

Ordinance No. 55442

55442

Providing for the laying off, opening, widening, extending and establishing of 15th Avenue North from East Howell Street to a point approximately 190.00 feet north of East Galer Street, and of East Thomas Street and East John Street at 20th Avenue North;

*Jan 14 1928
1:30 P.M.
City Council*

REPEALED

*BY
ORDINANCE*

ST No. 60306

Council Bill No. 45639

INTRODUCED: MAY 21 1928	BY: STREETS & SEWERS
REFERRED: MAY 21 1928	TO: STREETS & SEWERS
REFERRED:	
REPORTED: JUN 4 1928	VETO:
SECOND READING: JUN 4 1928	PUBLISHED:
THIRD READING: JUN 4 1928	VETO SUSTAINED:
SIGNED: JUN 4 1928	PASSED OVER VETO:
PRESENTED TO MAYOR: JUN 4 1928	APPROVED: JUN 6 1928
FILED: JUN 6 1928	PUBLISHED: JUN 7 1928
ENGROSSED: VOL. <i>D2</i> PAGE <i>518</i>	BY: <i>MCK</i>
COMPARED BY:	

AND

59357 - Dismissal certain tract

1284 14 - Report Eminent Domain Commission and report for Carbon

1287 11 - Pet owners for repeal

Prepared at request of

SWM

REPEALED
BY
ORDINANCE

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No. 60306

AN ORDINANCE Providing for the laying off, opening, widening, extending and establishing of 15th Avenue North from East Howell Street to a point approximately one hundred and ninety and no one-hundredths (190.00) feet north of East Galer Street, and of East Thomas Street and East John Street at 20th Avenue North; providing for the changing and establishing of the curb grades of said avenue and streets; 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 on said avenue and streets; and providing that the entire cost of such improvement shall be paid by special assessment upon the property specially benefited, in the manner provided by law;

WHEREAS, Public necessity and convenience demand that the above named avenue and streets be laid off, opened, widened, extended and established as public streets and highways and that the curb grades of the above named avenue and streets be changed and 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 15th Avenue North from East Howell Street to a point approximately one hundred and ninety and no one-hundredths (190.00) feet north of East Galer Street, and East Thomas Street and East John Street at 20th Avenue North 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 or tracts of land, to-wit:

In the plat of COMPTON'S FIRST ADDITION to the City of Seattle, recorded in Volume 3 of Plats, Page 11.

That portion of Lot 12, Block 40, described as follows:

Beginning at the southeast corner of said lot; thence north along the east line of said lot a distance of twenty-two and twenty-eight one-hundredths (22.28) feet to the northeast corner of said lot; thence west along the north line of said lot a distance of twenty-one one-hundredths (.20) feet; thence south along a straight line a distance of twenty-two and twenty-eight one-hundredths (22.28) feet to a point on the south line of said lot, said point being

DSM

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WHEREAS, Public necessity and convenience demand that the above named avenue and streets be laid off, opened, widened, extended and established as public streets and highways and that the curb grades of the above named avenue and streets be changed and 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 15th Avenue North from East Howell Street to a point approximately one hundred and ninety and no one-hundredths (190.00) feet north of East Galer Street, and East Thomas Street and East John Street at 20th Avenue North 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 or tracts of land, to-wit:

In the plat of COMPTON'S FIRST ADDITION to the City of Seattle, recorded in Volume 3 of Plats, Page 11.

That portion of Lot 12, Block 40, described as follows:

Beginning at the southeast corner of said lot; thence north along the east line of said lot a distance of twenty-two and twenty-eight one-hundredths (22.28) feet to the northeast corner of said lot; thence west along the north line of said lot a distance of twenty-one one-hundredths (.20) feet; thence south along a straight line a distance of twenty-two and twenty-eight one-hundredths (22.28) feet to a point on the south line of said lot, said point being

distant four one-hundredths (.04) feet west from the southeast corner of said lot; thence west along said south line a distance of four one-hundredths (.04) feet to the point of beginning.

In WILLIAMS ADDITION to the City of Seattle, recorded in Volume 1 of Plats, Page 161.

That portion of Block 1, described as follows:

Beginning at the southeast corner of said block; thence north along the east line of said block a distance of two hundred forty and no one-hundredths (240.00) feet to the northeast corner of said block; thence west along the north line of said block a distance of five and forty-one one-hundredths (5.41) feet; thence south along a straight line a distance of two hundred forty and no one-hundredths (240.00) feet to a point on the south line of said block, said point being distant four and twenty-seven one-hundredths (4.27) feet west from the southeast corner of said block; thence east along the south line of said block a distance of four and twenty-seven one-hundredths (4.27) feet to the point of beginning.

That portion of Block 2, described as follows:

Beginning at the southeast corner of said block; thence north along the east line of said block a distance of three hundred sixty and no one-hundredths (360.00) feet to the northeast corner of said block; thence west along the north line of said block a distance of forty-seven one-hundredths (.47) feet; thence south along a straight line a distance of three hundred sixty and no one-hundredths (360.00) feet to a point on the south line of said block, said point being distant five and twenty-one one-hundredths (5.21) feet west from the southeast corner of said block; thence east along the south line of said block a distance of five and twenty-one one-hundredths (5.21) feet to the point of beginning.

That portion of 15th Avenue North vacated by Ordinance No. 30342 and attached to Lots 1 and 2 and a portion of Lot 3 in Block 4, said Williams Addition, described as follows:

Beginning at the intersection of the north margin of East Thomas Street, as now established, with the west margin of 15th Avenue North, as now established; thence north along the west margin of said 15th Avenue North, as now established, a distance of seventy and nineteen one-hundredths (70.19) feet to an intersection with the north line of said Lot 1 produced east; thence west along said produced line a distance of six and nineteen one-hundredths (6.19) feet; thence south along a straight line a distance of seventy and twenty one-hundredths (70.20) feet to a point on the north margin of East Thomas Street, as now established, said point being distant seven and forty-five one-hundredths (7.45) feet west from the intersection of said north margin with the west margin of said 15th Avenue North; thence east along said north margin a distance of seven and forty-five one-hundredths (7.45) feet to the point of beginning.

In SUBMIT ADDITION to Seattle, recorded in Volume 1 of
Plats, Page 109.

That portion of Block 12, described as follows:

Beginning at the southwest corner of said block; thence north along the west line of said block a distance of three hundred sixty and no one-hundredths (360.00) feet to the northwest corner of said block; thence east along the north line of said block a distance of seven and three one-hundredths (7.03) feet; thence south along a straight line a distance of three hundred sixty and no one-hundredths (360.00) feet to a point on the south line of said block, said point being distant fifty-nine one-hundredths (.59) feet east from the southwest corner of said block; thence west along said south line a distance of fifty-nine one-hundredths (.59) feet to point of beginning.

In HARPER'S ADDITION to the City of Seattle, recorded in
Volume 3 of Plats, Page 45.

That portion of Lot 6, Block 5, described as follows:

Beginning at a point on the west line of said lot, said point being distant fifteen and sixteen one-hundredths (15.16) feet north from the southwest corner of said lot; thence north along the west line of said lot a distance of twenty-four and eighty-four one-hundredths (24.84) feet to the northwest corner of said lot; thence east along the north line of said lot a distance of twenty-four and eighty-four one-hundredths (24.84) feet; thence southwesterly along the arc of a curve to the left having a uniform radius of twenty-five and no one-hundredths (25.00) feet a distance of thirty-nine and ten one-hundredths (39.10) feet to the point of beginning.

In the D. M. CRANE ADDITION to the City of Seattle, re-
corded in Volume 4 of Plats, Page 71.

That portion of Block 4, described as follows:

Beginning at the southwest corner of said block; thence north along the west line of said block a distance of two hundred ninety-four and no one-hundredths (294.00) feet to the northwest corner of said block; thence east along the north line of said block a distance of five and eighty-four one-hundredths (5.84) feet; thence south along a straight line a distance of two hundred ninety-four and seven one-hundredths (294.07) feet to a point on the south line of said block, said point being distant fifty-four one-hundredths (.54) feet east from the southwest corner of said block; thence west along the south line of said block a distance of fifty-four one-hundredths (.54) feet to the point of beginning.

In HIGHLAND'S ADDITION to the City of Seattle, recorded-
ed in Volume 4 of Plats, Page 27.

The east ten (10) feet of Lots 1 to 3, inclusive,
Block 4;

The east ten (10) feet of Lots 1 to 7, inclusive,
Block 3;

The east ten (10) feet of Lots 1 to 7, inclusive,
Block 2;

That portion of Block 1, described as follows:

Beginning at the southeast corner of said block; thence
north along the east line of said block a distance of two
hundred sixty-six and fifty-one one-hundredths (266.51) feet
to the northeast corner of said block; thence west along the
north line of said block a distance of eight and sixty one-
hundredths (8.60) feet; thence south along a straight line a
distance of two hundred sixty-six and forty-two one-hundredths
(266.42) feet to a point on the south line of said block, said
point being distant ten and no one-hundredths (10.00) feet
west from the southeast corner of said block; thence east along
the south line of said block a distance of ten and no one-
hundredths (10.00) feet to the point of beginning.

In LAW'S ADDITION to Seattle, as recorded in Volume 1
of Plats, Page 51.

The west six (6) feet of Lots 1 to 4, inclusive,
Block 32;

The west six (6) feet of Lots 1 to 8, inclusive,
Block 17;

The west six (6) feet of Lots 1 to 8, inclusive,
Block 16;

That portion of Block 1, described as follows:

Beginning at the southwest corner of said block; thence
north along the west line of said block a distance of one
hundred eighty-eight and no one-hundredths (188.00) feet
to the northwest corner of said block; thence east along
the north line of said block a distance of seven and forty
one-hundredths (7.40) feet; thence south along a straight
line a distance of one hundred eighty-eight and no one-
hundredths (188.00) feet to a point on the south line of
said block, said point being distant six and twenty-one
one-hundredths (6.21) feet east from the southwest corner of
said block; thence west along the south line of said block a
distance of six and twenty-one one-hundredths (6.21) feet to
the point of beginning.

In CAPITOL HILL ADDITION to the City of Seattle,
Division Number 3, recorded in Volume 10 of Plats, Page 10.

That portion of Lot 1, Block 8, described as follows:

Beginning at the southeast corner of said lot; thence north along the easterly line of said lot a distance of thirty-three and seventy-seven one-hundredths (33.77) feet to a point of curvature; thence northerly along the arc of a curve to the left having a uniform radius of ten and no one-hundredths (10.00) feet a distance of six and eighty-nine one-hundredths (6.89) feet; thence south along a straight line a distance of forty and thirteen one-hundredths (40.13) feet to a point on the south line of said lot, said point being distant two and sixty one-hundredths (2.60) feet west from the southeast corner of said lot; thence east along said south line a distance of two and sixty one-hundredths (2.60) feet to the point of beginning.

The east three (3) feet of Lots 1 to 4, inclusive, Block 9;

The east three (3) feet of Lots 1 to 4, inclusive, Block 10;

The east three (3) feet of Lots 1 to 4, inclusive, Block 11;

The east three (3) feet of Lots 1 to 4, inclusive, Block 12.

In CAPITOL HILL ADDITION to the City of Seattle,
Division Number 2, as recorded in Volume 10 of Plats, Page 3.

That portion of Lot 1, Block 15, described as follows:

Beginning at the southwest corner of said lot; thence north along the west line of said lot a distance of forty-three and thirty-five one-hundredths (43.35) feet to the northwest corner of said lot; thence east along the north line of said lot a distance of three and seventy-six one-hundredths (3.76) feet; thence south along a straight line a distance of forty-three and thirty-five one-hundredths (43.35) feet to a point on the south line of said block, said point being distant three and forty one-hundredths (3.40) feet east from the southwest corner of said lot; thence west along said south line a distance of three and forty one-hundredths (3.40) feet to the point of beginning.

The west three (3) feet of Lots 1 to 11, inclusive, Block 14;

The west three (3) feet of Lots 1 to 12, inclusive, Block 13;

In CAPITOL HILL ADDITION to the City of Seattle, Division Number 4, recorded in Volume 10 of Plats, Page 34.

The west three (3) feet of Lots 17 to 32, inclusive, Block 28;

The west three (3) feet of Lots 15 to 28, inclusive, Block 29.

UNPLATTED.

The east twenty-two and no one-hundredths (22.00) feet of that portion of the northeast quarter of Section 29, Township 25 North, Range 4 East, W.M., lying north of the north margin of East Prospect Street, being the east twenty-two and no one-hundredths (22.00) feet of that tract of land known as Volunteer Park.

In LAKE VIEW CEMETERY, FIRST EXTENSION, recorded in Volume 8 of Plats, Page 69.

The west fifteen and no one-hundredths (15.00) feet of the east twenty-two and no one-hundredths (22.00) feet of the south one hundred ninety and eighty one-hundredths (190.80) feet of the southeast quarter of the southeast quarter of the southeast quarter of Section 20, Township 25 North, Range 4 East, W. M., being a portion of said Lake View Cemetery.

In CALLIGAN and CORYELL'S ADDITION to the City of Seattle, recorded in Volume 5 of Plats, Page 84.

That portion of Lot 5, Block 6, described as follows:

Beginning at the northeast corner of said lot; thence west along the north line of said lot a distance of twenty-six and fifty one-hundredths (26.50) feet; thence southeasterly along the arc of a curve to the right having a uniform radius of eighty-seven and no one-hundredths (87.00) feet a distance of twenty-nine and eighty-five one-hundredths (29.85) feet to a point on the east line of said lot, said point being distant thirteen and sixty-one one-hundredths (13.61) feet south from the northeast corner of said lot; thence north along the east line of said lot a distance of thirteen and sixty-one one-hundredths (13.61) feet to the point of beginning.

That portion of Lot 10, Block 4, described as follows:

Beginning at the southwest corner of said lot; thence north along the west line of said lot a distance of eighteen and forty-five one-hundredths (18.45) feet; thence southeasterly along the arc of a curve to the left having a uniform

radius of eighty-seven and no one-hundredths (87.00) feet a distance of thirty-three and sixteen one-hundredths (33.16) feet to a point on the south line of said lot; said point being distant twenty-seven and forty-two one-hundredths (27.42) feet east from the southwest corner of said lot; thence west along the south line of said lot a distance of twenty-seven and forty-two one-hundredths (27.42) feet to the point of beginning.

Section 2. That the curb grades now existing on 15th Avenue North from East Howell Street to a point approximately one hundred ninety and no one-hundredths (190.00) feet north of East Galer Street, and of East Thomas Street and East John Street at 20th Avenue North be and the same are hereby established over the widened portions of said 15th Avenue North and East Thomas Street and East John Street, as set forth in Section 1 hereof, the curb gradients being of a uniform rate of grade, corresponding to the present existing curb gradients on said avenue and streets.

Section 3. That in the grading and regrading of the above named avenue and streets the City shall acquire the right in case of a cut to remove the lateral support abutting on said avenue and streets. 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 of 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 avenue and streets, reserving unto the abutting property owners, respectively, the right at any time to remove such slopes upon providing other adequate lateral support for said avenue and streets.

Section 4. 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 regrading of said avenue and streets in conformity with the grades established in Section 2 hereof, and in the construction of the necessary slopes for cuts and fills upon the real property abutting upon said avenue and streets, as set forth in Section 3 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, 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 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 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 also 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 4 day of JUNE, 1928,
and signed by me in open session in authentication of its passage this 4 day of
JUNE 1928 Robt. B. Herbert

President of the City Council.
JUNE

Approved by me this 6 day of JUNE, 1928.

Frank Edwards
Mayor.

Filed by me this 6 day of JUNE, 1928.

Attest: H. W. Carroll
City Comptroller and Ex-Officio City Clerk.

(SEAL)

By W. H. Sturk
Deputy Clerk.

Published JUN 13 1928

By H. W. Carroll
City Comptroller and Ex-Officio City Clerk.
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