

**Ordinance No. 47392**

Providing for the laying off, opening, extending and establishing of a Public Alley in Block 40, Plat of 2nd Addition to the Town, not City, of Seattle as laid off by the Heirs of Sarah A. Bell, Deceased, from Lenora Street to Virginia Street.

(ENGROSSED BILL)

**Council Bill No. 36422**

INTRODUCED:	BY:
REFERRED:	TO:
REFERRED:	
REPORTED: JUL 21 1924	VETO:
SECOND READING: JUL 21 1924	PUBLISHED:
THIRD READING: JUL 21 1924	VETO SUSTAINED:
SIGNED: JUL 21 1924	PASSED OVER VETO:
PRESENTED TO MAYOR: JUL 21 1924	APPROVED: JUL 29 1924
FILED: JUL 29 1924	PUBLISHED: AUG 1 1924
ENGROSSED:	BY:
VO. 21 PAGE 133	<i>LLB</i>
COMPARED BY:	

*102717 - award of jury  
17448 - broken to c. re. payment of Ord  
65193 - app. #450.60 for fine cost. strategy in favor Th. J. Anderson fund*

Ordinance No. 47399

Providing for the laying off, opening, extending and establishing of a Public Alley in Block 40, Plat of 2nd Addition to the Town, not City, of Seattle as laid off by the Heirs of Sarah A. Bell, Deceased, from Lenora Street to Virginia Street.

(UNGROSSED BILL)

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ENGROSSED:	BY:
VOL. <u>91</u> PAGE <u>133</u>	
COMPARED BY:	
AND	

102717 - Award of Jury  
12/14/25 Order to C.C. re payment of Cont

65193 - Apr 24 1926 for 200 fund carbon charges in favor of The Carbon fund

ORDINANCE NO. 47392

AN ORDINANCE providing for the laying off, opening, extending and establishing of a Public Alley in Block 40, Plat of 2nd Addition to the Town, now City, of Seattle, as laid off by the Heirs of Sarah A. Bell, Deceased, from Lenora Street to Virginia Street; providing for the establishing of the grades of said Alley; providing for the condemnation, appropriation, taking and damaging of land and other property necessary for the laying off, opening, extending and establishing of said Alley and necessary for the establishing of the grades, and for the necessary slopes for cuts and fills upon the property abutting on said Alley; and providing that the entire cost of such improvement shall be paid by special assessment upon the property especially benefited, in the manner provided by law.

WHEREAS, Public necessity and convenience demand that the above named Alley be laid off, opened, extended and established as a public street and alley, and that the grades of the above named alley be established; 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 an Alley in Block 40, Plat of 2nd Addition to the Town, now City, of Seattle, as laid off by the Heirs of Sarah A. Bell, Deceased, from Lenora Street to Virginia Street, be and the same is hereby laid off, opened, extended and established as a public Street and alley over and across the following lot, block or tract of land, to-wit:

That certain tract of land lying between the northeasterly line of Lots One (1) to Six (6) inclusive, Block 40, said Addition, and the southwesterly line of Lots Seven (7) to Twelve (12) inclusive, said Block, between the southeasterly margin of Lenora Street and the northwesterly margin of Virginia Street, more particularly described as follows: Beginning at the most easterly corner of Lot One (1), Block 40 of said Addition; thence northwesterly along the northeasterly line of Lots One (1) to Six (6) inclusive, said block, a distance of Three hundred Sixty (360) feet, to the most northerly corner of Lot Six (6), said

block; thence northeasterly along a straight line a distance of sixteen (16) feet to the most westerly corner of Lot Seven (7), said block; thence southeasterly along the southwesterly line of Lots Seven (7) to Twelve (12) inclusive, said block, a distance of three hundred sixty (360) feet to the most southerly corner of said Lot Twelve (12); thence southwesterly along a straight line a distance of sixteen (16) feet to the beginning.

Section 2. That the grades of the alley established in Section 1 hereof, be and the same are hereby established at the following elevations above City Datum, to-wit:

At the southeasterly margin of Lenora Street:

On the northeasterly line of the alley	108.69 feet
On the center line of the alley	107.85 "
On the southwesterly line of the alley	106.95 "

At a point thirty (30) feet southeasterly of the last mentioned point:

On the northeasterly line of the alley	111.71 feet
On the center line of the alley	111.33 "
On the southwesterly line of the alley	111.71 "

At a point twenty-five (25) feet southeasterly of the last mentioned point, at the beginning of a vertical curve:

On the northeasterly line of the alley	114.61 feet
On the center line of the alley	114.23 "
On the southwesterly line of the alley	114.61 "

At a point forty-eight (48) feet southeasterly of the last mentioned point, at a point of tangency of a vertical curve:

On the northeasterly line of the alley	118.62 feet
On the center line of the alley	118.24 "
On the southwesterly line of the alley	118.62 "

At a point one hundred fourteen (114) feet northwesterly of the northwesterly margin of Virginia Street, at the beginning of a vertical curve:

On the northeasterly line of the alley	126.01 feet
On the Center line of the alley	125.63 "
On the southwesterly line of the alley	126.01 "

At a point forty-eight (48) feet southeasterly of the last mentioned point, at a point of tangency of a vertical curve:

On the northeasterly line of the alley	125.57 feet
On the center line of the alley	125.19 "
On the southwesterly line of the alley	125.57 "

At a point thirty (30) feet northwesterly of  
the northwesterly margin of Virginia Street:

On the northeasterly line of the alley	123.05 feet
On the center line of the alley	122.67 "
On the southwesterly line of the alley	123.05 "

At the northwesterly margin of Virginia Street:

On the northeasterly line of the alley	121.04 "
On the center line of the alley	120.57 "
On the southwesterly line of the alley	120.17 "

That the curb gradients shall be of a uniform rate of grade between the elevations established herein, except in those cases where they are specified as lying in vertical curves.

Section 3. That in the grading of the above named alley, the City shall acquire the right, in the case of a cut, to remove the lateral support of the property abutting on said alley. In every case the right to remove said lateral support shall include the right to carry the slopes back into and extending upon the abutting real property at least one foot for each foot of depth of cut and in case of a fill the right shall be acquired to extend and maintain upon the abutting real property slopes of one and one-half feet for each foot of elevation of fill, for the purpose of acquiring lateral support for said alley; reserving unto the abutting property owners the right at any time to remove such slopes upon providing other adequate support for said alley.

Section 4. That all lands, rights, privileges and other property lying within the limits of the lot, block or tract of land described in Section 1 hereof be, and the same are hereby condemned, appropriated, taken and

damaged for the purpose of a public street and alley, and that all the lands, rights, privileges and other property necessary to be taken, used or damaged in the grading of said alley, in conformity with the grades established in Section 2 hereof, and in the construction of the necessary slopes for cuts and fills upon the property abutting upon said alley, as set forth in Section 3 hereof, be and the same are hereby condemned, appropriated, taken and damaged for 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 or paid into court for the owners, in the manner provided by law.

Section 5. That the entire cost of the improvement provided for herein shall be paid by special assessment upon the property especially 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 6. 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 to take the steps necessary to make such special assessment.

(To be used for all Ordinances except Emergency.)

Section 7. 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 JULY 1924  
and signed by me in open session in authentication of its passage this 21 day of  
JULY 1924 Mrs Henry Lauder

President of the City Council.

Approved by me this 29 day of JULY 1924  
Henry Brown  
Mayor.

Filed by me this 29 day of JULY 1924  
Attest D. W. Carroll  
City Comptroller and Ex-Officio City Clerk.

[SEAL]

By W. A. Stark Deputy Clerk.

Published AUG 1 1924  
By D. W. Carroll City Comptroller and Ex-Officio City Clerk.

By W. A. Stark Deputy Clerk.