

Ordinance No. 5257

An ordinance providing  
for the widening and  
establishing of 18th Ave.  
and 18th St. North and  
the opening of East Denver  
Way.

Ordinance 5257

Council Bill No. 468

INTRODUCED: FEB 13 1899	BY: STREET COM.
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FOLIO 248	

ORDINANCE NO. 5257

AN ORDINANCE providing for the widening and establishing of Eighteenth Avenue and Eighteenth Avenue North and the opening and establishing of East Denny Way, in the City of Seattle, in certain portions of the Southwest quarter of the Southwest quarter of Section Twenty-eight (28) in Township Twenty-five North, in Range Four (4) East of the Willamette Meridian in King County, Washington, (the same being a part of the strip of unplatted land lying between the North line of Renton's Addition to the City of Seattle and the South line of the tract included in the Glenn Park Addition to said City) and providing for the taking and damaging of the land and other property necessary therefor, and for the ascertainment and payment of the just compensation to be made for the private property to be taken or damaged for said purposes, and for an assessment upon the property benefited for the purpose of making such compensation.

Whereas, public necessity demands that said Eighteenth Avenue and Eighteenth Avenue North be widened and established and said East Denny Way opened and established, as herein provided, and that the same will be of special benefit to certain lands and other premises adjoining, contiguous and proximate thereto, within the assessment district hereinafter described. Now, therefore,

Be it ordained by the City of Seattle as follows:

Section 1. That Eighteenth Avenue and Eighteenth Avenue North, in the City of Seattle, be and the same are hereby widened and established in and through that certain portion of the Southwest quarter of the Southwest quarter of Section Twenty-eight (28) in Township Twenty-five (25) North, in Range Four (4) East of the Willamette Meridian in King County, Washington, more particularly described as follows:--

Beginning at a point on the South line of said Section 28 distance S. 89 deg. 56 min. 20 sec. E., 974 feet from the southwest corner of said section; running thence along said section line S. 89 deg. 56 min. 20 sec. E., 25 feet more or less, to a point 66 feet east of its intersection with the west marginal line of Eighteenth Avenue (formerly Hyde Street), as platted and established in the Summit Supplemental Addition to the City of Seattle; thence N. 0 deg. 03 min. 40 sec. E., along a line parallel with and 66 feet east from said west marginal line of Eighteenth Avenue and of Eighteenth Avenue North, 439.56 feet more or less, to its intersection with the south line of the tract included in the Glen Park Addition to Seattle; thence along said south tract line, N. 89 deg. 56 min. 20 sec. W., 21.59 feet more or less, to its intersection with the east line of the tract included in the Summit Supplemental Addition to the City of Seattle, which said tract line is also the east marginal line of Eighteenth Avenue North (formerly Hyde Street) as platted in said addition; thence along said east tract line and marginal line of Eighteenth Avenue North and of Eighteenth Avenue, as platted in said addition, S. 0 deg. 30 min. 20 sec. W., 439.56 feet more or less, to the place of beginning. The said tract containing 0.2351 acres, more or less, and when added to Eighteenth Avenue and Eighteenth Avenue North (formerly Hyde Street) as platted and established in said Summit Supplemental Addition, will make said avenue uniformly sixty-six (66) feet in width.



Sec. 2. That East Denny Way, in the City of Seattle, be and the same is hereby opened and established in and through that certain portion of the Southwest quarter of the Southwest quarter of Section Twenty-eight (28) in Township Twenty-five (25) North, in Range Four (4) East of the Willamette Meridian in King County, Washington, more particularly described as follows:--

Beginning at a point on the west line of the tract included in the Mountain View Addition to the City of Seattle, where said line is intersected by the south marginal line of East Denny Way (formerly Depot Street), as platted in said addition; running thence along said south marginal line produced, N. 89 deg. 56 min. 20 sec. W., 16.36 feet more or less, to its intersection with a line 66 feet east from and parallel to the west marginal line of Eighteenth Avenue (formerly Hyde Street) as platted and established in the Summit Supplemental Addition to the City of Seattle; thence along said line parallel to and 66 feet east from said west marginal line produced, N. 00 deg. 03 min. 40 sec. E., 66 feet to its intersection with the north marginal line of East Denny Way produced; thence along said north marginal line produced, S. 89 deg. 56 min. 20 sec. E., 16.87 feet, more or less, to the west boundary line of said Mountain View Addition at its intersection with said north marginal line of East Denny Way; thence along said west boundary line, S. 0 deg. 30 min. 20 sec. W., 66 feet more or less to the place of beginning. The said tract containing 0.0251 acres, more or less, and forms an extension of East Denny Way, 66 feet in width from Mountain View Addition to Eighteenth Avenue.

Sec. 3. That all lands, rights and privileges and other property within the limits of the above bounded and described tracts are hereby condemned and appropriated to the public use for the purpose of public streets forever, the same to be taken and appropriated only after just compensation has been made or paid into court for the owner, in the manner provided by law.

Sec. 4. That the corporation counsel be and he is hereby authorized and directed to file in the Superior Court of King County, State of Washington, a petition in the name of The City of Seattle, praying that just compensation be made for the private property to be taken or damaged for the purpose of widening and establishing said Eighteenth Avenue and Eighteenth Avenue North and opening and establishing said East Denny Way as provided in the preceding sections "be ascertained by a jury or by the court in case a jury be waived," which petition shall comply with the requirements of the act of the Legislature of the State of Washington, entitled "Act to enable cities of the first class to exercise the right of eminent domain for the taking and damaging of land and property for public purposes, providing a method for making compensation therefor and providing for special assessments in certain cases upon property benefited, and declaring an emergency," approved March 9th, 1893, and all such acts and proceedings shall be taken and done as are provided by said act.

X Sec. 5. An assessment shall be made in the manner provided by the said act of the legislature 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 costs of the proceedings, and such assessment shall be made subject to the pro-

visions of said act of the legislature, upon all the property included within the following described district, which district embraces the lands which will be specially benefited by the establishment, widening and opening of said streets, and is hereby designated "The Eighteenth Avenue-Eighteenth Avenue North-East Denny Way Local Improvement District," to-wit:

All the property between East Madison Street and East Mercer Street, in the City of Seattle, abutting upon, adjacent or proximate to Eighteenth Avenue and Eighteenth Avenue North to a distance back from the marginal lines thereof, of One hundred and twenty (120) feet.

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.

For the purpose of said special assessment a supplemental petition shall be filed in said court and all other acts and proceedings shall be taken and done for the making, completion and collection of said assessment as in said act of the legislature provided.

Sec. 6. 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 *2nd* day of *March*, 1899 and signed by me in open session in authentication of its passage this *2nd* day of *March* . . . . , 1899.

*W. V. Rinchark*  
President of the City Council.

Approved by me this *3rd* day of *March*, 1899.

*E. J. Harris*  
Mayor.

Filed by me this *3rd* day of *March* . . , 1899.

Attest: *Will H. Parry*  
City Comptroller and Ex officio City Clerk,

By *G. K. Mayell*  
Deputy Clerk.

Published *March 4, 1899*.

*Will H. Parry* CITY COMPTROLLER AND EX-OFFICIO CITY CLERK  
by *G. K. Mayell* Deputy Clerk