

Ordinance No. 37397

Porviding for the laying off, opening, extending and establishing of a public street and highway to be known as Wilson Avenue, from the intersection of Dawson St. & 51st Ave. So. to the intersection of Hudson St. & 50th Ave. So.; providing for the changing and establishing of the curb grades; providing for the condemnation, etc.

Council Bill No. 36493

INTRODUCED: MAY 14 1917	BY: STREETS AND SEWER
REFERRED: MAY 14 1917	TO: STREETS AND SEWER
REFERRED:	
REPORTED: MAY 21 1917	VETO:
SECOND READING: MAY 21 1917	PUBLISHED:
THIRD READING: MAY 21 1917	VETO SUSTAINED:
SIGNED:	PASSED OVER VETO:
PRESENTED TO MAYOR:	APPROVED: MAY 25 1917
FILED: MAY 25 1917	PUBLISHED: MAY 28 1917
ENGROSSED: VOL. 91 PAGE 177	BY: JMB
COMPARED BY: Compared by Scott and Street	AND

59424 - Award of Jury
and 59554 - Appropriate money for awards

0. 76227 - vacate good. 51 So. Cal

Prepared at request of

26226

ORDINANCE NO. _____

AN ORDINANCE providing for the laying off, opening, extending and establishing of a public street and highway to be known as Wilson Avenue, from the intersection of Dawson Street and Fifty-first Avenue South to the intersection of Hudson Street and Fiftieth Avenue South; providing for the changing and establishing of the curb grades of said avenue; providing for the condemnation, appropriation, taking and damaging of land and other property necessary for the laying off, opening, extending and establishing of the above described avenue, for the changing and establishing of the grades and the grading and regrading of the above described avenue in conformity with the grades established herein and for the necessary slopes for cuts and fills upon the property abutting on said avenue, and providing that the entire cost of such improvement shall be paid by special assessment on the property specially benefited in the manner provided by law.

WHEREAS, public necessity and convenience demand that the above named avenue be laid off, opened, extended and established as a public street and highway, and that the curb grades of the above named avenue be changed and established and that said avenue 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 Wilson Avenue, from the intersection of Dawson Street and Fifty-first Avenue South to the intersection of Hudson Street and Fiftieth Avenue South, be and the same is hereby laid off, opened, extended and established as a public street and highway over and across the following described lots, blocks or tracts of land, to-wit:

IN BURKE & FARRAR'S COLUMBIA PARK ADDITION
To the City of Seattle.

That portion of Lot One (1), Block Eight (8), described as follows:

Beginning at a point on the north line of said lot, said point being distant sixteen and fifty-six one-hundredths (16.56) feet east of the northwest corner of said lot; thence west along said north line a distance of sixteen and fifty-six one-hundredths (16.56) feet to the northwest corner of said lot; thence south along the west line thereof, a distance of eighteen and four one-hundredths (18.04) feet; thence southeasterly along the northeasterly line of Wilson Avenue as established by Ordinance No. 32174, a distance of seven and forty-six one-hundredths (7.46) feet; thence northwesterly, northerly and northeasterly along the arc of a curve to the right having a uniform radius of fifteen (15) feet, a distance of thirty-three and twenty-two one-hundredths (33.22) feet to the point of beginning.

That portion of Lot Seventeen (17), Block Five (5), described as follows:

Beginning at a point on the south line of said lot, said point being distant twenty-five and twenty-one one-hundredths (25.21) feet west from the southeast corner thereof; thence west along said south line a distance of fourteen and seventy-nine one-hundredths (14.79) feet to the southwest corner of said lot; thence north along the west line thereof, a distance of two and twenty-four one-hundredths (2.24) feet; thence southeasterly along the arc of a curve to the left having a uniform radius of fifty (50) feet, a distance of fifteen (15) feet to the point of beginning.

That portion of Lot Eighteen (18), Block Five (5), described as follows:

Beginning at a point on the west line of said lot, said point being distant fifty and twenty-two one-hundredths (50.22) feet south from the northwest corner thereof; thence south along said west line a distance of forty-nine and seventy-eight one-hundredths (49.78) feet to the southwest corner of said lot; thence east along the south line of said lot, a distance of thirty-five (35) feet to the southeast corner thereof; thence north along the east line of said lot, a distance of two and twenty-eight one-hundredths (2.28) feet; thence northwesterly along the arc of a curve to the right having a uniform radius of fifty (50) feet a distance of sixty-three and thirty-one one-hundredths (63.31) feet to the point of beginning.

IN BLOCK 6, MONTANA ADDITION TO THE CITY OF SEATTLE.

That portion of Lot One (1), described as follows:

Beginning at a point on the south line of said lot, said point being distant sixty-seven and sixty one-hundredths (67.60) feet east from the southwest corner thereof; thence east along the south line of said lot a distance of thirty-two and forty one-hundredths (32.40) feet to the southeast corner of said lot; thence north along the east line thereof a distance of thirty-three and seventy-five one-hundredths (33.75) feet to the northeast corner of said lot; thence west along the north line thereof a distance of forty-one and four one-hundredths (41.04) feet; thence southeasterly along a straight line a distance of thirty-four and ninety-two one-hundredths (34.92) feet to the point of beginning.

That portion of Lot Two (2), described as follows:

Beginning at a point on the south line of said lot, said point being distant fifty-eight and ninety-six one-hundredths (58.96) feet east from the southwest corner thereof; thence east along said south line a distance of forty-one and four one-hundredths (41.04) feet to the southeast corner of said lot; thence north along the east line thereof a distance of thirty (30) feet to the northeast corner of said lot; thence west

along the north line thereof a distance of forty-eight and seventy-one one-hundredths (48.71) feet; thence southeasterly along a straight line a distance of thirty-one and four one-hundredths (31.04) feet to the point of beginning.

That portion of Lot Three (3), described as follows:

Beginning at a point on the south line of said lot, said point being distant fifty-one and twenty-nine one-hundredths (51.29) feet east from the southwest corner thereof; thence east along said south line a distance of forty-eight and seventy-one one-hundredths (48.71) feet to the southeast corner of said lot; thence north along the east line thereof a distance of thirty (30) feet to the northeast corner of said lot; thence west along the north line thereof a distance of fifty-six and thirty-nine one-hundredths (56.39) feet; thence southeasterly along a straight line a distance of thirty-one and four one-hundredths (31.04) feet to the point of beginning.

That portion of Lot Four (4), described as follows:

Beginning at a point on the south line of said lot, said point being distant forty-three and fifty-one one-hundredths (43.51) feet east from the southwest corner thereof; thence east along said south line a distance of fifty-six and thirty-nine one-hundredths (56.39) feet to the southeast corner of said lot; thence north along the east line thereof a distance of thirty (30) feet to the northeast corner of said lot; thence west along the north line thereof a distance of sixty-four and six one-hundredths (64.06) feet; thence southeasterly along a straight line a distance of thirty-one and four one-hundredths (31.04) feet to the point of beginning.

That portion of Lot Five (5), described as follows:

Beginning at a point on the south line of said lot, said point being distant thirty-five and ninety-four one-hundredths (35.94) feet east from the southwest corner thereof; thence east along said south line a distance of sixty-four and six one-hundredths (64.06) feet to the southeast corner of said lot; thence north along the east line thereof a distance of thirty (30) feet to the northeast corner of said lot; thence west along the north line thereof a distance of seventy-one and seventy-four one-hundredths (71.74) feet; thence southeasterly along a straight line a distance of thirty-one and four one-hundredths (31.04) feet to the point of beginning.

All of Lots Six (6), Seven (7), Eight (8) and Nine (9).

That portion of Lot Ten (10), described as follows:

Beginning at a point on the south line of said lot, said point being distant thirty and three one-hundredths (30.03) feet west from the southeast corner of said lot; thence west along said south line a distance

of sixty-nine and ninety-seven one-hundredths (69.97) feet to the southwest corner of said lot; thence north along the west line thereof a distance of thirty (30) feet to the northwest corner of said lot; thence east along the north line thereof a distance of sixty-two and twenty-nine one-hundredths (62.29) feet; thence southeasterly along a straight line a distance of thirty-one and four one-hundredths (31.04) feet to the point of beginning.

That portion of Lot Eleven (11), described as follows:

Beginning at a point on the south line of said lot, said point being distant thirty-seven and seventy-one one-hundredths (37.71) feet west from the southeast corner thereof; thence west along said south line a distance of sixty-two and twenty-nine one-hundredths (62.29) feet to the southwest corner of said lot; thence north along the west line thereof a distance of thirty (30) feet to the northwest corner of said lot; thence east along the north line thereof a distance of fifty-four and sixty-two one-hundredths (54.62) feet; thence southeasterly along a straight line a distance of thirty-one and four one-hundredths (31.04) feet to the point of beginning.

That portion of Lot Twelve (12), described as follows:

Beginning at a point on the south line of said lot, said point being distant forty-five and thirty-eight one-hundredths (45.38) feet west from the southeast corner thereof; thence west along said south line a distance of fifty-four and sixty-two one-hundredths (54.62) feet to the southwest corner of said lot; thence north along the west line thereof a distance of thirty (30) feet to the northwest corner of said lot; thence east along the north line thereof a distance of forty-six and ninety-four one-hundredths (46.94) feet; thence southeasterly along a straight line a distance of thirty-one and four one-hundredths (31.04) feet to the point of beginning.

That portion of Lot Thirteen (13), described as follows:

Beginning at a point on the south line of said lot; said point being distant fifty-three and six one-hundredths (53.06) feet west from the southeast corner thereof; thence west along said south line a distance of forty-six and ninety-four one-hundredths (46.94) feet to the southwest corner of said lot; thence north along the west line thereof a distance of thirty (30) feet to the northwest corner of said lot; thence east along the north line thereof a distance of thirty-nine and twenty-six one-hundredths (39.26) feet; thence southeasterly along a straight line a distance of thirty-one and four one-hundredths (31.04) feet to the point of beginning.

That portion of Lot Fourteen (14), described as follows:

Beginning at a point on the south line of said lot, said point being distant sixty and seventy-four one-hundredths (60.74) feet west from the southeast corner thereof; thence west along the south line of said lot a distance of thirty-nine and twenty-six one-hundredths (39.26) feet to the southwest corner of said lot; thence north along the west line thereof a distance of thirty (30) feet to the northwest corner of said lot; thence east along the north line thereof a distance of thirty-one and fifty-eight one-hundredths (31.58) feet; thence southeasterly along a straight line a distance of thirty-one and four one-hundredths (31.04) feet to the point of beginning.

That portion of Lot Fifteen (15), described as follows:

Beginning at a point on the south line of said lot, said point being distant sixty-eight and forty-two one-hundredths (68.42) feet west from the southeast corner thereof; thence west along said south line a distance of thirty-one and fifty-eight one-hundredths (31.58) feet to the southwest corner of said lot; thence north along the west line thereof a distance of thirty (30) feet to the northwest corner of said lot; thence east along the north line thereof a distance of twenty-three and ninety-one one-hundredths (23.91) feet; thence southeasterly along a straight line a distance of thirty-one and four one-hundredths (31.04) feet to the point of beginning.

That portion of Lot Sixteen (16), described as follows:

Beginning at a point on the south line of said lot, said point being distant seventy-six and nine one-hundredths (76.09) feet west from the southeast corner thereof; thence west along the south line of said lot a distance of twenty-three and ninety-one one-hundredths (23.91) feet to the southwest corner of said lot; thence north along the west line thereof a distance of thirty (30) feet to the northwest corner of said lot; thence east along the north line thereof a distance of sixteen and twenty-three one-hundredths (16.23) feet; thence southeasterly along a straight line a distance of thirty-one and four one-hundredths (31.04) feet to the point of beginning.

That portion of Lot Seventeen (17), described as follows:

Beginning at a point on the south line of said lot, said point being distant eighty-three and seventy-seven one-hundredths (83.77) feet west from the southeast corner thereof; thence west along said south line a distance of sixteen and twenty-three one-hundredths (16.23) feet to the southwest corner of said lot; thence north along the west line thereof a distance of thirty (30) feet to the northwest corner of said lot; thence east along the north line thereof, a distance of eight and fifty-five one-hundredths (8.55) feet; thence southeasterly along a straight line a distance of thirty-one and four one-hundredths (31.04) feet to the point of beginning.

That portion of Lot Eighteen (18), described as follows:

Beginning at a point on the south line of said lot, said point being distant ninety-one and forty-five one-hundredths (91.45) feet west from the southeast corner thereof; thence west along said south line a distance of eight and fifty-five one-hundredths (8.55) feet to the southwest corner of said lot; thence north along the west line thereof a distance of thirty (30) feet to the northwest corner of said lot; thence east along the north line thereof a distance of eighty-seven one-hundredths (0.87) feet; thence southeasterly along a straight line a distance of thirty-one and four one-hundredths (31.04) feet to the point of beginning.

That portion of Lot Nineteen (19), described as follows:

Beginning at a point on the south line of said lot, said point being distant ninety-nine and fourteen one-hundredths (99.14) feet west from the southeast corner thereof; thence west along said south line a distance of eighty-seven one-hundredths (0.87) feet to the southwest corner of said lot; thence north along the west line thereof a distance of three and forty-one one-hundredths (3.41) feet; thence southeasterly along a straight line a distance of three and fifty-three one-hundredths (3.53) feet to the point of beginning.

All of Lots Twenty-five (25), Twenty-six (26), Twenty-Seven (27) and Twenty-eight (28).

That portion of Lot Twenty-nine (29), described as follows:

Beginning at a point on the north line of said lot, said point being distant twenty-five and ten one-hundredths (25.10) feet east from the northwest corner thereof; thence east along said north line a distance of seventy-four and ninety one-hundredths (74.90) feet to the northeast corner of said lot; thence south along the east line thereof a distance of thirty (30) feet to the southeast corner of said lot; thence west along the south line thereof a distance of sixty-seven and twenty-three one-hundredths (67.23) feet; thence northwesterly along a straight line a distance of thirty-one and four one-hundredths (31.04) feet to the point of beginning.

That portion of Lot Thirty (30), described as follows:

Beginning at a point on the north line of said lot said point being distant thirty-two and seventy-seven one-hundredths (32.77) feet east from the northwest corner thereof; thence east along said north line a distance of sixty-seven and twenty-three one-hundredths (67.23) feet to the northeast corner of said lot; thence south along the east line thereof a distance of thirty (30) feet to the southeast corner of said lot; thence west along the south line thereof a distance of fifty-nine and fifty-five one-hundredths (59.55) feet; thence northwesterly along a straight line a distance of thirty-one and four one-hundredths (31.04) feet to the point of beginning.

That portion of Lot Thirty-one (31), described as follows:

Beginning at a point on the north line of said lot, said point being distant forty and forty-five one-hundredths (40.45) feet east from the northwest corner thereof; thence east along said north line a distance of fifty-nine and fifty-five one-hundredths (59.55) feet to the northeast corner of said lot; thence south along the east line thereof a distance of thirty (30) feet to the southeast corner of said lot; thence west along the south line thereof a distance of fifty-one and eighty-seven one-hundredths (51.87) feet; thence northwesterly along a straight line a distance of thirty-one and four one-hundredths (31.04) feet to the point of beginning.

That portion of Lot Thirty-two (32) described as follows:

Beginning at a point on the north line of said lot, said point being distant forty-eight and thirteen one-hundredths (48.13) feet east from the northwest corner thereof; thence east along said north line a distance of fifty-one and eighty-seven one-hundredths (51.87) feet to the northeast corner of said lot; thence south along the east line thereof a distance of thirty (30) feet to the southeast corner of said lot; thence west along the south line thereof a distance of forty-four and nineteen one-hundredths (44.19) feet; thence northwesterly along a straight line a distance of thirty-one and four one-hundredths (31.04) feet to the point of beginning.

That portion of Lot Thirty-three (33), described as follows:

Beginning at a point on the north line of said lot, said point being distant fifty-five and eighty-one one-hundredths (55.81) feet east from the northwest corner thereof; thence east along said north line a distance of forty-four and nineteen one-hundredths (44.19) feet to the northeast corner of said lot; thence south along the east line thereof a distance of thirty (30) feet to the southeast corner of said lot; thence west along the south line thereof a distance of thirty-six and fifty-two one-hundredths (36.52) feet; thence northwesterly along a straight line a distance of thirty-one and four one-hundredths (31.04) feet to the point of beginning.

That portion of Lot Thirty-four (34), described as follows:

Beginning at a point on the north line of said lot, said point being distant sixty-three and forty-eight one-hundredths (63.48) feet east from the northwest corner thereof; thence east along the said north line a distance of thirty-six and fifty-two one-hundredths (36.52) feet to the northeast corner of said lot; thence south along the east line thereof a distance of thirty (30) feet to the southeast corner of said lot; thence west along the south line thereof a distance of twenty-eight and eighty-four one-hundredths (28.84) feet; thence northwesterly along a straight line a distance of thirty-one and four one-hundredths (31.04) feet to the point of beginning.

That portion of Lot Thirty-five (35), described as follows:

Beginning at a point on the north line of said lot, said point being distant seventy-one and sixteen one-hundredths (71.16) feet east from the northwest corner thereof; thence east along said north line a distance of twenty-eight and eighty-four one-hundredths (28.84) feet to the northeast corner of said lot; thence south along the east line thereof a distance of thirty (30) feet to the southeast corner of said lot; thence west along the south line thereof a distance of twenty-one and sixteen one-hundredths (21.16) feet; thence northwesterly along a straight line a distance of thirty-one and four one-hundredths (31.04) feet to the point of beginning.

That portion of Lot Thirty-six (36), described as follows:

Beginning at a point on the north line of said lot, said point being distant seventy-eight and eighty-four one-hundredths (78.84) feet east from the northwest corner thereof; thence east along the north line thereof a distance of twenty-one and sixteen one-hundredths (21.16) feet to the northeast corner of said lot; thence south along the east line thereof a distance of thirty (30) feet to the southeast corner of said lot; thence west along the south line thereof a distance of thirteen and forty-eight one-hundredths (13.48) feet; thence northwesterly along a straight line a distance of thirty-one and four one-hundredths (31.04) feet to the point of beginning.

That portion of Lot Thirty-seven (37), described as follows:

Beginning at a point on the north line of said lot, said point being distant eighty-six and fifty-two one-hundredths (86.52) feet east from the northwest corner thereof; thence east along said north line a distance of thirteen and forty-eight one-hundredths (13.48) feet to the northeast corner of said lot; thence south along the east line thereof a distance of thirty (30) feet to the southeast corner of said lot; thence west along the south line thereof a distance of five and eighty-one one-hundredths (5.81) feet; thence northwesterly along a straight line a distance of thirty-one and four one-hundredths (31.04) feet to the point of beginning.

That portion of Lot Thirty-eight (38), described as follows:

Beginning at a point on the north line of said lot, said point being distant ninety-four and nineteen one-hundredths (94.19) feet east from the northwest corner thereof; thence east along said north line a distance of five and eighty-one one-hundredths (5.81) feet to the northeast corner of said lot; thence south along the east line thereof a distance of twenty-two and sixty-nine one-hundredths (22.69) feet; thence northwesterly along a straight line a distance of twenty-three and forty-eight one-hundredths (23.48) feet to the point of beginning.

Section 2. That the curb grades of Wilson Avenue as established herein, be and the same are hereby changed and established at the following elevations above City Datum:

Opposite the intersection of the east Margin of 51st Avenue South as platted in Burke & Farrar's Columbia Park Addition, and the northeasterly margin of Wilson Avenue as established by Ordinance No. 32174:

Northeasterly curb - 193.70 feet.

Opposite the intersection of the west margin of 51st Avenue South and the southwesterly margin of Wilson Avenue as established by Ordinance No. 32174:

Southwesterly curb - 193.70 feet.

Opposite the intersection of the north margin of Dawson Street and the southwesterly margin of Wilson Avenue as extended herein:

Southwesterly curb - 193.70 feet.

Opposite a point which is distant one hundred eighty-three and fifty-one one-hundredths (183.51) feet northwesterly, measured along the center line of Wilson Avenue as extended herein, from the intersection of said center line and the center line of Dawson Street:

Northeasterly curb - 191.40 feet
Southwesterly curb - 191.44 feet.

Opposite a point which is distant one hundred eighteen (118) feet southeasterly, measured along the center line of Wilson Avenue, as extended herein, from the intersection of said center line and a line which is distant thirty (30) feet south from and parallel with the north margin of Hudson Street:

Northeasterly and southwesterly curbs - 183.00 feet.

At the north margin of Hudson Street on 50th Avenue South:

East and west curbs - 176.45 feet.

That the curb gradients shall be straight lines between the elevations established herein; that in the grading and regrading of the above named avenue, the City of Seattle shall acquire the right, in the case of a cut, to remove the lateral support of the real property abutting upon said avenue; and in every case, the right to remove the lateral support shall include the right to carry the slope back into and extended upon the abutting real property at least one (1) foot for each foot of depth of cut; that in the case of a fill, the right

shall be acquired to extend and maintain upon the adjoining and abutting property, slopes of one and one-half ($1\frac{1}{2}$) feet for each foot of elevation of fill for the purpose of acquiring lateral support for said avenue; reserving unto the abutting owners respectively the right at any time to remove such slopes, upon providing other adequate support for such avenue.

Section 3. That all lands, rights, privileges and other property lying within the limits of the lots, blocks or tracts of land described in Section One (1) hereof, be and the same are hereby condemned, appropriated, taken and damaged for the purpose of a public street and highway, and that all lands, rights, privileges and other property necessary to be taken, used or damaged in the grading and regrading of said Wilson Avenue 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 avenue, are hereby condemned, appropriated, taken and damaged to the public use for such purpose; said lands, rights, privileges and other property are to be taken, damaged and appropriated only after just compensation has been made and paid into court for the owners, in the manner provided by law.

Section 4. That the entire cost of the improvement provided for herein shall be paid by special assessment upon the property specially benefited in the manner provided by law, and that no part thereof shall be paid from the General Fund of the City of Seattle.

Section 5. 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 and damage and appropriate the lands and other property necessary to carry out the provisions of this ordinance.

(To be used for all Ordinances except Emergency.)

Section 6 This ordinance shall take effect and be in force thirty days 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 21 day of MAY 1917
and signed by me in open session in authentication of its passage this 21 day of MAY 1917
[Signature]
President of the City Council.

Approved by me this 25 day of MAY 1917
[Signature]
Mayor.

Filed by me this 25 day of MAY 1917
[Signature]
Attest:
City Comptroller and Ex-Officio City Clerk.

[SEAL]

By [Signature]
Deputy Clerk.

Published JUN 3 1917
City Comptroller and Ex-Officio City Clerk.

By [Signature]
Deputy Clerk.