

Ordinance No. 18109

Ordinance 18109

An Ordinance providing for the laying off, widening and establishing of WESTERN AVENUE, as a public street and highway, and establishing the grades of said avenue, etc.

(Engrossed Bill)

Council Bill No. 4660

PRODUCED:

Jan. 6. 1908

BY:

ZBINDEN

REFERRED:

Jan. 6. 1908

TO:

STREET COM.

REFERRED:

REPORTED:

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BY:

[Signature]

PREPARED BY:

Prepared by Barnes & Newell

ORDINANCE NO. 18109

AN ORDINANCE providing for the laying off, widening, extending, altering and establishing of Western Avenue, in the City of Seattle, as a public street and highway, over and across certain lots, blocks, tracts and parcels of land in said City; and providing for the changing and establishing of the grades of Western Avenue, from the north margin of Seneca Street to the south margin of Denny Way; and Pike Place and Western Avenue, from the north margin of Pike Street, as widened, to the south margin of Virginia Street; and providing for the taking and damaging of all lands and other property necessary in the laying off, widening, extending, altering and establishing of said Western Avenue and Pike Place, and of the approaches to said streets and avenues, in conformity with such established grades, and in the construction of the necessary slopes for cuts and fills upon the real property abutting on said streets and avenues, 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 such purposes, and 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 Western Avenue be laid off, widened, extended, altered and established, from a point Seven and thirty-two one-hundredths (7.32) feet south of the south line of Pine Street, to a point One hundred and twenty (120) feet north of the north margin of Virginia Street; and that the grades of Western Avenue, from the north margin of Seneca Street, to the south margin of Denny Way; and Pike Place and Western Avenue, from the north margin of Pike Street, as widened, to the south margin of Virginia Street, be changed and established, and said streets and approaches thereto, be graded in conformity with such 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 Western Avenue, in the City of Seattle, from a point Seven and thirty-two one-hundredths (7.32) feet south of the south margin of Pine Street, to a point One hundred and twenty (120) feet north of the north margin of Virginia Street, be, and the same is hereby laid off, 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 northeast corner of Lot Two (2), Block "H" A. A. Denny's Addition to the town (Now City) of Seattle; thence westerly along the northerly line of said Lot, a distance of Two and twenty-four one-hundredths (2.24) feet; thence southerly a distance of Seven and sixty-six one-hundredths (7.66) feet to a point on the east line of said Lot; thence northerly along the easterly line of said Lot, a distance of Seven and thirty-two one-hundredths (7.32) feet to the point of beginning.

Beginning at a point on the southerly margin of Stewart Street, distant One hundred and thirty-two (132) feet westerly, at right angles from the easterly margin of Western Avenue produced southerly across Stewart Street; thence easterly along the south margin of Stewart Street, a distance of Twenty-seven and sixty-six one-hundredths (27.66) feet to the present margin of Western Avenue; thence southerly along the present line of Western Avenue, a distance of Fifty-one and six one-hundredths (51.06) feet to the northerly margin of Pine Street, as narrowed by vacation ordinance No. 9669; thence westerly along the north margin of Pine Street, a distance of Thirteen and twenty-eight one-hundredths (13.28) feet; thence northerly along a line parallel with and distant One hundred thirty-two (132) feet westerly, at right angles from the easterly margin of Western Avenue, produced southerly across Stewart Street, a distance of Forty-four and ninety-three one-hundredths (44.93) feet to the place of beginning.

Beginning at a point on the southerly line of Lot Eleven (11), Block Thirty-six (36) A. A. Denny's Addition to the town (now City) of Seattle, said point being distant One hundred thirty-two (132) feet westerly, at right angles from the easterly margin of Western Avenue; thence northerly along a line parallel with and distant One hundred thirty-two (132) feet westerly from the said easterly margin of Western Avenue, a distance of Sixty (60) feet to the northerly line of said Lot; thence easterly along said line, a distance of Thirty-nine (39) feet to the present westerly margin of

Western Avenue; thence southerly along said line, a distance of Sixty and twenty-five one-hundredths (60.25) feet to the southerly line of said Lot; thence westerly along said line, a distance of Thirty-three and sixty one-hundredths (33.60) feet to the place of beginning.

Beginning at a point on the southerly line of Lot Ten (10), Block Thirty-six (36), A.A.Denny's Addition to the town (now City) of Seattle, said point being distant One hundred thirty-two (132) feet westerly, at right angles from the easterly margin of Western Avenue; thence northerly along a line parallel with and distant One hundred thirty-two (132) feet westerly from the said easterly margin of Western Avenue, a distance of Sixty (60) feet to the northerly line of said Lot; thence easterly along said line, a distance of Forty-four and forty one-hundredths (44.40) feet to the present westerly margin of Western Avenue; thence southerly along said line, a distance of Sixty and twenty-five one-hundredths (60.25) feet to the southerly line of said Lot; thence westerly along said line, a distance of Thirty-nine (39) feet to the place of beginning.

Beginning at a point on the southerly line of Lot Seven (7), Block Thirty-six (36), A.A.Denny's Addition to the town (now City) of Seattle, said point being distant One hundred thirty-two (132) feet westerly, at right angles from the easterly margin of Western Avenue; thence northerly along a line parallel with and distant One hundred thirty-two (132) feet westerly from the said easterly margin of Western Avenue, a distance of Sixty (60) feet to the northerly line of said Lot; thence easterly along said line, a distance of Forty-nine and eighty one-hundredths (49.80) feet to the present westerly margin of Western Avenue; thence southerly along said line, a distance of Sixty and twenty-five one-hundredths (60.25) feet to the southerly line of said Lot; thence westerly along said line, a distance of Forty-four and forty one-hundredths (44.40) feet to the place of beginning.

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Beginning at a point on the southerly line of Lot Six (6), Block Thirty-six (36), A.A.Denny's Addition to the town (now City) of Seattle, said point being distant One hundred thirty-two (132) feet westerly, at right angles from the easterly margin of Western Avenue; thence northerly along a line parallel with and distant One hundred thirty-two (132) feet westerly from the said easterly margin of Western Avenue, a distance of Sixty (60) feet to the northerly line of said Lot; thence easterly along said line, a distance of Fifty-five and twenty one-hundredths (55.20) feet to the present westerly margin of Western Avenue; thence southerly along said line, a distance of Sixty and twenty-five one-hundredths (60.25) feet to the southerly line of said Lot; thence westerly along said line, a distance of Forty-nine and eighty one-hundredths (49.80) feet to the place of beginning.

Beginning at a point on the southerly line of Lot Three (3), Block Thirty-six (36), A.A.Denny's Addition to the town (now City) of Seattle, said point being distant One hundred thirty-two (132) feet westerly, at right angles from the easterly margin of Western Avenue; thence northerly along a line parallel with and distant One hundred thirty-two (132) feet westerly from the said easterly margin of Western Avenue, a distance of Sixty (60) feet to the northerly line of said Lot; thence easterly along said line, a distance of Sixty and sixty one-hundredths (60.60) feet to the present westerly margin of Western Avenue; thence southerly along said line, a distance of Sixty and twenty-five one-hundredths (60.25) feet to the southerly line of said Lot; thence westerly along said line, a distance of Fifty-five and twenty one-hundredths (55.20) feet to the place of beginning.

Beginning at a point on the southerly line of Lot Two (2), Block Thirty-six (36), A.A.Denny's Addition to the town (now City) of Seattle, said point being distant One hundred thirty-two (132) feet westerly, at right angles from the easterly margin of

Western Avenue; thence northerly along a line parallel with and distant One hundred thirty-two (132) feet westerly from the said easterly margin of Western Avenue, a distance of Sixty (60) feet to the northerly line of said Lot; thence easterly along said line, a distance of Sixty-six (66) feet to the present westerly margin of Western Avenue; thence southerly along said line, a distance of Sixty and twenty-five one-hundredths (60.25) feet to the southerly line of said Lot; thence westerly along said line, a distance of Sixty and sixty one-hundredths (60.60) feet to the place of beginning.

Beginning at the southeast corner of Lot Eleven (11), Block Thirty-five (35), A.A.Denny's Addition to the town (now City) of Seattle; thence westerly along the southerly line of said Lot, a distance of Forty-two and fifty-eight one-hundredths (42.58) feet; thence northerly a distance of Sixty-three and sixty-seven one-hundredths (63.67) feet to a point on the northerly line of said Lot; thence easterly along said line, a distance of Twenty-one and twenty-nine one-hundredths (21.29) feet to the northeasterly corner thereof; thence southerly along the easterly line of said Lot, a distance of Sixty (60) feet to the place of beginning.

Beginning at the southeasterly corner of Lot Ten (10), Block Thirty-five (35), A.A.Denny's Addition to the town (now City) of Seattle; thence westerly along the southerly line of said Lot, a distance of Twenty-one and twenty-nine one-hundredths (21.29) feet; thence northerly a distance of Sixty-three and sixty-seven one-hundredths (63.67) feet to the northeast corner of said Lot; thence southerly along the easterly line of said Lot, a distance of Sixty (60) feet to the place of beginning.

Section 2. That the grades of Western Avenue, from the north margin of Seneca Street to the south margin of Denny Way; *and Western Ave.* and Pike Place, _λ from the north margin of Pike Street, as widened,

to the south margin of Virginia Street, all in the City of Seattle,
be, and the same are hereby changed and established at the follow-
ing elevations above City Datum, to-wit:

ON WESTERN AVENUE.

At the north margin of Seneca Street, at the existing grades,	
East curb,	6.50 feet.
West curb,	6.50 feet.
At the south margin of University Street,	
East curb,	8.46 feet.
West curb,	8.46 feet.
At the north margin of University Street,	
East curb,	9.00 feet.
West curb,	9.00 feet.
At the south margin of Union Street,	
East curb,	26.69 feet.
West curb,	26.69 feet.
At the north margin of Union Street,	
East curb,	29.93 feet.
West curb,	29.93 feet.
At the south margin of Pike Street,	
East curb,	47.62 feet.
West curb,	47.62 feet.
At the north margin of Pike Street,	
East curb,	50.86 feet.
West curb,	50.86 feet.
At the intersection with Pike Place,	
East curb,	67.38 feet.

At the south margin of Pine Street, West curb,	68.50 feet.
At the north margin of Pine Street, West curb,	70.42 feet.
At the south margin of Stewart Street, West curb,	72.64 feet.
At the north margin of Stewart Street, West curb,	75.88 feet.
At the south margin of Virginia Street, East curb, West curb,	94.27 feet. 93.57 feet.
At the north margin of Virginia Street, East curb, West curb,	93.29 feet. 92.59 feet.
At the south margin of Lenora Street, East curb, West curb,	87.97 feet. 87.27 feet.
At the north margin of Lenora Street, East curb, West curb,	86.99 feet. 86.29 feet.
At the south margin of Blanchard Street, East curb, West curb,	81.67 feet. 80.97 feet.
At the north margin of Blanchard Street, East curb, West curb,	80.69 feet. 79.99 feet.
At the south margin of Bell Street, East curb, West curb,	75.37 feet. 74.67 feet.
At the north margin of Bell Street, East curb, West curb,	74.39 feet. 73.69 feet.
At the south margin of Battery Street, East curb, West curb,	69.07 feet. 68.37 feet.

At the north margin of Battery Street,	
East curb,	68.09 feet.
West curb,	67.39 feet.
At the south margin of Wall Street,	
East curb,	64.54 feet.
West curb,	63.84 feet.
At the north margin of Wall Street,	
East curb,	63.56 feet.
West curb,	62.86 feet.
At the south margin of Vine Street,	
East curb,	60.00 feet. Break.
West curb,	59.30 feet.
At the north margin of Vine Street,	
East curb,	59.17 feet.
West curb,	58.47 feet.
At the south margin of Cedar Street,	
East curb,	56.13 feet.
West curb,	55.43 feet.
At the north margin of Cedar Street,	
East curb,	55.30 feet.
West curb,	54.60 feet.
At the south margin of Clay Street,	
East curb,	52.26 feet.
West curb,	51.56 feet.
At the north margin of Clay Street,	
East curb,	51.43 feet.
West curb,	50.73 feet.
At the south margin of Broad Street,	
East curb,	48.38 feet.
West curb,	47.68 feet.
At the north margin of Broad Street,	
East curb,	47.55 feet.
West curb,	46.85 feet.
At the south margin of Eagle Street,	
East curb,	43.00 feet.
West curb,	42.30 feet.
At the north margin of Eagle Street,	
East curb,	43.00 feet.
West curb,	42.30 feet.

At the south margin of Bay Street,

East curb,	45.46 feet.
West curb,	44.76 feet.

At the north margin of Bay Street,

East curb,	45.91 feet.
West curb,	45.21 feet.

At the southerly margin of Denny Way,

East curb,	Existing elevation.
West curb,	Existing elevation.

ON PIKE PLACE AND WESTERN AVENUE.

At the north margin of Pike Street, as widened,
at the existing elevations,

East curb,	107.50 feet.
West curb,	107.50 feet.

At the south margin of Pine Street,

East curb,	102.37 feet.
West curb,	101.67 feet.

At the north margin of Pine Street,

East curb,	101.32 feet.
West curb,	100.62 feet.

At the south margin of Stewart Street,

East curb,	100.57 feet.
West curb,	99.87 feet.

At the north margin of Stewart Street,

East curb,	99.89 feet.
West curb,	98.89 feet.

At the south margin of Virginia Street,

East curb,	94.27 feet.
West curb,	93.57 feet.

All grade lines to run straight between the respective points established herein.

That in the construction of the necessary slopes for cuts and fills, upon the property abutting upon said street, and approaches thereto in the grading and regrading of said street, and approaches thereto, in accordance with the grades established herein, ~~and approaches thereto~~ each cut shall be carried back into

and extend upon the abutting real property one (1) foot, for each foot in depth of cut, and each fill shall be carried back and extend upon the abutting real property one and one-half (1½) feet for each foot of elevation of fill.

Section 3. That all the lands, rights, privileges and other property necessary to be taken, used or damaged in the grading and regrading of said named streets, avenues and places, to-wit:

Western Avenue, from the north margin of Seneca Street to the south margin of Denny Way; and Pike Place, from the north margin of Pike Street, as widened, to the south margin of Virginia Street; and in the grading and regrading of the approaches to said streets, avenues and places, to such distances back from said streets, avenues and places, as may be necessary in conformity with the grades established in Section Two (2) hereof; and in the construction of the necessary slopes for cuts and fills, upon the real property abutting upon said streets, avenues and places, and approaches thereto, are hereby condemned to the public use for the purpose of making such charge of grade, and in the construction of the necessary slopes for cuts and fills upon the real property abutting upon said streets, avenues and places, and approaches thereto, in the grading and regrading of the same. The said lands, rights, privileges and other property to be taken and appropriated only after just compensation has been made or paid into Court for the owners in the manner prescribed by law.

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 condemn and appropriate the property 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 shall be awarded for the property taken or damaged as aforesaid; and for the cost and 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 that is not finally assessed against said property benefited, shall be paid from the General Fund of The City of Seattle.

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 6th day of MARCH 1908, and signed by me in open session in authentication of its passage this 6th day of MARCH 1908.

A. H. Bennett Jr.
President of the City Council.

Approved by me this 16th day of MARCH 1908.

H. Hickman Wood
Mayor.

Filed by me this 16th day of MARCH 1908.

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

(SEAL) By _____ Deputy Clerk.

Published MAR 17 1908

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

By D. Shannon
Deputy Clerk.

Affidavit of Publication

STATE OF WASHINGTON,)
) ss.
County of King, City of Seattle. }

JOSEPH BLETHEN, 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. 18109, 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 17th day of March, 1908, and that said newspaper was regularly distributed to its subscribers on said day.

ORDINANCE NO. 18109.
AN ORDINANCE providing for the laying off, widening, extending, altering and establishing of Western Avenue, in the City of Seattle, as a public street and highway, over and across certain lots, blocks, tracts and parcels of land in said City; and providing for the changing and establishing of the grades of Western Avenue, from the north margin of Seneca Street to the south margin of Denny Way; and Pike Place and Western Avenue, from the north margin of Pike Street, as widened, to the south margin of Virginia Street; and providing for the taking and damaging of all lands and other property necessary in the laying off, widening, extending, altering and establishing of said Western Avenue and Pike Place, and of the approaches to said streets and avenues, in conformity with such established grades, and in the construction of the necessary slopes for cuts and fills upon the real property abutting on said streets and avenues, and approaches thereto, and providing for the assessment and payment of the just compensation to be made for the property and property rights taken or damaged for such purposes, and for an assessment upon the property benefited for the purpose of making such compensation and paying the fees of such proceedings, and repealing all ordinances and parts of ordinances in conflict herewith.

Whereas, public necessity requires that Western Avenue be laid off, widened, extended, altered and established from a point Seven and thirty-two one-hundredths (7.32) feet south of the south line of Pine Street, to a point One hundred and twenty (120) feet north of the north margin of Virginia Street; and that the grades of Western Avenue, from the north margin of Seneca Street, to the south margin of Denny Way; and Pike Place and Western Avenue, from the north margin of Pike Street, as widened, to the south margin of Virginia Street, be established and established, and said streets and approaches thereto, be graded in conformity with such grades; and

Whereas, such improvement will be of special benefit to certain lands, premises and other property known and to be located by the City of Seattle, as follows:

Section 1. That Western Avenue, in the City of Seattle, from a point Seven and thirty-two one-hundredths (7.32) feet south of the south margin of Pine Street, to a point One hundred and twenty (120) feet north of the north margin of Virginia Street, as hereinbefore laid off, 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 northeast corner of Lot Two (2), Block "B", A. A. Denny's Addition to the Town (Now City) of Seattle; thence westerly along the westerly line of said Lot, a distance of Two and twenty-four one-hundredths (2.24) feet; thence southerly a distance of Seven and sixty-six one-hundredths (7.66) feet to a point on the east line of said Lot; thence northerly along the easterly line of said Lot, a distance of Seven and thirty-two one-hundredths (7.32) feet to the point of beginning.

Beginning at a point on the southerly margin of Stewart Street, distant One hundred and thirty-two (132) feet westerly, at right angles from the easterly margin of Western Avenue, produced southerly across Stewart Street, a distance of Forty-four and ninety-three one-hundredths (44.93) feet to the place of beginning.

Subscribed and sworn to before me this 17th day of March, 1908.

Joseph Blethen

J. D. [Signature]

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

compensation and pay for the work of such proceedings, and repealing all ordinances and parts of ordinances in conflict herewith.

Whereas, public necessity demands that Western Avenue be laid off, widened, extended, altered and established from a point seven and thirty-two one-hundredths (7.32) feet south of the south line of Pine Street, to a point one hundred and twenty (120) feet north of the north margin of Virginia Street; and that the grades of Western Avenue, from the north margin of Seneca Street, to the south margin of Denny Way, and Pike Place and Western Avenue, from the north margin of Pike Street, as widened, to the south margin of Virginia Street, be changed and established, and said streets and approaches thereto, be graded in conformity with such 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 Western Avenue, in the City of Seattle, from a point seven and thirty-two one-hundredths (7.32) feet south of the south margin of Pine Street, to a point one hundred and twenty (120) feet north of the north margin of Virginia Street, be, and the same is hereby laid off, 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 northeast corner of Lot Two (2), Block 15, A. A. Denny's Addition to the town (now City) of Seattle, thence westerly along the northern line of said Lot, a distance of two and twenty-four one-hundredths (2.24) feet; thence southerly a distance of seven and sixty-six one-hundredths (7.66) feet to a point on the east line of said Lot; thence northerly along the easterly line of said Lot, a distance of seven and thirty-two one-hundredths (7.32) feet to the point of beginning. Beginning at a point on the southerly margin of Stewart Street, distant one hundred and thirty-two (132) feet westerly, at right angles from the easterly margin of Western Avenue, produced southerly across Stewart Street, a distance of twenty-seven and sixty-six one-hundredths (27.66) feet to the present margin of Western Avenue; thence southerly along the present line of Western Avenue, a distance of fifty-one and six one-hundredths (51.06) feet to the northerly margin of Pine Street, as narrowed by margin ordinance No. 2665; thence westerly along the north margin of Pine Street, a distance of sixteen and twenty-eight one-hundredths (16.28) feet; thence northerly along a line parallel with and distant one hundred thirty-two (132) feet westerly, at right angles from the easterly margin of Western Avenue, produced southerly across Stewart Street, a distance of forty-four and ninety-three one-hundredths (44.93) feet to the place of beginning.

Beginning at a point on the southerly line of Lot Eleven (11), Block Thirty-six (36), A. A. Denny's Addition to the town (now City) of Seattle, said point being distant one hundred thirty-two (132) feet westerly, at right angles from the easterly margin of a line Avenue, thence northerly along a line parallel with and distant one hundred thirty-two (132) feet westerly from the easterly margin of Western Avenue, a distance of sixty (60) feet to the northerly line of said Lot; thence easterly along said line, a distance of thirty-nine (39) feet to the present westerly margin of Western Avenue; thence southerly along said line, a distance of sixty and twenty-five one-hundredths (60.25) feet to the southerly line of said Lot; thence westerly along said line, a distance of thirty-three and sixty one-hundredths (33.60) feet to the place of beginning.

Beginning at a point on the southerly line of Lot (19), Block Thirty-two (32), A. A. Denny's Addition to the town (now City) of Seattle, said point being distant one hundred thirty-two (132) feet westerly, at right angles from the easterly margin of Western Avenue; thence northerly along a line parallel with and distant one hundred thirty-two (132) feet westerly from the easterly margin of Western Avenue, a distance of sixty (60) feet to the northerly line of said Lot; thence easterly along said line, a distance of forty-four and forty one-hundredths (44.40) feet to the present westerly margin of Western Avenue; thence southerly along said line, a distance of thirty and five one-hundredths (30.05) feet to the southerly line of said Lot; thence westerly along said line, a distance of thirty-nine (39) feet to the place of beginning.

Beginning at a point on the southerly line of Lot Seven (7), Block Thirty-six (36), A. A. Denny's Addition to the town (now City) of Seattle, said point being distant one hundred thirty-two (132) feet westerly, at right angles from the easterly margin of Western Avenue; thence northerly along a line parallel with and distant one hundred thirty-two (132) feet westerly from the easterly margin of Western Avenue, a distance of sixty (60) feet to the northerly line of said Lot; thence easterly along said line, a distance of fifty-five and twenty one-hundredths (55.20) feet to the present westerly margin of Western Avenue; thence southerly along said line, a distance of sixty and twenty-five one-hundredths (60.25) feet to the southerly line of said Lot; thence westerly along said line, a distance of forty-nine and eighty one-hundredths (49.80) feet to the place of beginning.

Beginning at a point on the southerly line of Lot Six (4), Block Thirty-six (36), A. A. Denny's Addition to the town (now City) of Seattle, said point being distant one hundred thirty-two (132) feet westerly, at right angles from the easterly margin of Western Avenue; thence northerly along a line parallel with and distant one hundred thirty-two (132) feet westerly from the easterly margin of Western Avenue, a distance of sixty (60) feet to the northerly line of said Lot; thence easterly along said line, a distance of fifty-five and twenty one-hundredths (55.20) feet to the present westerly margin of Western Avenue; thence southerly along said line, a distance of sixty and twenty-five one-hundredths (60.25) feet to the southerly line of said Lot; thence westerly along said line, a distance of forty-nine and eighty one-hundredths (49.80) feet to the place of beginning.

Beginning at a point on the southerly line of Lot Three (3), Block Thirty-six (36), A. A. Denny's Addition to the town (now City) of Seattle, said point being distant one hundred thirty-two (132) feet westerly, at right angles from the easterly margin of Western Avenue; thence northerly along a line parallel with and distant one hundred thirty-two (132) feet westerly from the easterly margin of Western Avenue, a distance of sixty (60) feet to the northerly line of said Lot; thence easterly along said line, a distance of sixty and sixty one-hundredths (60.60) feet to the present westerly margin of Western Avenue; thence southerly along said line, a distance of sixty and twenty-five one-hundredths (60.25) feet to the southerly line of said Lot; thence westerly along said line, a distance of fifty-five and twenty one-hundredths (55.20) feet to the place of beginning.

Beginning at a point on the southerly line of Lot Two (2), Block Thirty-six (36), A. A. Denny's Addition to the town (now City) of Seattle, said point being distant one hundred thirty-two (132) feet westerly, at right angles from the

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133. A. A. Denny's Addition to the town (now City) of Seattle, said pole being situated One hundred thirty-two (132) feet westerly at right angles from the westerly margin of Western Avenue; thence southerly along a line parallel with and distant One hundred thirty-two (132) feet westerly from the said westerly margin of Western Avenue, a distance of Sixty (60) feet to the northerly said line, a distance easterly along said line, a distance of Sixty-six (66) feet to the present westerly margin of said line, a distance southerly along said line, a distance of Sixty and twenty-five one-hundredths (60.25) feet to westerly along said line, a distance of Sixty and sixty one-hundredths (60.60) feet to the place of beginning.

Beginning at the southeast corner of Lot Eleven (11) Block Thirty-two (32), A. A. Denny's Addition to the town (now City) of Seattle; thence westerly along the southerly line of said Lot, a distance of Twenty-one and twenty-nine one-hundredths (21.29) feet; thence northerly a distance of Sixty-three and sixty-seven one-hundredths (63.67) feet to the northeast corner of said Lot; thence southerly along the easterly line of said Lot, a distance of Sixty (60) feet to the place of beginning.

Section 2. That the grades of Western Avenue, from the north margin of Seneca Street to the south margin of Denny Way, and Pike Place and Western Avenue from the north margin of Pike Street, as widened, to the south margin of Virginia Street, all in the City of Seattle, be, and the same are hereby changed and established at the following elevations above City Datum, to-wit:

- ON WESTERN AVENUE.
- At the north margin of Seneca Street, at the existing grades, East curb, 6.80 feet. West curb, 6.54 feet.
- At the south margin of University Street, East curb, 8.46 feet. West curb, 8.46 feet.
- At the north margin of University Street, East curb, 9.00 feet. West curb, 9.00 feet.
- At the south margin of Union Street, East curb, 22.69 feet. West curb, 22.69 feet.
- At the north margin of Union Street, East curb, 29.93 feet. West curb, 29.93 feet.
- At the south margin of Pike Street, East curb, 47.82 feet. West curb, 47.82 feet.
- At the north margin of Pike Street, East curb, 50.86 feet. West curb, 50.86 feet.
- At the intersection with Pike Place, East curb, 67.38 feet. West curb, 67.38 feet.
- At the south margin of Pine Street, East curb, 70.42 feet. West curb, 70.42 feet.
- At the north margin of Stewart Street, East curb, 72.64 feet. West curb, 72.64 feet.
- At the south margin of Stewart Street, East curb, 75.83 feet. West curb, 75.83 feet.
- At the north margin of Virginia Street, East curb, 94.27 feet. West curb, 94.27 feet.
- At the south margin of Virginia Street, East curb, 92.29 feet. West curb, 92.29 feet.
- At the north margin of Lenora Street, East curb, 87.97 feet. West curb, 87.97 feet.
- At the south margin of Lenora Street, East curb, 86.99 feet. West curb, 86.99 feet.
- At the north margin of Blanchard Street, East curb, 81.67 feet. West curb, 80.97 feet.
- At the south margin of Blanchard Street, East curb, 80.69 feet. West curb, 79.99 feet.
- At the north margin of Bell Street, East curb, 75.37 feet. West curb, 74.97 feet.
- At the south margin of Bell Street, East curb, 74.59 feet. West curb, 74.59 feet.
- At the north margin of Battery Street, East curb, 69.97 feet. West curb, 68.47 feet.
- At the south margin of Battery Street, East curb, 67.09 feet. West curb, 67.39 feet.
- At the north margin of Wall Street, East curb, 64.54 feet. West curb, 63.84 feet.
- At the south margin of Wall Street, East curb, 61.56 feet. West curb, 62.36 feet.
- At the north margin of Vine Street, East curb, 60.08 feet. West curb, 59.20 feet.
- At the south margin of Vine Street, East curb, 59.17 feet. West curb, 58.47 feet.
- At the north margin of Cedar Street, East curb, 56.13 feet. West curb, 55.43 feet.
- At the south margin of Cedar Street, East curb, 55.30 feet. West curb, 54.60 feet.
- At the north margin of Clay Street, East curb, 54.26 feet. West curb, 53.56 feet.
- At the south margin of Clay Street, East curb, 51.43 feet. West curb, 50.73 feet.
- At the north margin of Broad Street, East curb, 48.38 feet. West curb, 47.68 feet.
- At the south margin of Broad Street, East curb, 47.55 feet. West curb, 46.85 feet.
- At the north margin of Eagle Street, East curb, 42.90 feet. West curb, 42.20 feet.
- At the south margin of Eagle Street, East curb, 42.08 feet. West curb, 41.38 feet.
- At the north margin of Bay Street, East curb, 45.48 feet. West curb, 44.78 feet.
- At the south margin of Bay Street, East curb, 46.31 feet. West curb, 45.61 feet.
- At the southerly margin of Denny Way, East curb, existing elevation. West curb, existing elevation.

- ON PIKE PLACE AND WESTERN AVENUE.
- At the north margin of Pike Street, as widened, at the existing elevations, East curb, 167.86 feet. West curb, 167.50 feet.
- At the south margin of Pine Street, East curb, 161.87 feet. West curb, 161.87 feet.
- At the north margin of Stewart Street, East curb, 161.82 feet. West curb, 160.82 feet.
- At the south margin of Stewart Street, East curb, 160.81 feet. West curb, 159.81 feet.
- At the north margin of Virginia Street, East curb, 93.57 feet. West curb, 93.57 feet.

All grade lines to run straight between the respective points established herein. That in the construction of the necessary slopes for cuts and fills, upon the property abutting upon said street, and approaches thereto in the grading and regrading of said street, and approaches thereto, in accordance with the grades established herein, each cut shall be cut

East curb, 57.28 feet.
 At the south margin of Pine Street.
 West curb, 58.54 feet.
 At the north margin of Pine Street.
 West curb, 76.42 feet.
 At the south margin of Stewart Street.
 West curb, 77.04 feet.
 At the north margin of Stewart Street.
 West curb, 78.88 feet.
 At the south margin of Virginia Street.
 East curb, 81.37 feet.
 West curb, 83.67 feet.
 At the north margin of Virginia Street.
 East curb, 81.25 feet.
 West curb, 92.39 feet.
 At the south margin of Lenora Street.
 East curb, 87.97 feet.
 West curb, 87.57 feet.
 At the north margin of Lenora Street.
 East curb, 86.59 feet.
 West curb, 84.23 feet.
 At the south margin of Blanchard Street.
 East curb, 81.67 feet.
 West curb, 80.37 feet.
 At the north margin of Blanchard Street.
 East curb, 80.83 feet.
 West curb, 79.39 feet.
 At the south margin of Bell Street.
 East curb, 75.37 feet.
 West curb, 74.67 feet.
 At the north margin of Bell Street.
 East curb, 74.39 feet.
 West curb, 73.69 feet.
 At the south margin of Battery Street.
 East curb, 69.07 feet.
 West curb, 68.57 feet.
 At the north margin of Battery Street.
 East curb, 68.09 feet.
 West curb, 67.35 feet.
 At the south margin of Wall Street.
 East curb, 64.54 feet.
 West curb, 63.84 feet.
 At the north margin of Wall Street.
 East curb, 63.54 feet.
 West curb, 62.84 feet.
 At the south margin of Vine Street.
 East curb, 60.00 feet.
 West curb, 59.30 feet.
 At the north margin of Vine Street.
 East curb, 59.17 feet.
 West curb, 58.47 feet.
 At the south margin of Cedar Street.
 East curb, 56.13 feet.
 West curb, 55.43 feet.
 At the north margin of Cedar Street.
 East curb, 55.30 feet.
 West curb, 54.60 feet.
 At the south margin of Clay Street.
 East curb, 52.24 feet.
 West curb, 51.56 feet.
 At the north margin of Clay Street.
 East curb, 51.43 feet.
 West curb, 50.73 feet.
 At the south margin of Broad Street.
 East curb, 48.32 feet.
 West curb, 47.62 feet.
 At the north margin of Broad Street.
 East curb, 47.52 feet.
 West curb, 46.82 feet.
 At the south margin of Eagle Street.
 East curb, 43.90 feet.
 West curb, 43.20 feet.
 At the north margin of Eagle Street.
 East curb, 43.09 feet.
 West curb, 42.39 feet.
 At the south margin of Bay Street.
 East curb, 40.46 feet.
 West curb, 39.76 feet.
 At the north margin of Bay Street.
 East curb, 39.31 feet.
 West curb, 38.61 feet.
 At the southerly margin of Denny Way.
 East curb, existing elevation.
 West curb, existing elevation.

ON PIKE PLACE AND WESTERN AVENUE

At the north margin of Pike Street, as widened, at the existing elevations.
 East curb, 107.50 feet.
 West curb, 107.50 feet.
 At the south margin of Pine Street.
 East curb, 102.37 feet.
 West curb, 101.23 feet.
 At the north margin of Pine Street.
 East curb, 100.57 feet.
 West curb, 99.47 feet.
 At the south margin of Stewart Street.
 East curb, 92.39 feet.
 West curb, 91.29 feet.
 At the north margin of Virginia Street.
 East curb, 84.27 feet.
 West curb, 83.17 feet.

All grade lines to run straight between the respective points established herein.
 That in the construction of the necessary slopes for cuts and fills upon the property abutting upon said street, and approaches thereto in the grading and regrading of said street, and approaches thereto, in accordance with the grades established herein, each cut shall be carried back into and extend upon the abutting real property one (1) foot for each foot in depth of cut, and each fill shall be carried back and extend upon the abutting real property one and one-half (1 1/2) feet for each foot of elevation of fill.

Section 2. That all the lands, rights, privileges and other property necessary to be taken, used or damaged in the grading and regrading of said named streets, avenues and places, to-wit: Western Avenue, from the north margin of Seneca Street to the south margin of Denny Way; and Pike Place, from the north margin of Pike Street, from the north margin of Pike Street, as widened, to the south margin of Virginia Street; approaches to said streets, avenues and places, to such distances back from said streets, avenues and places, not exceeding two hundred sixty-six (266) feet, as may be necessary in conformity with the grades established in Section Two (2) hereof; and in the construction of the necessary slopes for cuts and fills upon the real property abutting upon said streets, avenues and places, and approaches thereto, are hereby condemned to the public use for the purpose of making such change of grade in the construction of the necessary slopes for cuts and fills upon the real property abutting upon said streets, avenues and places, and approaches thereto, in the grading and regrading of the said other property to be taken, used or appropriated only after just compensation has been made or paid into court for the owners in the manner prescribed by law.

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 condemn and appropriate the property 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 the damages which shall be awarded for the property taken or damaged as aforesaid, and for the cost and making and 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 that is not finally assessed against said property benefited, shall be paid from the General Fund of The City of Seattle.

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, if approved by the City Council, it shall take effect at the time it shall become a law under the provisions of the City Charter.

Passed the City Council the 5th day of March, 1908, and signed by me in open session in authentication of its passage this 6th day of March, 1908.

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

Approved by me this 14th day of March, 1908.
 WM. HICKMAN MOORE, Mayor.

Filed by me this 16th day of March, 1908.
 Attest: (Seal) H. W. CARROLL,
 City Comptroller and ex-officio City Clerk.