Ordinance No.21766

AN ORDINANCE Providing for the extension of Fairview Avenue, Denny Way to Virginia Street.

Council Bill No. 7494

| FFB -1 1909 | BY: REVELLE | | |
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| FEB 1 1909 | STREET COME | | |
| REFERRED: | | | |
| REPORTED: SEP -7 1909 | VETO: | | |
| SEP TO 1909 | PUBLISHED: | | |
| THIRD READING: SEP -7 1909 | VETO SUSTAINED: | | |
| SIGNED: SEP -7 1909 | PASSED OVER VETO: | | |
| SFP -8 1909 SEP 1 4 1909 | | | |
| SEP 15 1909 | SEP 2 0 1909 | | |
| ENGROSSED: | J.S.B. | | |

Computed by Baricos & Johnson

COMPARED BY:

ORDINANCE NO. 21766

AN ORDINANCE Providing for the laying off, extending and establishing of Fairview Avenue, from Denny Way to Virginia Street, in the City of Seattle; and providing for the condennation, appropriation, taking and damaging of land and other property necessary therefor; and providing that the payment for such improvement be made by special assessment upon property specially benefited, in the manner provided by law.

WHEREAS, Public necessity and convenience demand that Fairview Avenue, from Denny Way to Virginia Street, in the City of Seattle, he laid off, extended and established as a public street and highway; and

WHEREAS, Said 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 Fairview Avenue, from Denny Way to Virginia Street, in the City of Seattle, be and the same is hereby laid off, extended and established as a public street and highway over and across certain lots, blocks and tracts of land in said city, more particularly described as follows, to-wit:

IN THE HEIRS OF SARAH A. BELL'S ADDITION TO THE CITY OF SEATTLE.

That portion of lot four (4), block fifty-three (53), described as follows, to-wit: Beginning at a point on the southeeasterly line of said lot, said point being distant seventy-one and ninety-one one-hundredths (71.91) feet northeasterly from the southerly corner of said lot; thence northeasterly along the southeasterly line thereof a distance of forty-eight and nine one-hundredths (48.09) feet to the easterly corner of said lot; thence northwesterly along the northeasterly line thereof a distance of seven and twelve one-hundredths (7.12) feet to a point on the north line of said lot; thence west along said north line a distance of twenty-six and forty-six one-hundredths (26.46)

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feet; thence south along the west margin, produced south, of Fairview Avenue as existing, a distance of forty-one and four one-hundredths (41.04) feet, to the point of beginning.

That portion of lot three (3), block fifty-three (53), described as follows, to-wit: Beginning at a point on the southeasterly line of said lot, said point being distant three and eighty-one one-hundredths (3.81) feet northeasterly from the southerly corner of said lot; thence northeasterly along the southeasterly line thereof a distance of ninety-five and twenty-nine one-hundredths (95.29) feet; thence north along the east margin, produced south, of Fairview Avenue as existing, a distance of twenty-seven and eighty-six one-hundredths (27.86) fest to a point on the northeasterly line of said lot; thence northwesterly along said northeasterly line a distance of forty-one and fifty-eight one-hundredths (41.58) feet to the northerly corner of said lot; thence southwesterly along the northwesterly line thereof a distance of forty-eight and nine onehundredths (48.09) feet; thence south along the west margin, produced south, of Fairview Avenue as existing, a distance of ninety and seventy-four one-hundredths (90.74) feet, to the point of beginning.

That portion of lot two (2), block fifty-three (53), described as follows, to-wit: Beginning at a point on the southeasterly line of said lot, said point being distant eighty-nine (89) feet southwesterly from the easterly corner of said lot; thence southwesterly along the southeasterly line thereof a distance of thirty-one (31) feet to the southerly corner of said lot; thence northwesterly along the southwesterly line thereof a distance of sixty (60) feet to the westerly corner of said lot; thence northwesterly along the northwesterly line thereof a distance of ninety-nine and ten one-hundredths (99.10)

feet; thence south along the east mar in, produced south, of Pairview Avenue as existing, a distance of ninety and seventy-four one-hundredths (90.74) feet, to the point of beginning.

That portion of lot one (1), block fifty-three (53), described as follows, to-wit: Beginning at a point on the southwesterly line of said lot, said point being distant thirty-two and seventy-two one-hundredths (32.72) feet northwesterly from the southerly corner of said lot; thence northwesterly along the southwesterly line thereof a distance of twenty-seven and thirty-one one-hundredths (27.31) feet to the westerly corner of said lot; thence northeasterly along the northwesterly line thereof a distance of thirty-one (31) feet; thence south along the east margin, produced south, of Fairview Avenue, as existing, a distance of forty-one and thirty one-hundredths (41.30) feet, to the point of beginning.

That portion of lot five (5), block fifty-three (53), lying west of the east margin, produced south, of Fairview Avenue as existing.

That portion of lot twelve (12), block forty (40), described as follows, to-wit: Beginning at a point on the southeasterly line of said lot, said point being distant thirty-four and seventy-three one-hundredths (34.73) feet northeasterly from the southerly corner of said lot; thence northeasterly along the southeasterly line thereof a distance of eighty-five and twenty-seven one-hundredths (85.27) feet to the easterly corner of said lot; thence northwesterly along the northeasterly line thereof a distance of fifty-eight and forty-nine one-hundredths (58.49) feet; thence south along the west margin, produced south, of Fairview Avenue as existing, a distance of sixty-nine and fifty-seven one-hundredths (69.57) feet, to the beginning of a curve to the right having a uniform radius of

fifty (50) feet; thence southwesterly along said curve a distance of thirty-six and twelve one-hundredths (36.12) feet to the point of beginning.

SECTION 2. That all lands, rights, privileges and other property lying within the limits of the lots, blocks and tracts of land described in this ordinance be, and the same tracts of land described in this ordinance be, and the same are hereby condemned, taken, damaged and appropriated to the public use for the purpose of a public street and highway forever.

SECTION 3. That the improvement provided for in this ordinance be paid for by special assessment upon the property lying between the following described streets, to-wit: Fairview Avenue, from Denny Way to Mercer Street; Virginia Street, from Westlake Avenue to Fairview Avenue, as extended herein; Boren Avenue, from Howell Street to Fairview Avenue, as extended herein; and lines parallel to and distant one hundred twenty (120) feet from the respective margins of said streets, in the manner provided by law. Any part of the costs of said improvement that is not finally assessed against the property included in the above described district, shall be paid from the General Fund of the City of Seattle.

SECTION 4. That the Corporation Counsel be, and he is hereby, authorized and directed to begin and prosecute the actions and proceedings, in the manner provided by law, to condemn, take, damage and appropriate the lands and other property necessary to carry out the provisions of this ordinance; and also to take the steps necessary to make such special assessment.

| Section 5 This ordinance shall take effe and approval, if approved by the Mayor; othe law under the provisions of the city charter. | et and be in force thirty days f | rom and after its passage |
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| Passed the City Council the | | and the second of the second o |
| Passed the City Council the me in open session in authentication of its pass | age this day of the many of th | , 1909, and signed by SEPTEMBER, 1909. |
| Approved by me thisday of | President PRO TEM | |
| Filed by me this day of | The | Hlui Mayor. " |
| day of | , 1909. | |
| [SEAL] | Attest: Of Can | x-officio City Clerk |
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| Published Och 201909 | AM Car | Deputy Clerk. |
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Affidavit of Publication

STATE OF WASHINGTON, County of King, City of Seattle (ss

| JOSEPH RT. | ETHPM being the |
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| SEATTLE DAILY BULLETIN, a daily new | ETHEN, being duly sworn, says he is the publisher of THE spaper, printed and published at Seattle, King County, State of |
| Washington: that it is a newspaper of gener | al circulation in said County and State, and that the annexed, |
| being Ordinance No. 2/7/2/ | are erroration in said County and State, and that the annexed, |
| C. C. | was published in said newspaper, and not in a supplement |
| and is a true copy of the notice as of | was published to a |
| the 20 Ch day of Ver | Lewfee 1909, and that said newspaper was |
| regularly distributed to its subscribers on said | day, and that said newspaper was |
| AN ORDINANCE NO. 11766. | |
| CRDINANCE NO. 51568. AN ORDINANCE NO. 51568. AN ORDINANCE MOST of the Application of the Children of the C | Tryesledy |
| land and other property becausery therefor: and providing that the pay- | Subscribed and sworn to before we thin 21 |
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| of special benefit to certain lands, neem- ines and other property; now, there- | Notaly Public in and for the State of Washington, |
| Be it ordained by the City of Sentile ins follows: | Joseph Sealite. |
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president his 7th day 5 W. M. HINER,
Prevident are ton of the City Council,
Approved by me this 11th day of Sentember, 1802.
Pluch by 10HN P. MILLER, Master,
Pluch by 10HN P. MILLER, Master,
Pluch by 10HN P. MILLER, Master,
1807.
Altest (Seat) H. W. Calling,
21th Completeler and ex-offs in City
City 1807.
Published September 18, 1985.

FILED AL O'clock M.

SEP 24 1909

H. W. CARROLL,
CITY COMPTROLLER
AND EX OFFICIO CITY CLERK