

55314

Ordinance No. 55314

Providing for the laying off, opening, widening, extending and establishing of the public street and highway to be known as Empire Way from the intersection of 42nd Avenue South and Empire Way, as established by Ordinance No. 30673, southerly to the City Limits; etc.

Council Bill No. 45578

INTRODUCED:	BY: STREETS & SEWER
REFERRED:	TO:
DEFERRED:	
REPORTED:	VETO:
SECOND READING:	PUBLISHED:
THIRD READING:	VETO SUSTAINED:
SIGNED:	PASSED OVER VETO:
PRESENTED TO MAYOR:	APPROVED:
FILED: MAY	PUBLISHED: MAY 9 1910
ENGROSSED:	BY: MCK
VOL. 22 PAGE 251	
COMPARED BY:	AND

120425 - Pet for condemnation for
121348 - *quidam*

60075 - Part of property taken for gas lines & reported
94056 - *for pet for light dept for street purposes*

57575 - Dismissal certain lands from condemnation
123844 - Report on approval Pet

See Back Page

ORD 99866 TRANSFERRING PARTIAL JURISDICTION OVER CERTAIN LIGHT DEPT PROPERTY IN VICINITY OF 44TH AVE S, S HENDERSON ST, EMPIRE WAY S & S CLOVERDALE ST, TO ENGR. DEPT TO PERMIT CONSTRUCTION & MAINTENANCE OF STORM DRAIN WITH APPURTENANCES.

*Amended in Sec 3
by Ord 57550*

56814

ORDINANCE NO. _____

AN ORDINANCE Providing for the laying off, opening, widening extending and establishing of a public street and highway to be known as Empire Way from the intersection of 42nd Avenue South and Empire Way, as established by Ordinance No. 30673, southerly to the City Limits, and of a public street and highway to be known as Dunlap Way from Empire Way, as extended herein, at a point approximately 1200 feet north from the intersection of said Empire Way with the south City limits southwesterly to an intersection with the south City limits at a point approximately 1115 feet westerly from the center of Section 3, Township 23 North, Range 4 East, W.M., and of Holden Street, from Empire Way as established herein, to Renton Avenue; Providing for the changing and establishing of the curb grades of said ways and street; Providing for the condemnation, appropriation, taking and damaging of land and other property necessary therefor and for the making of the necessary slopes for cuts and fills upon the property abutting upon said ways and street; Providing for the condemnation, appropriation and taking of land in fee simple for general municipal purposes; Providing for the changing of the names of certain streets and avenues; Providing that the cost of the improvement shall be paid by special assessment upon the property specially benefited in the manner provided by law, except as herein otherwise provided.

WHEREAS, public necessity and convenience demand that the above named ways and street be laid off, opened, widened, extended and established as public streets and highways and that the curb grades of the same be changed and established and that certain property be taken for general municipal purposes; 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 a public street and highway to be known as Empire Way, from the intersection of 42nd Avenue South and Empire Way, as established by Ordinance No. 30673, southerly to the City Limits, and of a public street and highway to be known as Dunlap Way from Empire Way, as extended herein, at a point approximately 1200 feet north from the intersection of said Empire Way with the south City Limits southwesterly to an intersection with the south City Limits

at a point approximately 1115 feet westerly from the center of Section 3, Township 23 North, Range 4 East, W.M., and of Holden Street, from Empire Way as established herein, to Renton Avenue, be and the same are hereby laid off, opened, widened, extended and established as public streets and highways over and across the following lots, blocks and tracts of land, to-wit:

UNPLATTED

That portion of the southeast quarter of the northeast quarter of the southwest quarter of Section 27, Township 24 North, Range 4 East, W.M., described as follows:

Beginning at a point on the south line of said subdivision, said point being distant 30.00 feet west from the southeast corner of said subdivision; thence north $89^{\circ}57'32''$ west along the south line of said subdivision a distance of 30.00 feet; thence north $0^{\circ}49'11''$ west a distance of 182.30 feet to a point of curvature; thence northerly along the arc of a curve to the left having a uniform radius of 1000.00 feet a distance of 302.14 feet to a point of tangency on the westerly margin of Empire Way as established by Ordinance No. 30673; thence southerly along said westerly margin a distance of 253.05 feet to an intersection with the west margin of 42nd Avenue South, as established by Ordinance No. 37066; thence south $0^{\circ}49'11''$ east along said westerly margin a distance of 238.73 feet to the point of beginning.

The west 30 feet of the east 60 feet of the northeast quarter of the southeast quarter of the southwest quarter of Section 27, Township 24 North, Range 4 East, W.M.

IN KITTINGER'S ADDITION to the City of Seattle, as recorded in Volume 11 of Plats, Page 17.

That portion of Tract 6, described as follows:
Beginning at the intersection of the south boundary line of said tract with the east margin of 42nd Avenue South, as established by Ordinance No. 37066; thence north $0^{\circ}49'11''$ west along said east margin a distance of _____ feet; thence north $89^{\circ}32'15''$ east a distance of 34.92 feet to an intersection with the southwesterly margin of Empire Way, as established by Ordinance No. 30673; thence southeasterly along said southwesterly margin a distance of 43.00 feet to an intersection with the south line of said tract; thence west along the south line of said tract a distance of 360.30 feet to the point of beginning.

That portion of Tract 7 described as follows:
Beginning at the intersection of the north line of said tract with the east margin of 42nd Avenue South, as established by Ordinance No. 37066; thence south $0^{\circ}49'11''$ east along said east margin a distance of 12.29 feet; thence north $89^{\circ}32'05''$ east a distance of 367.43 feet to an intersection with the southwesterly margin of Empire Way as established by Ordinance No. 30673; thence northwesterly along said southwesterly margin a distance of 13.78 feet to an intersection with the north line of said tract; thence west along said north line a distance of 360.30 feet to the point of beginning.

In LESTER ADDITION to the City of Seattle, as recorded in Volume 19 of Plats, Page 39.

All of Lot 1, Block 1.

The east five feet of Lot 2, Block 1.

The east five feet of Lot 23, Block 1.

All of Lot 24, Block 1.

All of Lot 1, Block 2.

The east five feet of Lot 2, Block 2.

All of Lot 1, Block 3.

The east five feet of Lot 2, Block 3.

The east five feet of Lot 23, Block 3.

All of lot 24, Block 3.

In the Plat of Lake Dell, King County, Washington, now a portion of the City of Seattle, recorded in Volume 4 of Plats, Page 17.

That portion of Tract 16, described as follows:
Beginning at the southwest corner of said tract; thence north along the west line of said tract a distance of 322.79 feet to the northwesterly corner thereof, thence east along the north line thereof a distance of 72.98 feet; thence southerly along a straight line a distance of 322.94 feet to a point on the south line of said tract, said point being distant 77.52 feet east from the southwest corner of said tract; thence west along the south line of said tract a distance of 77.52 feet to the point of beginning.

That portion of Tract 12 described as follows:

Beginning at a point on the south margin of Thistle Street as now established, said point being distant 144.10 feet east from the intersection of said south margin with the west line of said tract; thence north $89^{\circ}50'45''$ east along said south margin a distance of 95.31 feet; thence south $19^{\circ}22'00''$ east a distance of 326.95 feet to a point on the south line of said tract; thence south $89^{\circ}54'32''$ west along the south line of said tract a distance of 95.34 feet; thence north $19^{\circ}22'00''$ west a distance of 326.84 feet to the point of beginning.

That portion of Tract 11 described as follows:

Beginning at a point on the north line of said tract, said point being distant 252.41 feet east from the northwest corner of said tract; thence north $89^{\circ}54'32''$ east along the north line of said tract a distance of 95.34 feet; thence south $19^{\circ}22'00''$ east a distance of 296.76 feet to a point on the north margin of Cloverdale Street, as established by Ordinance No. 35610; thence south $89^{\circ}29'37''$ west along said north margin a distance of 95.10 feet; thence north $19^{\circ}22'00''$ west a distance of 297.49 feet to the point of beginning.

That portion of Tract 10 described as follows:

Beginning at a point on the south margin of Cloverdale Street, as established by Ordinance No. 35610, said point being distant 372.02 feet east from the intersection of said south margin with the west line of said tract; thence north $89^{\circ}29'37''$ east along said south margin a distance of 94.89 feet; thence southeasterly along the arc of a curve to the right, having a uniform radius of 1545.00 feet (the radius of said curve bearing south $71^{\circ}33'43''$ west from said point) a distance of 326.00 feet to a point on the south line of said tract; thence north $89^{\circ}57'54''$ west along the south line of said tract a distance of 90.60 feet; thence northwesterly along the arc of a curve to the left, having a uniform radius of 1455.00 feet (the radius of said curve bearing south $83^{\circ}15'18''$ west from said point) a distance of 320.52 feet to a point of tangency; thence north $19^{\circ}22'00''$ west along the tangent of said curve at said point a distance of 5.63 feet to the point of beginning.

That portion of Tract 9 described as follows:

Beginning at a point on the north line of said tract, said point being distant 446.05 feet east from the northwest corner of said tract; thence south $89^{\circ}57'54''$ east along the north line of said tract a distance of 90.60 feet; thence southerly along the arc of a curve to the right, having a uniform radius of 1545.00 feet (the radius of said curve bearing south $83^{\circ}39'06''$ west from said point) a distance of 304.57 feet to a point on the south line of said tract; thence north $89^{\circ}54'16''$ west along the said south line a distance of 90.34 feet; thence northerly along the arc of a curve to the left, having a uniform radius of 1455.00 feet a distance of 304.54 feet to the point of beginning.

That portion of Tract 15 described as follows:

Beginning at the southwest corner of said tract; thence north along the west line of said tract a distance of 328.36 feet to the northwest corner of said tract; thence east along the north line thereof a distance of 77.52 feet; thence southerly along a straight line a distance of 328.46 feet to a point on the south line of said tract, said point being distant 82.14 feet east from the southwest corner of said tract; thence west along the south line of said tract a distance of 82.14 feet to the point of beginning.

That portion of Tract 14 described as follows:

Beginning at a point on the south line of said tract, said point being distant 36.79 feet north $89^{\circ}46'58''$ east from the southwest corner of said tract; thence northerly along the arc of a curve to the right, having a uniform radius of 1545.00 feet (the radius of said curve bearing north $76^{\circ}57'17''$ east from said point) a distance of 150.72 feet; thence south $89^{\circ}43'11''$ west a distance of 5.02 feet to an intersection with the west line of said tract at a point 148.36 feet north from the southwest corner of said tract; thence north along the west line of said tract a distance of 180.00 feet to the northwest corner of said tract; thence north $89^{\circ}43'11''$ east along the north line of said tract a distance of 82.14 feet; thence south $0^{\circ}47'11''$ east a distance of 0.72 feet to a point of curvature; thence southerly along the arc of a curve to the left, having a uniform radius of 1455.00 feet a distance of 330.99 feet to a point on the south line of said tract; thence west along the south line of said tract a distance of 92.45 feet to point of beginning, excepting therefrom portion deeded for street purposes.

That portion of Tract 13 described as follows:

Beginning at a point on the north margin of Thistle Street as now established, said point being distant 130.07 feet east from the intersection of said north margin with the west line of said tract; thence north $89^{\circ}50'45''$ east along the said north margin a distance of 95.31 feet; thence north $19^{\circ}22'0''$ west a distance of 184.56 feet to a point of curvature; thence northwesterly along an arc of a curve to the right, having a uniform radius of 1455.00 feet, a distance of 140.00 feet to a point on the north line of said tract; thence south $89^{\circ}46'58''$ west along the north line of said tract a distance of 92.45 feet; thence southeasterly along the arc of a curve to the left, having a uniform radius of 1545.00 feet (the radius of said curve bearing north $76^{\circ}57'17''$ east from said point) a distance of 170.46 feet to a point of tangency; thence southeasterly along a straight line a distance of 153.20 feet to point of beginning.

of Lake
In DUNLAP'S PLAT/on LAKE WASHINGTON, now a portion of the City
of Seattle, recorded in Volume 3 of Plats, Page 54.

That portion of Tract 15 described as follows:
Beginning at a point on the north line of said tract,
said point being distant 446.32 feet east from the north-
west corner of said tract; thence south $89^{\circ}54'16''$ east
along the north line of said tract a distance of 90.55
feet; thence southwesterly along the arc of a curve to
the right, having a uniform radius of 1545.00 feet
(the radius of said curve bearing north $83^{\circ}44'58''$ west
from said point) a distance of 166.82 feet to a point of
tangency; thence south $12^{\circ}26'14''$ west along the tangent
of said curve at said point a distance of 2.34 feet to
a point on the south line of said tract; thence north
 $89^{\circ}59'59''$ west along the south line of said tract a
distance of 92.16 feet; thence north $12^{\circ}26'14''$ east a
distance of 22.69 feet to a point of curvature; thence
northeasterly along the arc of a curve to the left,
having a uniform radius of 1455.00 feet, a distance of
147.40 feet to the point of beginning.

In DUNLAP'S SUPPLEMENTAL to the City of Seattle, recorded in
Volume 12 of Plats, Page 42.

That portion of Lots 13, 14, 15 and 16, Block 2,
described as follows:

Beginning at a point on the north line of said
Lot 14, said point being distant 19.02 feet east from
the northwest corner of said lot; thence south $89^{\circ}59'$
 $59''$ east along the north line of said Lot 14 and of
said Lot 13 a distance of 92.16 feet; thence south
 $12^{\circ}26'14''$ west a distance of 146.57 feet to a point
on the north margin of Henderson Street; as established
by Ordinance No. 32883, thence south $82^{\circ}54'20''$ west
along the north margin of Henderson Street a distance
of 95.50 feet; thence north $12^{\circ}26'14''$ east a distance
of 158.65 feet to the point of beginning.

That portion of Lots 1, 2, 3 and 4, Block 3, des-
cribed as follows:

Beginning at the most easterly corner of said Lot
1, thence southwesterly along the southeast line of said
Lots 1, 2, 3 and 4, a distance of 159.70 feet to the
southeast corner of said Lot 4; thence west along the
south line of said Lot 4 a distance of 1.26 feet; thence
northeast along a straight line a distance of 163.91
feet to a point on the northeast line of said Lot 1,
said point being distant 17.05 feet northwesterly from
the most easterly corner of said Lot 1; thence southeasterly
along the northeast line of said Lot 1 a distance of
17.05 feet to the point of beginning.

That portion of Lots 1 to 6, inclusive, Block 4, described as follows:

Beginning at the northeast corner of said Lot 1; thence southwest along the southeast line of Lots 1 to 6 inclusive, a distance of 240.00 feet to the southeast corner of said Lot 6; thence west along the south line of said Lot 6 a distance of 13.80 feet; thence northerly along a straight line a distance of 240.27 feet to a point on the north line of said Lot 1, said point being distant 2.65 feet west from the northeast corner of said lot; thence east along said north line a distance of 2.65 feet to the point of beginning.

That portion of Lots 1 to 7, inclusive, Block 5, described as follows:

Beginning at the northeast corner of said Lot 1; thence southerly along the easterly line of said Lots 1 to 7, inclusive, a distance of 284.01 feet to the southeast corner of said Lot 7; thence north $89^{\circ}47'03''$ west along the south line of said Lot 7, a distance of 27.44 feet; thence northeasterly along the arc of a curve to the right, having a uniform radius of 2130.00 feet (the radius of said curve bearing south $79^{\circ}44'49''$ east from said point) a distance of 81.20 feet to a point of tangency; thence north along the tangent of said curve a distance of 207.61 feet to a point on the northerly line of said Lot 1, said point being distant 15.20 feet westerly from the northeast corner of said Lot; thence easterly along said northerly line a distance of 15.20 feet to the point of beginning.

That portion of Lots 1 to 7 inclusive, Block 6, described as follows:

Beginning at the northwest corner of said Lot 1; thence southerly along the westerly line of said Lots 1 to 7 inclusive, a distance of 310.18 feet to the southwest corner of said Lot 7; thence south $89^{\circ}47'03''$ east along the south line of said Lot 7 a distance of 23.59 feet; thence northeasterly along the arc of a curve to the right, having a uniform radius of 2000.00 feet (the radius of said curve bearing south $79^{\circ}05'14''$ east from said point) a distance of 53.21 feet to a point of tangency; thence northeast along the tangent of said curve at said point a distance of 253.37 feet to a point on the northerly line of said Lot 1, said point being distant 36.79 feet easterly from the northwest corner of said Lot 1; thence westerly along said northerly line a distance of 36.79 feet to the point of beginning.

That portion of Lots 10 to 19 inclusive, Block 7, described as follows:

Beginning at the southwest corner of said Lot 19; thence south $80^{\circ}13'26''$ east along the southerly line of said Lot 19 a distance of 38.65 feet; thence north $12^{\circ}26'14''$ east a distance of 395.20 feet to an intersection with the northwesterly line of said Lot 10,

at a point 1.29 feet northeast^{erly} from the most westerly corner of said lot; thence southeast^{erly} along the north-westerly line of lots 10, 11, 12 and 13 a distance of 168.40 feet to the northwest^{erly} corner of said lot 14; thence southerly along the westerly line of said lots 14 to 19 inclusive a distance of 240.00 feet to the point of beginning.

In STURTEVANT'S RAINIER BEACH VALLEY TRACTS, King County, Washington, now a portion of the City of Seattle, recorded in Volume 12 of Plats, Page 10,

That portion of Tract 3, described as follows:
Beginning at the southwest corner of said tract; thence south $73^{\circ}31'04''$ east along the southerly line of said tract a distance of 76.38 feet; thence north-easterly along the arc of a curve to the right, having a uniform radius of 2000.00 feet (the radius of said curve bearing south $83^{\circ}28'46''$ east from said point) a distance of 143.15 feet to a point on the north line of said tract; thence west along the north line of said tract a distance of 33.44 feet; thence southwesterly along the northwesterly line of said tract a distance of 140.43 feet to the point of beginning.

That portion of Tract 4, described as follows:
Beginning at a point on the north line of said tract, said point being distant south $89^{\circ}47'03''$ east from the northwest corner of said tract a distance of 142.21 feet; thence southerly along the arc of a curve to the left, having a uniform radius of 2130.00 feet (the radius of said curve bearing south $80^{\circ}01'12''$ east from said point) a distance of 55.27 feet to a point on the southeast line of said tract; thence north-east^{erly} along the southeast^{erly} line of said tract a distance of 64.57 feet to the northeast corner of said tract; thence west along the north line of said tract a distance of 18.59 feet to the point of beginning.

That portion of Tract 5, described as follows:
Beginning at a point on the south line of said tract, said point being distant 81.13 feet east from the southwest corner of said tract; thence south $89^{\circ}49'50''$ east along the south line of said tract a distance of 130.04 feet; thence northerly along the arc of a curve to the right, having a uniform radius of 2000.00 feet (the radius of said curve bearing south $58^{\circ}25'53''$ east from said point) a distance of 105.68 feet to a point on the northerly line of said tract; thence north $73^{\circ}31'04''$ west along the northerly line of said tract a distance of 132.67 feet; thence southerly along the arc of a curve to the left, having a uniform radius of 2130.00 feet, a distance of 143.04 feet to the point of beginning.

That portion of Tract 6, described as follows:

Beginning at a point on the south line of said tract, said point being distant 81.92 feet east from the southwest corner of said tract; thence south $89^{\circ}49'50''$ east along the south line of said tract a distance of 130.10 feet; thence northerly along the arc of a curve to the right, having a uniform radius of 2000.00 feet (the radius of said curve bearing north $87^{\circ}50'32''$ east from said point) a distance of 130.02 feet to a point on the north line of said tract; thence west along said north line a distance of 130.04 feet; thence southerly along the arc of a curve to the left, having a uniform radius of 2130.00 feet a distance of 130.03 feet to the point of beginning.

That portion of Tract 7, described as follows:

Beginning at a point on the south line of said tract, said point being distant 90.67 feet east from the southwest corner of said tract; thence south $89^{\circ}49'50''$ east along the south line of said tract a distance of 130.69 feet; thence northerly along the arc of a curve to the right, having a uniform radius of 2000.00 feet (the radius of said curve bearing north $84^{\circ}06'26''$ east) a distance of 130.38 feet to a point on the north line of said tract; thence west along said north line a distance of 130.10 feet; thence southerly along the arc of a curve to the left, having a uniform radius of 2130.00 feet, a distance of 130.33 feet to the point of beginning.

That portion of Tract 8, described as follows:

Beginning at a point on the south line of said tract, said point being distant 108.27 feet east from the southwest corner of said tract; thence south $89^{\circ}49'50''$ east along the south line of said tract a distance of 131.90 feet; thence northerly along the arc of a curve to the right, having a uniform radius of 2000.00 feet (the radius of said curve bearing north $80^{\circ}05'47''$ east from said point) a distance of 140.00 feet to a point on the north line of said tract; thence west along the north line of said tract a distance of 130.69 feet; thence southerly along the arc of a curve to the left, having a uniform radius of 2130.00 feet a distance of 139.84 feet to the point of beginning.

That portion of Tract 9, described as follows:

Beginning at a point on the south line of said tract, said point being distant 34.90 feet east from the southwest corner of said tract; thence south $89^{\circ}50'23''$ east along the south line of said tract a distance of 132.33 feet; thence north $10^{\circ}36'00''$ west a distance of 119.13 feet to a point of curvature; thence northwesterly along the arc of a curve to the right, having a uniform radius of 2000.00 feet, a distance of 24.31 feet to a point on the north line of said tract; thence north $89^{\circ}49'50''$ west along the north line of said tract a distance of 131.90 feet; thence southeasterly along the arc of a curve to the left, having a uniform radius of 2130.00 feet (the radius of said curve bearing north $80^{\circ}43'01''$ east from said point) a distance of 40.90 feet to point of tangency; thence south $10^{\circ}36'00''$ east along the tangent of said curve at said point a distance of 94.43 feet to the point of beginning.

That portion of Tract 10, described as follows:

Beginning at a point on the south line of said tract, said point being distant 161.50 feet east from the southwest corner of said tract; thence south $89^{\circ}50'30''$ east along the south line of said tract a distance of 132.33 feet; thence north $10^{\circ}36'00''$ west a distance of 143.52 feet to a point on the north line of said tract; thence north $89^{\circ}50'28''$ west along the north line of said tract a distance of 132.33 feet; thence south $10^{\circ}36'00''$ east a distance of 143.52 feet to the point of beginning.

That portion of Tract 11, described as follows:

Beginning at a point on the south line of said tract, said point being distant 114.63 feet east from the southwest corner of said tract; thence south $89^{\circ}50'30''$ east along the south line of said tract a distance of 132.33 feet; thence north $10^{\circ}36'00''$ west a distance of 132.33 feet to a point on the north line of said tract; thence north $89^{\circ}50'30''$ west along the north line of said tract a distance of 132.33 feet; thence south $10^{\circ}36'00''$ east a distance of 132.33 feet to the point of beginning.

That portion of Tract 12, described as follows:

Beginning at a point on the south line of said tract, said point being distant 54.94 feet east from the southwest corner of said tract; thence south $89^{\circ}50'30''$ east along the south line of said tract a distance of 132.33 feet; thence north $10^{\circ}36'00''$ west a distance of 132.33 feet to a point on the north line of said tract; thence north $89^{\circ}50'30''$ west along the north line of said tract a distance of 132.33 feet; thence south $10^{\circ}36'00''$ east a distance of 132.33 feet to the point of beginning.

That portion of Tract 13, described as follows:

Beginning at a point on the north line of said tract, said point being distant 54.94 feet east from the northwest corner of said tract; thence south $89^{\circ}50'30''$ east along the north line of said tract a distance of 132.33 feet; thence south $10^{\circ}36'00''$ east a distance of 40.76 feet to a point of curvature; thence southeasterly along the arc of a curve to the right, having a uniform radius of 4065.00 feet, a distance of 91.38 feet to a point on the south line of said tract; thence west along the south line of said tract, a distance of 126.57 feet to the southwest corner of said tract; thence north $32^{\circ}41'32''$ west along the southwesterly line of said tract a distance of 13.26 feet; thence northwesterly along the arc of a curve to the left, having a uniform radius of 3935.00 feet (the said curve being concentric with the last above described curve) a distance of 55.47 feet to a point of tangency; thence northwesterly along the tangent to said curve at said point a distance of 65.46 feet to the point of beginning.

That portion of Tract 14, described as follows:
Beginning at the northwest corner of said tract, thence east along the north line of said tract a distance of 126.57 feet; thence southeast along the arc of a curve to the right, having a uniform radius of 4065.00 feet, a distance of 127.63 feet to a point on the south line of said tract, said point being distant 60.20 feet east from the southwest corner of said tract; thence west along the south line of said tract a distance of 60.20 feet to the southwest corner of said tract; thence northwesterly along the southwesterly line of said tract a distance of 150.15 feet to the point of beginning.

UNPLATTED

That portion of the northwest quarter of the northeast quarter of Section 3, Township 23 North, Range 4 East, W.M., described as follows:

Beginning at a point on the north boundary line of said subdivision, said point being distant south $89^{\circ}37'08''$ east 283.92 feet from the northwest corner of said subdivision; thence continuing south $89^{\circ}37'08''$ east along the north line of said subdivision a distance of 131.28 feet; thence southeast along the arc of a curve to the right, having a uniform radius of 4065.00 feet, (the radius of said curve bearing south $82^{\circ}29'11''$ west from said point) a distance of 202.22 feet to a point of tangency; thence south $4^{\circ}39'46''$ east a distance of 1041.90 feet to a point on the south line of said subdivision; thence north $88^{\circ}48'27''$ west along the south line of said subdivision a distance of 175.56 feet, thence northeasterly along the arc of a curve to the left, having a uniform radius of 400.00 feet (the radius of said curve bearing north $67^{\circ}19'52''$ west from said point) a distance of 190.83 feet to a point of tangency; thence north $4^{\circ}39'46''$ west along the tangent to said curve at said point a distance of 840.34 feet to a point of curvature; thence northwesterly along the arc of a curve to the left, having a uniform radius of 3935.00 feet, a distance of 213.79 feet to the point of beginning, except County road.

That portion of the southwest quarter of the northeast quarter of Section 3, Township 23 North, Range 4 East, W.M., described as follows:

Beginning at a point on the north boundary line of said subdivision, said point being distant 354.16 feet east from the northwest corner of said subdivision; thence south $88^{\circ}48'27''$ east along the north boundary line of said subdivision a distance of 175.56 feet; thence south $4^{\circ}39'46''$ east a distance of 1336.61 feet to a point on the south boundary line of said subdivision; thence north $88^{\circ}08'12''$ west along said south boundary line a distance of 130.85 feet; thence north $4^{\circ}39'46''$ west a distance of 1200.08 feet; thence south $51^{\circ}07'00''$ west a distance of 524.55 feet to a point on the west boundary line of said subdivision; thence north $0^{\circ}23'06''$ east along said west boundary line a distance of 114.90 feet; thence north $51^{\circ}07'00''$ east a distance of 297.01 feet to a point of curvature; thence northeasterly along the arc of a curve to the left, having a uniform radius of 400.00 feet a distance of 204.42 feet to the point of beginning.

That portion of the southeast quarter of the northwest quarter of Section 3, Township 23 North, Range 4 East, W. M., described as follows:

Beginning at a point on the east boundary line of said subdivision, said point being distant 351.26 feet south from the northeast corner of said subdivision; thence continuing south $00^{\circ}23'06''$ west along said east boundary line a distance of 114.90 feet; thence south $51^{\circ}07'00''$ west a distance of 1333.70 feet to a point on the south boundary line of said subdivision; thence north $88^{\circ}08'12''$ west along said south boundary line a distance of 140.27 feet; thence north $51^{\circ}07'00''$ east a distance of 1512.71 feet to the point of beginning.

Section 2. That the following lots, blocks, tracts and parcels of land and the appurtenances thereunto belonging be and the same are hereby condemned, appropriated and taken in fee simple for general municipal purposes, to-wit:

In KITTINGER'S ADDITION to the City of Seattle, Volume 11 of Plats, Page 17.

The south 50.00 feet of the west 200.00 feet of Tract 6, except portion condemned for 42nd Avenue South under Ordinance No. 37066 and except portion condemned in Section 1 of this ordinance.

In LESTER ADDITION to the City of Seattle, recorded in Volume 19 of Plats, Page 39.

The east one-half of Lot 2, Block 1, except portion condemned in Section 1 of this ordinance.

Lot 23 of Block 1, except portion condemned in Section 1 of this ordinance.

Lot 2, Block 2, except portion condemned in Section 1 of this ordinance.

Lot 2, Block 3, except portion condemned in Section 1 of this ordinance.

Lot 23, Block 3, except portion condemned in Section 1 of this ordinance.

In the PLAT OF LAKE DELL, King County, Washington, now a portion of the City of Seattle, recorded in Volume 4 of Plats, Page 17.

That portion of Tract 14, described as follows:

Beginning at a point on the south line of said tract, said point being distant 36.79 feet east from the southwest corner of said tract; thence west along the south line of said tract a distance of 36.79 feet to the southwest corner of said tract; thence north $00^{\circ}00'51''$ west along the west line of said tract a distance of 148.36 feet; thence

north $89^{\circ}43'11''$ east a distance of 5.02 feet; thence southeast along the arc of a curve to the left, having a uniform radius of 1545.00 feet, a distance of 150.72 feet to the point of beginning.

That portion of Tract 14, described as follows: Beginning at a point on the south line of said tract, said point being distant 129.24 feet east from the southwest corner of said tract; thence north $89^{\circ}46'58''$ east along said south line a distance of 2.04 feet; thence north $00^{\circ}00'51''$ west a distance of 148.50 feet; thence south $89^{\circ}43'11''$ west a distance of 30.51 feet; thence southeast along the arc of a curve to the left, having a uniform radius of 1455.00 feet, a distance of 151.14 feet to the point of beginning.

That portion of Tract 13, described as follows: Beginning at a point on the north line of said tract, said point being distant 129.24 feet east from the northwest corner of said tract; thence north $89^{\circ}46'58''$ east along the north line of said tract a distance of 25.76 feet; thence south $00^{\circ}00'51''$ east a distance of 91.65 feet; thence northwesterly along the arc of a curve to the right, having a uniform radius of 1455.00 feet, a distance of 95.13 feet to the point of beginning.

In DUNLAP'S SUPPLEMENTAL to the City of Seattle, recorded in Volume 12 of Plats, Page 42.

That portion of Lot 14, Block 2, lying easterly of Empire Way as established herein, excepting portion condemned under Ordinance No. 32883.

In STURTEVANT'S RAINIER BEACH VALLEY TRACTS, King County, Washington, now a portion of the City of Seattle, recorded in Volume 12 of Plats, Page 40.

That portion of Tract 13 lying west of Empire Way as established herein.

and that the said lands and appurtenances thereunto belonging are to be condemned, taken and appropriated only after just compensation has been made or paid into Court for the owners thereof in the manner provided by law.

Section 3. That the curb grades of a public street and highway to be known as Empire Way from the intersection of 42nd Avenue South and Empire Way, as established by Ordinance No. 30673, southerly to the City Limits, and of the public street and highway to be known as Dunlap Way, from Empire Way, as extended herein, at a point approximately 1200 feet north from the intersection of said Empire Way with the

south City limits southwesterly to an intersection with the south City limits at a point approximately 1115 feet westerly from the center of Section 3, Township 23 North, Range 4 East, W.M., and of Holden Street, from Empire Way as established herein to Renton Avenue, be and the same are hereby changed and established to the following elevations above City Datum, to-wit:

ON EMPIRE WAY as established herein,

Opposite the intersection of the west margin of Empire Way as established herein with the southwesterly margin of Empire Way as established by Ordinance No. 30673 at existing elevations:

Westerly Curb 116.40 feet

At a point 302.14 feet southerly, measured along the westerly margin of Empire Way as established herein from the last mentioned point:

West Curb 117.15 feet

At the north margin of Webster Street from the east:

West Curb 117.50 feet

At the south margin of Webster Street from the east:

East Curb 117.50 feet
West Curb 117.50 feet

At the north margin of Kenyon Street at elevations conforming with the existing grade on Kenyon Street:

East Curb 109.35 feet
West Curb 109.35 feet

At the south margin of Kenyon Street at elevations conforming with the existing grade on Kenyon Street:

East Curb 109.00 feet
West Curb 109.00 feet

Opposite the intersection of the southwesterly margin of Empire Way as established herein with the north margin of Cloverdale Street, as extended by Ordinance No. 35610, at elevations conforming with the existing grade on Cloverdale Street:

Northeasterly Curb 47.25 feet
Southwesterly Curb 47.25 feet

Opposite the intersection of the northeasterly margin of Empire Way as established herein with the south margin of Cloverdale Street, as condemned by Ordinance No. 35010, at elevations conforming with the existing grade on Cloverdale Street:

Northeasterly Curb	47.25 feet
Southwesterly Curb	47.25 feet

At the north margin of Henderson Street, as established by Ordinance No. 32883, at elevations conforming with the existing grade on Henderson Street;

Easterly Curb	50.60 feet
Westerly Curb	53.20 feet

At the south margin of Henderson Street, as established by Ordinance No. 32883, produced easterly:

Easterly Curb	51.00 feet
Westerly Curb	54.00 feet

At the intersection of the center line of Empire Way as established herein with the north margin of Beacon Avenue:

Easterly Curb	57.00 feet
Westerly Curb	57.00 feet

At the intersection of the center line of Empire Way as established herein with the south margin of Beacon Avenue:

Easterly Curb	57.00 feet
Westerly Curb	57.00 feet

At a point 219.01 feet northerly, measured along the easterly margin of Empire Way as established herein from the intersection of said easterly margin with the south line of Tract 14, Sturtevant's Rainier Beach Valley Tracts, King County, Washington, now a portion of the City of Seattle, recorded in Volume 12 of Plats, Page 40:

Easterly Curb	35.20 feet
Westerly Curb	35.20 feet

At a point 421.23 feet southerly, measured along the easterly margin of Empire Way, as established herein, from the last mentioned point:

Easterly Curb	27.00 feet
Westerly Curb	27.00 feet

Opposite the intersection of the westerly margin of Empire Way, as established herein, with the southeasterly margin of Dunlap Way, as established herein,

Easterly Curb	17.00 feet
Westerly Curb	17.00 feet

At the south City Limits:

Easterly Curb	9.80 feet
Westerly Curb	9.80 feet

ON DUNLAP WAY, as established herein,

Opposite the intersection of the southeasterly margin of Dunlap Way, as established herein, with the west margin of Empire Way, as established herein:

Northwesterly Curb	17.00 feet
Southeasterly Curb	17.00 feet

At a point 290.00 feet north from the intersection of the southeasterly margin of Dunlap Way, as established herein, with the south City Limits:

Northwesterly Curb	8.50 feet
Southeasterly Curb	8.50 feet

Opposite the intersection of the southeasterly margin of Dunlap Way, as established herein, with the south City Limits:

Northwesterly Curb	-4.50 feet
Southeasterly Curb	-4.50 feet

ON HOLDEN STREET, as extended herein,

At the east margin of Empire Way, as established herein:

North Curb	113.30 feet
South Curb	113.30 feet

Opposite the intersection of the north margin of Holden Street as established herein with the southwesterly margin of Empire Way as established by Ordinance No. 30673:

North Curb	110.50 feet
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At the westerly margin of Empire Way as established by Ordinance No. 30673:

South Curb	109.65 feet
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That the curb gradients shall be of a uniform rate of grade between the elevations established herein.

Section 4. That in the grading and regrading of the above named ways and street the City shall acquire the right in the case of a cut to remove the lateral support of the property abutting on said ways and street. 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 (1) foot for each foot of depth cut, and in the case of fills, the right shall be acquired to extend and maintain upon the abutting real 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 ways and street, reserving unto the abutting property owners respectively the right at any time to remove such slopes upon providing other adequate lateral support for said ways and street.

Section 5. That all lands, rights, privileges and other property lying within the limits of the lots, blocks and tracts of land described in Section 1 hereof be and the same are hereby condemned, appropriated, taken and damaged for the purpose of public streets and highways and that all lands, rights, privileges and other property necessary to be taken, used or damaged in the grading and re-grading of said ways and street in conformity with the grades established in Section 3 hereof and in the construction of the necessary slopes for cuts and fills upon the real property abutting on said ways and street, as set forth in Section 4 hereof, are hereby condemned, appropriated, taken and damaged for the public use for such purposes; and 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 thereof in the manner provided by law.

Section 6. 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, except that portion of the improvement provided for in Section 2 hereof shall be paid from the General Fund of the City of Seattle.

Section 7. 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 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.

Section 8. That the name of 42nd Avenue South, from Empire Way as established by Ordinance No. 30673 to a point approximately five hundred (500) feet north of Thistle Street, be changed to Empire Way.

That the name of 43rd Avenue South from Henderson Street to Beacon Avenue be changed to Empire Way.

(To be used for all Ordinances except Emergency.)

Section 9. 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, 1928,
and signed by me in open session in authentication of its passage this 21 day of MAY, 1928.

Approved by me this 22 day of MAY, 1928.

President _____ of the City Council.

Filed by me this 24 day of MAY, 1928.

Quito A. Landes
Mayor.

(SEAL)

Published MAY 28 1928

Attest: [Signature]
City Comptroller and Ex-Officio City Clerk.

By: [Signature]
Deputy Clerk.

City Comptroller and Ex-Officio City Clerk.

By: [Signature]
Deputy Clerk.