, four hundred three and thirty one-hundredths (403.30) feet; thence along the arc of a curve to the left, having a radius of one thousand twenty-one and fifty-nine one-hundredths (1021.59) feet, a distance of one hundred sixty-three and thirty-nine one-hundredths (163.39) feet to a point on the north line of Block eleven (11) of Westlake Boulevard Addition; thence south $89^{\circ} 51' 26''$ east, along said north line eighty-six and thirteen one-hundredths (86.13) feet to the place of beginning.

7. That portion of Blocks thirteen (13) and fourteen (14), Hunter's Lake Union Addition lying between the center line of Dexter Avenue as platted in said Addition and a line fifty (50) feet east of and parallel with said center line.

8. That portion of Lots ten (10), eleven (11), fourteen (14), fifteen (15), eighteen (18), nineteen (19), twenty-two (22), twenty-three (23), twenty-six (26), twenty-seven (27), thirty (30), thirty-one (31) and thirty-six (36) of Block fifteen (15), B. F. Day's Eldorado Addition, more particularly described as follows:

Beginning at a point on the south line of said Block fifteen (15), said point being fifteen and twenty-four one-hundredths (15.24) feet east of the southwest corner of said block, running thence in a northerly direction along the arc of a curve to the left, having a radius of one hundred seventy-five and fifteen one-hundredths (175.15) feet, a distance of seventy-seven and forty-eight one-hundredths (77.48) feet; thence along a line thirty (30) feet east of and parallel with the west line of said Block fifteen (15), a distance of five hundred eighty-two and seventy-four one-hundredths (582.74) feet, more or less, to a point on the north line of Lot ten (10) of said Block; thence westerly along said north line thirty (30) feet; thence southerly along the west line of said Block; a distance of six hundred fifty (650) feet, more or less, to the southwest corner of said Block; thence east along said south line fifteen and twenty-four one-hundredths (15.24) feet to the place of beginning.

9. All of Lots twelve (12), thirteen (13), fourteen (14), fifteen (15), sixteen (16), seventeen (17), eighteen (18), nineteen (19), twenty (20), and twenty-one (21), in Block nine (9), B. F. Day's Eldorado Addition.

That Mickerson Street be, and the same is hereby, laid off, widened, extended and established as a public street and highway from the north line of Block Thirty-nine (39), Gilman's Addition, to Fourth Avenue North, over and across certain lots, blocks and unplatted land, more particularly described as follows:

1. All those portions of Block thirty-nine (39), Gilman's Addition, particularly described as follows: Beginning at the northeast corner of said Block; running thence westerly along the northerly line a distance of one hundred three and twenty-four one-hundredths (103.24) feet; thence easterly a distance of one hundred thirty-two and fifty-four one-hundredths (132.54) feet to a point on the east line of said Block; thence north along said east line a distance of sixty and twenty-three one-hundredths (60.23) feet, to the place of beginning.

2. That portion of Block forty-six (46), Gilman's Addition, particularly described as follows: Beginning at the northwest corner of said Block; running thence easterly along the norther-

ly line of said Block, a distance of one hundred seventy-five and three one-hundredths (175.03) feet; thence westerly a distance of one hundred fifty-five and ten one-hundredths (155.10) feet to a point on the west line of said Block; thence north along said west line, a distance of twenty-eight and twenty-nine one-hundredths (28.29) feet, to the place of beginning.

(3) That portion of Block forty-seven (47) of Gilman's Addition, particularly described as follows: Beginning at the southeast corner of said Block; running thence north along the east line thereof, a distance of one and ninety-eight one-hundredths (1.98) feet; thence westerly a distance of ten and ninety-three one-hundredths (10.93) feet to a point on the southerly line of said Block; thence easterly along said southerly line a distance of twelve and thirty-three one-hundredths (12.33) feet, to the place of beginning.

(4) That portion of Blocks one (1), seven (7), eight (8), and thirteen (13), Ross' Second Addition, lying between the center line of Nickerson Street as platted in said Addition, and a line forty-five (45) feet north of and parallel with said center line.

(5) That portion of Block fifty-three (53) of Denny and Hoyt's Addition, particularly described as follows: Beginning at the southwest corner of said Block; running thence north along the west line a distance of seven and two one-hundredths (7.02) feet; thence easterly a distance of twenty-two and twenty-seven one-hundredths (22.27) feet to the south line of said Block; thence west along the said south line a distance of twenty-one and fourteen one-hundredths (21.14) feet, to the place of beginning.

(6) That portion of Block fifty-four (54), Denny & Hoyt's Addition, particularly described as follows: Beginning at the northwest corner of said Block; running thence east a distance of sixty-nine and forty-two one-hundredths (69.42) feet; thence easterly a distance of three hundred eighty-one and nine one-

hundredths (381.09) feet to a point on the south line of said Block; thence west along said south line a distance of four hundred thirty-one and twenty-four one-hundredths (431.24) feet to the southwest corner of said Block; thence north along the west line of said Block, a distance of one hundred twenty and no-one-hundredths (120.00) feet, to the place of beginning.

(7) That portion of Block fifty-five (55) in Denny & Hoyt's Addition, particularly described as follows: Beginning at a point on the north line of said Block, said point being one hundred ninety-six and thirty-nine one-hundredths (196.39) feet west of the northeast corner of said Block; running thence easterly a distance of two hundred thirteen and seventy-two one-hundredths (213.72) feet to a point on the south line of said Block, said point being nineteen and forty-two one-hundredths (19.42) feet west of the southeast corner thereof; thence west along said south line a distance of one-hundred forty-two and forty-eight one-hundredths (142.48) feet; thence westerly a distance of two hundred seven and ninety one-hundredths (207.90) feet; thence westerly a distance of ten and twenty-two one-hundredths (10.22) feet to a point on the north line of said Block; thence east along said north line a distance of one-hundred forty-seven and forty-three one-hundredths (147.43) feet to the place of beginning.

(8) That portion of Block fifty-six (56) of Denny & Hoyt's Addition, particularly described as follows: Beginning at the northeast corner of said Block; running thence west along the north line a distance of one hundred thirty-eight and thirty-one one-hundredths (138.31) feet; thence easterly a distance of one hundred sixty-seven and three one-hundredths (167.03) feet to a point on the east line of said Block; thence north along said east line a distance of ninety-three and seventy-nine one-hundredths (93.79) feet to the place of beginning.

(9) That portion of Block sixty-nine (69) of Denny and Hoyt's Addition, particularly described as follows: Beginning

at the southwest corner of said Block; running thence north along the west line thereof a distance of seventy-eight and eight one-hundredths (78.08) feet; thence easterly a distance of one hundred thirty-nine and five one-hundredths (139.05) feet to a point on the south line of said Block; thence west along said south line a distance of one hundred fifteen and thirteen one-hundredths (115.13) feet to the place of beginning.

(10) That portion of Block sixty-eight (68) of Denny and Hoyt's Addition, particularly described as follows: Beginning at a point on the north line of said Block, said point being sixty-nine and ninety-eight one-hundredths (69.98) feet east of the northwest corner thereof; running thence easterly a distance of two hundred thirteen and seventy-one one-hundredths (213.71) feet to a point on the south line, said point being two hundred forty-six and seventy-four one-hundredths (246.74) feet east of the southwest corner of said Block; thence east along said south line a distance of one hundred forty-two and forty-eight one-hundredths (142.48) feet; thence westerly a distance of two hundred thirteen and seventy-one one-hundredths (213.71) feet to a point on the north line of said Block sixty-eight (68); thence west along said north line a distance of one hundred forty-two and forty-eight one-hundredths (142.48) feet to the place of beginning.

(11) That portion of Block sixty-seven (67) of Denny & Hoyt's Addition, particularly described as follows: Beginning at a point on the north line of said Block, said point being two hundred seventy and fifty-four one-hundredths (270.54) feet east of the northwest corner thereof; thence ^{So} easterly a distance of two hundred thirteen and seventy-two one-hundredths (213.72) feet to a point on the south line of said Block, said point being four hundred forty-seven and fifty one-hundredths (447.50) feet east of the southwest corner of said Block; thence east along said south line a distance of one hundred forty-two and forty-eight (142.48) feet; thence ^{No} westerly a distance of two hundred thirteen and seventy-two one-hundredths (213.72) feet to a point on the north

line of said Block; thence west along said north line a distance of one hundred forty-two and forty-eight one-hundredths (142.48) feet to the place of beginning.

(12) That portion of Block sixty-six (66) of Denny and Hoyt's Addition, particularly described as follows: Beginning at the northeast corner of said block; running thence south along the east line thereof a distance of one hundred eighteen and seventy-nine one-hundredths (118.79) feet; thence westerly a distance of two hundred eleven and fifty-five one-hundredths (211.55) feet to a point on the north line of said Block; thence east along said north line a distance of one hundred seventy-five and seventeen one-hundredths (175.17) feet to the place of beginning.

(13) That portion of Block seventy-four (74) of Denny and Hoyt's Addition, particularly described as follows: Beginning at the southwest corner of said Block; running thence north along the west line thereof a distance of fifty-three and eight one-hundredths (53.08) feet; thence easterly a distance of ninety-four and fifty-two one-hundredths (94.52) feet to a point on the south line of said Block; thence west along said south line a distance of seventy-eight and twenty-seven one-hundredths (78.27) feet, to the place of beginning.

(14) That portion of Block seventy-five (75) of Denny and Hoyt's Addition, particularly described as follows: Beginning at the northwest corner of said Block; running thence south along the west line thereof a distance of twenty-seven and fifty-four one-hundredths (27.54) feet; thence easterly a distance of one hundred sixty-four and sixty-seven one-hundredths (164.67) feet to a point on the south line of said Block, said point being one hundred thirty-six and thirty-five one-hundredths (136.35) feet east of the southwest corner of said Block seventy-five (75); thence east along said south line a distance of one hundred forty-two and forty-eight one-hundredths (142.48) feet; thence westerly a distance of two hundred thirteen and seventy-two one-hundredths

(213.72) feet to a point on the north line of said Block; thence west along said north line a distance of one hundred one and eighty-six one-hundredths (101.86) feet, to the place of beginning.

(15) That portion of Block seventy-six (76) of Denny and Hoyt's Addition, particularly described as follows: Beginning at a point on the north line of said Block, said point being three hundred forty-two and eighty-nine one-hundredths (342.89) feet west of the northeast corner of said Block; running thence easterly a distance of two hundred thirteen and seventy-one one-hundredths (213.71) feet to a point on the south line of said Block, said point being one hundred sixty-five and ninety-three one-hundredths (165.93) feet west of the southeast corner thereof; thence west along said south line a distance of one hundred forty-two and forty-eight one-hundredths (142.48) feet; thence westerly a distance of two hundred thirteen and seventy-one one-hundredths (213.71) feet to a point on the north line of said Block; thence east along said north line a distance of one hundred forty-two and forty-eight one-hundredths (142.48) feet, to the place of beginning.

(16) That portion of Block seventy-seven (77) of Denny and Hoyt's Addition, particularly described as follows: Beginning at the southeast corner of said Block; running thence north along the east line thereof a distance of twenty-three and forty-eight one-hundredths (23.48) feet; thence westerly a distance of one hundred seventy-one and eighty-nine one-hundredths (171.89) feet to a point on the north line of said Block, said point being one hundred forty-two and thirty-three one-hundredths (142.33) feet west of the northeast corner thereof; thence west along said north line a distance of one hundred forty-two and forty-eight one-hundredths (142.48) feet; thence easterly a distance of two hundred thirteen and seventy-two one-hundredths (213.72) feet to the south line of said Block; thence east along said south line a distance of one hundred seven and eighty-five one-hundredths (107.85) feet to the place of beginning.

(17) That portion of Block two (2) of Mayfair Addition, particularly described as follows: Beginning at the northeast corner of said Block Two (2); running thence south along the east line thereof a distance of nine and twelve one-hundredths (9.12) feet; thence westerly a distance of sixteen and twenty-five one-hundredths (16.25) feet to a point on the north line of said Block two (2); thence east along said north line a distance of thirteen and forty-four one-hundredths (13.44) feet to the place of beginning.

Section 2. That the grade of Dexter Avenue, from Mercer Street to Fourth Avenue North, and of Nickerson Street from the north line of Block thirty-nine (39) of Gilman's Addition to the City of Seattle, to Fourth Avenue North, and of the approaches thereto, be and the same are hereby changed and established at the following respective elevations above city datum, to-wit:

O N D E X T E R A V E N U E

At the south margin of Nickerson Street	
East curb	48.00
West curb	48.00
At the north margin of Day Street,	
East curb	145.00
West curb	145.50
At the south margin of Day Street,	
East curb	145.00
West curb	145.50
At the south margin of McGraw Street,	
East curb	143.00
West curb	143.50
At the south margin of Crockett Street,	
East curb	132.00
West curb	132.50
At the north margin of Comstock Street,	
East curb	54.00
West curb	54.50
At the south margin of Roy Street,	
East curb	47.00
West curb	47.50

At the north margin of Mercer Street,
East curb 51.50

ON NICKERSON STREET

At the intersection of the south line of Nickerson Street, as herein extended, with the north line of Block thirty-nine (39), Gilman's Addition to the City of Seattle,

South curb 33.90

At the west line of Eleventh Avenue West,

South curb 47.30
North curb 46.20

At the west line of Jesse Avenue,
South curb 71.80
North curb 71.20

At a point five hundred twenty (520) feet east of the east line of Jesse Avenue,

South curb 80.80
North curb 80.20

At a point one hundred eighty (180) feet west of the west line of Sixth Avenue West,

South curb 28.80
North curb 28.20

At the west line of Third Avenue West,

North curb 22.50
South curb 22.50

At the intersection of the north margin of Nickerson Street with the south margin of Etruria Street,

North curb 28.26

At a point opposite the foregoing,
South curb 28.28

At the intersection of the south margin of Nickerson Street with the east line of Third Avenue North,

North curb 46.00
South curb 46.00

At the intersection of the north margin of Nickerson Street with the west margin of Fourth Avenue North,

North curb 48.00
South curb 48.00

ON DRAVUS STREET
and
WEST DRAVUS STREET

At the intersection of Dravus Street with the southerly line of Nickerson Street, as herein extended,

South curb 26.50
North curb 26.50

At a point two hundred (200) feet west of the west line of Queen Anne Avenue,

South curb	29.95
North curb	29.38

O N E T R U R I A S T R E E T

At the intersection of Etruria Street with the southerly line of Nickerson Street as herein extended,

South curb	27.98
North curb	27.80

At a point one hundred eighty (180) feet west of the west line of Second Avenue North,

South curb	29.50
North curb	29.00

O N R O Y S T R E E T

At the east margin of Seventh Avenue North, at the existing elevation,

North curb	65.00
South curb	64.50

At the west margin of Dexter Avenue,

South curb	47.67
North curb	47.67

O N V A L L E Y S T R E E T

At the east margin of Seventh Avenue North at the existing elevations,

South curb	72.00
North curb	73.45

At the west margin of Dexter Avenue,

South curb	49.28
North curb	49.30

All grades shall run straight between the respective points hereinabove established.

Section 3. That all the lands, rights, privileges, and other property lying within the limits of the Lots, Blocks and unplatted land described in Section one (1) herein, be, and the same are hereby, condemned and appropriated to the public use for the purpose of public streets and highways forever; and that all the lands, rights, privileges and other property necessary

to be taken, used or damaged in the grading and regrading of Dexter Avenue from Mercer Street to Fourth Avenue North, and of Nickerson Street from the north line of Block thirty-nine (39) of Gilman's Addition to the City of Seattle to Fourth Avenue North, and of the approaches thereto, in conformity with the grades established in Section two (2) herein, and in the construction of slopes and retaining wall for cuts and fills upon the property abutting upon said Avenue and Street and upon the approaches thereto, be and the same are hereby condemned and appropriated to the public use for such purposes as aforesaid.

That in the construction of the necessary slopes and retaining walls for cuts and fills upon the property abutting upon said Avenue and Street and the approaches thereto, each cut shall be carried back into and extended upon said abutting property one (1) foot for each foot in depth of cut; and each fill shall be carried back and extended upon the abutting property one and one-half ($1\frac{1}{2}$) feet for each foot in depth of fill.

Section 4. 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 carry out the provisions of this ordinance.

Section 5. An assessment shall be made in the manner provided by law for the purpose of raising the amount necessary to pay the compensation and damages which will be awarded for the property taken or damaged as aforesaid, and the costs of making and collecting such assessment; and said assessment shall be made subject to the provisions of said laws upon all the property specially benefited.

Any part of the Compensation, damages or costs which 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 other acts

and proceedings necessary for the making and completion and collection of said assessment shall be taken and done as provided by the laws of the State of Washington.

Section 6. That all ordinances and parts of ordinances in conflict herewith be, and the same are hereby, repealed.

Section 7 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 9th day of DECEMBER 1907, and signed by me in open session in authentication of its passage this 9th day of DECEMBER 1907.

[Signature]
President PRO-TEM of the City Council.

Approved by me this 13th day of DECEMBER 1907.

[Signature]
Mayor.

Filed by me this 13th day of DECEMBER 1907.

Attest:

[Signature]
City Comptroller and ex-officio City Clerk.

By _____

Deputy Clerk.

(SEAL)

Published

DEC 24 1907

[Signature]
City Comptroller and ex-officio City Clerk.

By [Signature]
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. 17,628.....
....., 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 24th day of December 1907, and that said newspaper was regularly distributed to its subscribers on said day.

ORDINANCE NO. 17628
AN ORDINANCE providing for the laying out, widening, extending and establishing of Dexter Avenue from Mercer Street to Fourth Avenue North and of Nicholson Street from the north line of Block Forty-nine (49) of Eden Addition to the north line of Block Fourty (40) of the Eden Addition, and for the widening, extending and establishing of the grades of said avenue and street and of the approaches thereto and providing for the taking and damaging of all land and other property necessary for the laying out, widening, extending and establishing and for the grading and grading of said avenue and street and of the approaches thereto in conformity with such established grades and for the determining of the necessary slopes and retaining walls for said avenue and street and for the providing for the installation and payment of the just compensation to be made for the property and property rights taken or damaged for said purposes and for the making of an assessment upon the property benefited for the purpose of making such compensation and paying the cost of such proceedings and repealing all ordinances and parts of ordinances in conflict therewith, enacted at public necessity, demands that Dexter Avenue from Mercer Street to Fourth Avenue North and Nicholson Street from the north line of Block Forty-nine (49) of the Eden Addition to the north line of Block Forty (40) of the Eden Addition in the City of Seattle, be laid out, widened, extended and established as public street and highway over certain lots, blocks and unimproved land in said City and that the grades of said avenue and street and of the approaches thereto be changed and established and that the approaches and street be graded in conformity with such established grades and
Whereas such improvement will be of special benefit to certain lands premises and other property in the City of Seattle
It is ordained by the City of Seattle as follows: That Dexter Avenue from Mercer Street to Fourth Avenue North and the same hereby laid out, widened, extended and established as a public street and highway over and across certain lots, blocks and unimproved land in the City of Seattle and the following described as follows: (1) Those lots, blocks and unimproved land lying between the center line of Dexter Avenue as plotted in Eden Addition and Eden Addition No. 2 produced from Mercer Street to the north line of Union Lake Supplemental Addition and a line forty (40) feet east of and parallel with said center line. (2) All those lots, blocks and unimproved land lying between the center line of Dexter Avenue as plotted in Eden Addition and Eden Addition No. 2 produced from Mercer Street to the north line of Union Lake Supplemental Addition and a line forty (40) feet east of and parallel with said center line. (3) Beginning at the intersection of a line forty (40) feet east of and parallel with the center line of Dexter Avenue as plotted in Eden Addition and Eden Addition No. 2 produced from the north line of Union Lake Supplemental Addition and running thence north 00° 20' 27" east along said line produced a distance of three hundred seventy-two and sixty-four one hundredths (372.64) feet; thence along the arc of a curve to the left, having a uniform radius of two hundred eighty and thirty-two one hundredths (283.32) feet; thence along said curve and the

W.P. Hammons
Subscribed and sworn to before me this 24th day of December 1907.
[Signature]

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

Now (hereafter) to be obtained by the City of Seattle, as follows:

Section 1. That Dexter Avenue from Mercer Street to Fourth Avenue North be and the same be hereby widened, extended and established as a public street and highway over and across certain lots, blocks and unplatted land in the City of Seattle, more particularly described as follows:

(1) All those lots, blocks and unplatted land lying between the center line of Dexter Avenue as platted in Eden Addition and Eden Addition No. 2, produced from Mercer Street to the north line of Union Lake Supplemental Addition, and a line forty (40) feet east of and parallel with said center line.

(2) All those lots, blocks and unplatted land lying between the center line of Dexter Avenue as platted in Eden Addition and Eden Addition No. 2, produced from Mercer Street to the north line of Union Lake Supplemental Addition, and a line forty (40) feet west of and parallel with said center line.

(3) Beginning at the intersection of a line forty (40) feet west of and parallel with the center line of Dexter Avenue as platted in Eden Addition and Eden Addition No. 2, produced with the north line of Union Lake Supplemental Addition, and running thence north $0^{\circ} 20' 26''$ east along said line produced, a distance of three hundred seventy-four and sixty-four one-hundredths (374.64) feet, thence along the arc of a curve to the left, having a uniform radius of two hundred and thirty-two one-hundredths (232.00) feet, a distance of eighty-three and four one-hundredths (83.04) feet, thence north $31^{\circ} 34' 07''$ east, a distance of thirty-eight and thirty-three one-hundredths (38.33) feet to a point on the south line of Block ten (10), Westlake Boulevard Addition to the City of Seattle, said point being thirteen (13) feet westerly from, measured at right angles to, the west line of Dexter Avenue as platted in said Addition, thence north $89^{\circ} 55' 08''$ east along said south line and said south line produced, a distance of eighty-six and one one-hundredths (86.01) feet, thence south $21^{\circ} 34' 07''$ east, a distance of six and eighty-three one-hundredths (6.83) feet, thence along the arc of a curve to the right, having a uniform radius of two hundred and thirty-two one-hundredths (232.00) feet, a distance of one hundred fourteen and eight one-hundredths (114.08) feet, thence south $60^{\circ} 20' 26''$ west, a distance of three hundred seventy-four and sixty-four one-hundredths (374.64) feet to a point on the north line of Union Lake Supplemental Addition to the City of Seattle, thence westerly along said north line, a distance of eighty (80) feet to the place of beginning.

4. That portion of Blocks ten (10) and eleven (11) of Westlake Boulevard Addition, lying between the center line of Dexter Avenue as platted in said Addition and a line forty-three (43) feet west of and parallel with said center line.

5. That portion of Blocks four (4), eight (8) and nine (9) of Westlake Boulevard Addition, lying between the center line of Dexter Avenue as platted in said Addition, and a line thirty-seven (37) feet east of and parallel with said center line.

6. Beginning at a point on the north line of Block eight (8), Westlake Boulevard Addition, said point being seven (7) feet east of the west line of said Block eight (8), running thence north $24^{\circ} 34' 07''$ west, thirty-one and eighty-five one-hundredths (31.85) feet, thence along the arc of a curve to the right, having a radius of nine hundred forty-one and fifty-nine one-hundredths (941.59) feet, a distance of one hundred fifty and fifty-nine one-hundredths (150.59) feet, thence north $12^{\circ} 24' 48''$ west, three hundred eighty-five and fifty-one one-hundredths (385.51) feet to a point on the south line of McGraw Street, thence north $30^{\circ} 52' 07''$ west, along said south line, a distance of eighty-one and fifty-four one-hundredths (81.54) feet, to a point of intersection with the east line of East Ave (8), Hunter's Lake Union Addition, produced south, thence south $32^{\circ} 24' 48''$ east, four hundred three and thirty one-hundredths (403.30) feet, thence along the arc of a curve to the left, having a radius of one thousand twenty-one and fifty-nine one-hundredths (1021.59) feet, a distance of one hundred sixty-three and thirty-nine one-hundredths (633.39) feet to a point on the north line of Block eleven (11) of Westlake Boulevard Addition, thence south $89^{\circ} 55' 26''$ east, along said north line, eighty-six and thirteen one-hundredths (86.13) feet to the place of beginning.

7. That portion of Blocks thirteen (13) and fourteen (14), Hunter's Lake Union Addition, lying between the center line of Dexter Avenue as platted in said Addition, and a line forty (40) feet east of and parallel with said center line.

8. That portion of Lots ten (10), eleven (11), fourteen (14), fifteen (15), eighteen (18), nineteen (19), twenty-two (22), twenty-three (23), twenty-six (26), twenty-seven (27), thirty (30), thirty-one (31) and thirty-six (36), of Block fifteen (15), B. T. Day's Eldorado Addition, more particularly described as follows:

Beginning at a point on the south line of said Block fifteen (15), said point being fifteen and twenty-four one-hundredths (15.24) feet east of the southwest corner of said block, thence in a northerly direction along the arc of a curve to the left, having a radius of one hundred seventy-five and fifteen one-hundredths (175.15) feet, a distance of seventy-seven and eight one-hundredths (77.08) feet, thence along a line thirty (30) feet east of and parallel with the west line of said Block fifteen (15), a distance of five hundred eighty-two and seventy-four one-hundredths (582.74) feet, more or less, to a point on the north line of Block ten (10) of said Block, thence west along said north line, thirty (30) feet, thence southerly along the west line of said Block, a distance of six hundred fifty (650) feet, more or less, to the southwest corner of said

(22), twenty-three (23), twenty-six (26), twenty-seven (27), thirty (30), thirty-one (31), and thirty-six (36), of Block fifteen (15) B. P. Day's Eldorado Addition, were particularly described as follows:

Beginning at a point on the south line of said Block fifteen (15), said point being fifteen and twenty-four one-hundredths (16.24) feet east of the southwest corner of said block, running thence in a northerly direction along the arc of a curve in the left, having a radius of one hundred seventy-five and fifteen one-hundredths (176.15) feet, a distance of seventy-seven and forty-eight one-hundredths (77.48) feet, thence along a line thirty (30) feet east of and parallel with the west line of said Block fifteen (15), a distance of five hundred eighty-two and seventy-four one-hundredths (582.74) feet, more or less, to a point on the north line of said Block fifteen (15), thence westerly along said north line thirty (30) feet, thence southerly along the west line of said Block, a distance of six hundred thirty (630) feet, more or less, to the southwest corner of said block, thence east along said north line fifteen and twenty-four one-hundredths (16.24) feet to the place of beginning.

All of Lots twelve (12), thirteen (13), fourteen (14), fifteen (15), sixteen (16), seventeen (17), eighteen (18), nineteen (19), twenty (20), and twenty-one (21) in Block nine (9) B. P. Day's Eldorado Addition.

That Nickerson Street, here and there as hereinafter, is hereinafter extended and established as a public street and highway from the north line of Block Thirty-nine (39), Gilman's Addition, to Fourth Avenue North, over and across certain lots, blocks and unimproved lands, more particularly described as follows:

All those portions of Block thirty-nine (39), Gilman's Addition, particularly described as follows: Beginning at the northeast corner of said Block, running thence westerly along the north line a distance of one hundred three and twenty-four one-hundredths (103.24) feet, thence easterly a distance of one hundred thirty-two and fifty-four one-hundredths (132.54) feet to a point on the east line of said Block, thence north along said east line a distance of sixty and twenty-three one-hundredths (60.23) feet to the place of beginning.

The portion of Block forty-six (46) Gilman's Addition, particularly described as follows: Beginning at the northwest corner of said Block, running thence easterly along the north line of said Block, a distance of one hundred seventy-five and three one-hundredths (175.03) feet, thence westerly a distance of one hundred fifty-five and ten one-hundredths (155.10) feet to a point on the west line of said Block, thence north along said west line, a distance of twenty-eight and twenty-nine one-hundredths (28.29) feet to the place of beginning.

That portion of Block forty-seven (47) of Gilman's Addition, particularly described as follows: Beginning at the southeast corner of said Block, running thence north along the east line thereof, a distance of one hundred eighty-one-hundredths (181) feet, thence westerly, a distance of ten and ninety-three one-hundredths (10.93) feet to a point on the southerly line of said Block, thence easterly along said southerly line a distance of twelve and thirty-three one-hundredths (12.33) feet to the place of beginning.

That portion of Blocks one (1), seven (7), eight (8), and thirteen (13), Ross' Second Addition, lying between the center line of Nickerson Street as platted in said Addition, and a line forty-five (45) feet north of and parallel with said center line.

That portion of Block fifty-three (53) of Denny and Hoyt's Addition, particularly described as follows: Beginning at the southwest corner of said Block, running thence north along the west line a distance of seven and two one-hundredths (7.02) feet, thence easterly a distance of twenty-two and twenty-seven one-hundredths (22.27) feet to the south line of said Block, thence west along the said south line a distance of twenty-one and fourteen one-hundredths (21.14) feet to the place of beginning.

That portion of Block fifty-four (54) Denny & Hoyt's Addition, particularly described as follows: Beginning at the northwest corner of said Block, running thence east a distance of sixty-nine and forty-two one-hundredths (69.42) feet, thence easterly a distance of three hundred eighty-one and nine one-hundredths (381.09) feet to a point on the south line of said Block, thence west along said south line a distance of four hundred thirty-one and twenty-four one-hundredths (431.24) feet to the southwest corner of said Block, thence north along the west line of said Block, a distance of one hundred twenty and one one-hundredths (120.01) feet to the place of beginning.

That portion of Block fifty-five (55) in Denny & Hoyt's Addition, particularly described as follows: Beginning at a point on the north line of said Block, said point being one hundred ninety-six and thirty-nine one-hundredths (196.39) feet west of the northwest corner of said Block, running thence easterly a distance of two hundred thirteen and seventy-two one-hundredths (213.72) feet to a point on the south line of said Block, said point being nineteen and forty-two one-hundredths (19.42) feet west of the southeast corner thereof, thence west along said south line a distance of one hundred forty-two and forty-eight one-hundredths (142.48) feet, thence westerly a distance of two hundred seven and ninety one-hundredths (207.90) feet, thence westerly a distance of ten and twenty-two one-hundredths (10.22) feet to a point on the north line of said Block, thence east along said north line a distance of one hundred forty-seven and forty-three one-hundredths (147.43) feet to the place of beginning.

That portion of Block fifty-six (56) of Denny & Hoyt's Addition, particularly described as follows: Beginning at the northeast corner of said Block, running thence west along the

(8) of Denny & Hoyt's Addition, particularly described as follows: Beginning at the northeast corner of said Block, running thence west along the north line thereof a distance of one hundred thirty-eight and thirty-one one-hundredths (138.31) feet, thence easterly a distance of one hundredths (167.08) feet and three one-hundredths (167.08) feet to a point on the east line of said Block, thence north along said east line a distance of ninety-three and seventy-nine one-hundredths (93.79) feet to the place of beginning.

(9) That portion of Block sixty-nine (69) of Denny and Hoyt's Addition, particularly described as follows: Beginning at the southwest corner of said Block, running thence north along the west line thereof a distance of seventy-eight and eight one-hundredths (78.08) feet, thence easterly a distance of one hundred and thirty-nine and five one-hundredths (139.06) feet to a point on the south line of said Block, thence west along said south line a distance of one hundred fifteen and thirteen one-hundredths (115.13) feet to the place of beginning.

(10) That portion of Block sixty-eight (68) of Denny and Hoyt's Addition, particularly described as follows: Beginning at a point on the north line of said Block, said point being sixty-nine and ninety-eight one-hundredths (69.98) feet east of the northwest corner thereof, running thence easterly a distance of two hundred and thirteen and seventy-one one-hundredths (213.71) feet to a point on the south line of said Block, thence west along said south line a distance of one hundred forty-two and forty-eight one-hundredths (142.48) feet, thence westerly a distance of two hundred thirteen and seventy-one one-hundredths (213.71) feet to a point on the north line of said Block, sixty-eight and ninety-one one-hundredths (68.91) feet east of the northwest corner of said Block, thence west along said north line a distance of one hundred forty-two and forty-eight one-hundredths (142.48) feet to the place of beginning.

(11) That portion of Block sixty-seven (67) of Denny & Hoyt's Addition, particularly described as follows: Beginning at a point on the north line of said Block, said point being two hundred and seventy-four and fifty-four one-hundredths (274.54) feet east of the northwest corner thereof, thence easterly a distance of two hundred thirteen and seventy-two one-hundredths (213.72) feet to a point on the south line of said Block, said point being four hundred forty-seven and fifty one-hundredths (447.50) feet east of the southwest corner of said Block, thence east along said south line a distance of one hundred forty-two and forty-eight one-hundredths (142.48) feet, thence westerly a distance of two hundred thirteen and seventy-two one-hundredths (213.72) feet to a point on the north line of said Block, thence west along said north line a distance of one hundred forty-two and forty-eight one-hundredths (142.48) feet to the place of beginning.

(12) That portion of Block sixty-six (66) of Denny and Hoyt's Addition, particularly described as follows: Beginning at the northeast corner of said Block, running thence south along the east line thereof a distance of one hundred and seventy-nine one-hundredths (179.09) feet, thence westerly a distance of two hundred eleven and fifty-five one-hundredths (211.55) feet to a point on the north line of said Block, thence east along said north line a distance of one hundred seventy-five and seven one-hundredths (175.07) feet to the place of beginning.

(13) That portion of Block seventy-four (74) of Denny and Hoyt's Addition, particularly described as follows: Beginning at the southwest corner of said Block, running thence north along the west line thereof a distance of fifty-three and eight one-hundredths (53.08) feet, thence easterly a distance of ninety-four and fifty-two one-hundredths (94.52) feet to a point on the south line of said Block, thence west along said south line a distance of seventy-eight and twenty-seven one-hundredths (78.27) feet to the place of beginning.

(14) That portion of Block seventy-five (75) of Denny and Hoyt's Addition, particularly described as follows: Beginning at the northwest corner of said Block, running thence south along the west line thereof a distance of twenty-seven and fifty-four one-hundredths (27.54) feet, thence easterly a distance of one hundred sixty-four and sixty-seven one-hundredths (164.67) feet to a point on the south line of said Block, said point being one hundred thirty-six and thirty-five one-hundredths (136.35) feet east of the southwest corner of said Block, thence east along said south line a distance of one hundred forty-two and forty-eight one-hundredths (142.48) feet, thence westerly a distance of two hundred and seventy-two and two one-hundredths (272.02) feet to a point on the north line of said Block, thence west along said north line a distance of one hundred one and eighty-six one-hundredths (101.86) feet to the place of beginning.

(15) That portion of Block seventy-six (76) of Denny and Hoyt's Addition, particularly described as follows: Beginning at a point on the north line of said Block, said point being three hundred forty-two and eighty-three one-hundredths (342.83) feet west of the northeast corner of said Block, running thence easterly a distance of two hundred thirteen and seventy-one one-hundredths (213.71) feet to a point on the south line of said Block, said point being one hundred sixty-five and ninety-three one-hundredths (165.93) feet west of the southeast corner thereof, thence west along said south line a distance of one hundred forty-two and forty-eight one-hundredths (142.48) feet, thence westerly a distance of two hundred thirteen and seventy-one one-hundredths (213.71) feet to a point on the north line of said Block, thence east along said north line a distance of one hundred forty-two and forty-eight one-hundredths (142.48) feet to the place of beginning.

(16) That portion of Block seventy-seven (77) of Denny and Hoyt's Addition, particularly described as follows: Beginning at the southeast corner of said Block, running thence north along the east line thereof a distance of twenty-three and

of one hundred sixty-four and six-tenths (164.6) feet to the south line of said Block, beginning at the northeast corner of said Block, running thence north along the east line thereof a distance of one hundred and thirty-five one-hundredths (135.1) feet to the northeast corner of said Block, seventy-five (75) feet, thence east along said south line a distance of one hundred forty-two and forty-one one-hundredths (142.41) feet, thence westerly a distance of two hundred thirty-five and seventy-two one-hundredths (235.72) feet to the place of beginning.

(15) That portion of Block seventy-six (76) of Denny and Hoyt Additions, particularly described as follows: Beginning at a point on the north line of said Block, said point being three hundred forty-two and eighty-nine one-hundredths (342.89) feet west of the northeast corner of said Block, running thence easterly a distance of two hundred thirteen and seventy-one one-hundredths (213.71) feet to a point on the south line of said Block, said point being one hundred eighty-five and ninety-three one-hundredths (185.93) feet west of the southeast corner thereof, thence west along said south line a distance of one hundred forty-two and forty-eight one-hundredths (142.48) feet, thence westerly a distance of two hundred thirteen and seventy-one one-hundredths (213.71) feet to a point on the north line of said Block, thence east along said north line a distance of one hundred forty-two and forty-eight one-hundredths (142.48) feet to the place of beginning.

(16) That portion of Block seventy-seven (77) of Denny and Hoyt Additions, particularly described as follows: Beginning at the southeast corner of said Block, running thence north along the east line thereof a distance of twenty-three and forty-eight one-hundredths (23.48) feet, thence westerly a distance of one hundred seventy-one and eighty-nine one-hundredths (171.89) feet to a point on the north line of said Block, said point being one hundred forty-two and thirty-three one-hundredths (142.33) feet west of the northeast corner thereof, thence west along said north line a distance of one hundred forty-two and forty-eight one-hundredths (142.48) feet, thence easterly a distance of two hundred thirteen and seventy-two one-hundredths (213.72) feet to the south line of said Block, thence east along said south line a distance of one hundred seven and eighty-five one-hundredths (107.85) feet to the place of beginning.

(17) That portion of Block two (2) of Mayor Addition, particularly described as follows: Beginning at the northeast corner of said Block two (2), running thence south along the east line thereof a distance of nine and twenty-one one-hundredths (9.21) feet, thence westerly a distance of sixteen and twenty-five one-hundredths (16.25) feet to a point on the north line of said Block two (2), thence east along said north line a distance of thirteen and forty-four one-hundredths (13.44) feet to the place of beginning.

Section 2. That the grade of Dexter Avenue, from Alder Street to Fourth Avenue North, and of Nickerson Street from the north line of Block thirty-nine (39) of Gilman's Addition to the City of Seattle, to Fourth Avenue North, and of the approaches thereto, be and the same are hereby changed and established at the following respective elevations above city datum, to-wit:

- ON DEXTER AVENUE.
- At the south margin of Nickerson Street, East curb, 48.00; West curb, 48.00.
- At the north margin of Day Street, East curb, 146.00; West curb, 145.50.
- At the south margin of Day Street, East curb, 143.00; West curb, 145.50.
- At the south margin of McGraw Street, East curb, 143.00; West curb, 143.50.
- At the south margin of Crockett Street, East curb, 132.00; West curb, 132.60.
- At the north margin of Comstock Street, East curb, 51.30; West curb, 51.50.
- At the south margin of Roy Street, East curb, 47.00; West curb, 47.50.
- At the north margin of Mercer Street, East curb, 71.50.
- ON NICKERSON STREET.
- At the intersection of the south line of Nickerson Street, as herein extended, with the north line of Block thirty-nine (39) of Gilman's Addition to the City of Seattle, South curb, 33.00.
- At the west line of Eleventh Avenue, West curb, 47.30; North curb, 46.20.
- At the west line of Jesse Avenue, South curb, 71.50; North curb, 71.20.
- At a point five hundred twenty (520) feet east of the east line of Jesse Avenue, South curb, 30.50; North curb, 30.20.
- At a point one hundred eighty (180) feet west of the west line of Sixth Avenue, West curb, 28.80; North curb, 28.20.
- At the west line of Third Avenue, West curb, 22.50; South curb, 22.50.
- At the intersection of the north margin of Nickerson Street with the south margin of Bruma Street, North curb, 28.20.
- At a point opposite the foregoing, South curb, 28.23.
- At the intersection of the south margin of Nickerson Street with the east line of Third Avenue North, North curb, 46.00; South curb, 46.00.
- At the intersection of the north margin of Nickerson Street with the west margin of Fourth Avenue North, North curb, 48.00; South curb, 48.00.
- ON DRAVUS STREET AND WEST DRAVUS STREET.
- At the intersection of Dravus Street with the southern line of Nickerson Street, as herein extended, South curb, 26.50; north curb, 26.50.
- At a point two hundred (200) feet west of the west line of Queen Anna Avenue, South curb, 20.95; north curb, 20.38.
- ON ETRURIA STREET.
- At the intersection of Etruria Street with the southern line of Nickerson Street, as herein extended, South curb, 26.50; north curb, 26.50.

At the south margin of
East curb, 47.00; West curb,
47.00.
At the north margin of
East curb, 51.50.
ON NICKERSON STREET
At the intersection of the south
margin of Nickerson Street, as herein extended,
with the north line of Block thirty-nine
(39), Gilman's Addition to the City of
Seattle, South curb, 33.50.
At the west line of Eleventh Avenue
West curb, 26.50; North curb,
26.50.
At the west line of Jesse Avenue
South curb, 1.50; North curb, 71.30.
At a point five hundred twenty (220)
feet east of the east line of Jesse Ave-
nue, South curb, 80.80; North curb,
80.80.
At a point one hundred eighty (180)
feet east of the west line of Third
Avenue, South curb, 28.30; North
curb, 28.20.
At the west line of Third Avenue
West curb, North curb, 22.50; South curb,
22.50.
At the intersection of the north mar-
gin of Nickerson Street with the south
margin of Etruria Street, North curb,
28.20.
At a point opposite the foregoing,
South curb, 28.33.
At the intersection of the south mar-
gin of Nickerson Street with the east
line of Third Avenue, North curb,
46.00; South curb, 46.00.
At the intersection of the north mar-
gin of Nickerson Street with the west
margin of Fourth Avenue, North curb,
48.00; South curb, 48.00.
ON DRAVIS STREET AND WEST
DRAVIS STREET
At the intersection of Dravis Street
with the southerly line of Nickerson
Street, as herein extended, South curb,
26.50; North curb, 26.50.
At a point two hundred (200) feet
west of the west line of Queen Anne
Avenue, South curb, 26.95; North curb,
26.95.
ON ETRURIA STREET
At the intersection of Etruria Street
with the southerly line of Nickerson
Street, as herein extended, South curb,
27.98; North curb, 27.80.
At a point one hundred eighty (180)
feet west of the west line of Second
Avenue, North curb, South curb, 39.50; North
curb, 39.00.
ON ROY STREET
At the east margin of Seventh Avenue
North curb, at the existing elevation, North
curb, 65.00; South curb, 64.50.
At the west margin of Dexter Ave-
nue, South curb, 47.07; North curb,
47.07.
ON VALLEY STREET
At the east margin of Seventh Ave-
nue, North curb, at the existing elevation,
South curb, 45.00; North curb, 45.00.
At the west margin of the same
avenue, South curb, 44.23; North curb,
44.23.
The grades shall remain in force
within the respective points of
intersection of said streets with
the lines of the lots, blocks
and unplatted land beyond a line
herein defined, and the same are
hereby condemned and appropriated to
the public use for the purpose of public
streets and highways, together with
all the lands, rights, privileges, and
other property necessary to be taken
used or damaged in the grading and
regarding of said avenue from Alex-
ander Street to Fourth Avenue, North curb,
and of Nickerson Street from the north line
of Block thirty-nine (39), of Gilman's
Addition to the City of Seattle, to
Fourth Avenue, North curb, and of the ap-
proaches thereon, in conformity with
the grades established in Section two
(2) herein, and in the construction of
slopes and retaining walls for cuts and
fills upon the property abutting upon said
avenue and Street, and upon the ap-
proaches thereto, and the same are
hereby condemned and appropriated to
the public use for such purposes as
aforesaid.
That in the construction of the
necessary slopes and retaining walls
for cuts and fills upon the property
abutting upon said Avenue and Street
and the approaches thereto, each cut
shall be carried back into and extended
upon said abutting property one (1)
foot for each foot in depth of cut, and
each fill shall be carried back and ex-
tended upon the abutting property one
and one-half (1½) feet for each foot
in depth of fill.
Section 4. That the Corporation
Council 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 carry out the provisions of this ordi-
nance.
Section 5. An assessment shall be
made in the manner provided by law for
the purpose of raising the amount
necessary to pay the compensation and
damages which will be awarded for the
property taken or damaged as aforesaid,
and the costs of making and col-
lecting such assessment, and said as-
sessment shall be made subject to the
provisions of said laws upon all the
property specially benefited.
Any part of the Compensation, dam-
ages or costs which is not finally as-
sessed against said property benefited,
shall be paid from the general fund of
the City of Seattle.
For the purpose of said special as-
sessment, a supplemental petition shall
be filed in said court, and all other acts
and proceedings necessary for the mak-
ing and completion and collection of
said assessment shall be taken and done
as provided by the laws of the State of
Washington.
Section 6. That all ordinances and
parts of ordinances in conflict herewith
be, and the same are hereby repealed.
Section 7. This ordinance shall take
effect and be in full force and effect

of Nickerson Street with the south margin of Third Avenue North; North curb, 28.26.

At a point opposite the foregoing; South curb, 28.28.

At the intersection of the south margin of Nickerson Street with the east line of Third Avenue North; North curb, 46.00; South curb, 46.00.

At the intersection of the north margin of Nickerson Street with the west margin of Fourth Avenue North; North curb, 48.00; South curb, 48.00.

ON DRAVUS STREET AND WEST DRAVUS STREET

At the intersection of Dravus Street with the southerly line of Nickerson Street as herein extended; South curb, 28.60; north curb, 28.60.

At a point two hundred (200) feet west of the west line of Queen Anne Avenue; South curb, 29.36; north curb, 29.36.

ON ETURIA STREET

At the intersection of Etruria Street with the southerly line of Nickerson Street as herein extended; South curb, 28.30; north curb, 28.30.

At a point one hundred eighty (180) feet west of the west line of Second Avenue North; South curb, 29.60; north curb, 29.60.

ON ROY STREET

At the east margin of Seventh Avenue North at the existing elevation; North curb, 65.00; south curb, 65.00.

At the west margin of Dexter Avenue; South curb, 47.67; north curb, 47.67.

ON VALLEY STREET

At the east margin of Seventh Avenue North at the existing elevations; South curb, 72.00; north curb, 72.36.

At the west margin of Dexter Avenue; South curb, 49.23; north curb, 49.23.

All grades shall take effect from the respective points herein specified.

Section 1. All lands, rights, privileges and other interests within the limits of the City and unimproved land therein, in the Section one (1) herein, and the same are hereby condemned and appropriated to the public use for the purpose of public streets and highways forever, and that all the lands, rights, privileges and other interests, necessary to be taken or used or damaged in the grading and roadwidening of Dexter Avenue from Mosley Street to Fourth Avenue North, and of Nickerson Street from the north line of Block thirty-nine (39) of Gilman's Addition to the City of Seattle to Fourth Avenue North, and all the approaches thereto, in conformity with the grades established in Section two (2) herein, and in the construction of slopes and retaining walls for cuts and fills upon the property abutting upon said Avenue and Street, and upon the approaches thereto, and the same are hereby condemned and appropriated to the public use for such purposes as aforesaid.

That in the construction of the necessary slopes and retaining walls for cuts and fills upon the property abutting upon said Avenue and Street and the approaches thereto, each cut shall be carried back into and extended upon said abutting property one and one-half (1 1/2) feet for each foot for each foot in depth of cut, and each fill shall be carried back and extended upon the abutting property one and one-half (1 1/2) feet for each foot in depth of fill.

Section 2. 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 carry on the provisions of this ordinance.

Section 3. An assessment shall be made in the manner provided by law for the purpose of raising the amount necessary to pay the compensation and damages which will be awarded for the property taken or damaged as aforesaid, and the costs of making and collecting such assessment, and said assessment shall be made subject to the provisions of said laws upon all the property specially benefited.

Any part of the compensation, damages or costs which 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 other acts and proceedings necessary for the making and completion and collection of said assessment shall be taken and done as provided by the laws of the State of Washington.

Section 4. That all ordinances and parts of ordinances in conflict herewith be and the same are hereby repealed.

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 by the City Council the 31st day of December, 1907, and signed by me in open session in authentication of its passage this 31st day of December, 1907.

J. E. CRICHTON,
President pro tem of the City Council.

Approved by me this 23rd day of December, 1907.

WM. HICKMAN MOORE, Mayor.

Filed by me this 23rd day of December, 1907.

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

Published December 24, 1907.