

Ordinance No. 55698

AN ORDINANCE relating to, and providing for, the condemnation of a strip of land approximately 66 feet in width, through the Southeast quarter of the Northwest quarter of the Northwest quarter of Section 2, Township 25 North, Range 3 East, W.M., for street purposes.

Council Bill No. 3227

INTRODUCED: JUL 29 1927	BY: STEIN & STEIN
REFERRED: AUG 17 1927	TO: STEIN & STEIN
REFERRED:	
REPORTED: JUL 10 1928	VETO:
SECOND READING: JUL 17 1928	PUBLISHED:
THIRD READING: JUL 19 1928	VETO SUSTAINED:
SIGNED: JUL 26 1928	PASSED OVER VETO:
PRESENTED TO MAYOR:	APPROVED: JUL 17 1928
FILED: JUL 17 1928	PUBLISHED: JUL 23 1928
ENGROSSED: VOL. D2 PAGE 408	BY: MCK

COMPARED BY:

AND

ORDINANCE NO. 55698

AN ORDINANCE relating to, and providing for, the condemnation of a strip of land 66 feet in width, through the Northwest quarter of the Northwest quarter of Section 2, Township 25 North, Range 3 East, W. M., for street purposes.

WHEREAS, public necessity demands that the property hereinafter described be condemned and taken for a public use for street purposes; Now, Therefore,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That a public street and highway be, and the same is hereby, laid off, opened, widened, extended and established over and across the following lots, blocks or tracts of land, to-wit:

A strip of land sixty-six (66) feet in width through the southeast quarter ($SE\frac{1}{4}$) of the northwest quarter ($NW\frac{1}{4}$) of the northwest quarter ($NW\frac{1}{4}$) of Section two (2), township twenty-five (25) North Range Three (3) East, W. M.; the center line of said strip of land is described as follows: Beginning at a point on the west line of and 146 feet south from the northwest corner of said southeast quarter ($SE\frac{1}{4}$) of the northwest quarter ($NW\frac{1}{4}$) of the northwest quarter ($NW\frac{1}{4}$); thence in a southeasterly direction 704.67 feet along a line which if produced to an intersection with the east line of said southeast quarter ($SE\frac{1}{4}$) would be 30.19 feet north of the southeast corner thereof; thence to the right on a curve having a radius of 287.9 feet to the south line of said southeast quarter ($SE\frac{1}{4}$) containing 1.28 acres, more or less; also

A strip of land sixty-six (66) feet in width described from a line which is 6 feet southwesterly from and parallel with the center line thereof; beginning at a point on the section line 46.64 feet south of the corner common to sections 2, 3, 34 and 35, townships 25 and 26 North Range 3 East, W.M.; thence southeasterly with an angle of $43^{\circ}45'$ to the left from the line between said sections 2 and 3, a distance of 256.5 feet; thence along an 8° curve to the right, having a central angle of $17^{\circ}23'$; thence along a tangent to said 8° curve, a distance of 198.7 feet; thence along a 14° curve to the left having a central angle of $25^{\circ}43'$; thence along a tangent to the said 14° curve a distance of 198.36 feet to the west line of and 153.61 feet south of the northwest corner of the southeast quarter ($SE\frac{1}{4}$) of the northwest quarter ($NW\frac{1}{4}$) of the northwest quarter ($NW\frac{1}{4}$) of said Section 2. The above strip of land shown on the recorded plat of H. W. Treat's Loyal Heights Division No. 2 and designated as Loyal Heights Railway Company right of way,

located in King County, Washington.

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A strip of land sixty-six (66) feet in width described from a line which is 6 feet southwesterly from and parallel with the center line thereof; beginning at a point on the section line 46.64 feet south of the corner common to sections 2, 3, 34 and 35, townships 25 and 26 North Range 3 East, W.M.; thence southeasterly with an angle of $43^{\circ}45'$ to the left from the line between said sections 2 and 3, a distance of 256.5 feet; thence along an 8° curve to the right, having a central angle of $17^{\circ}23'$; thence along a tangent to said 8° curve, a distance of 198.7 feet; thence along a 14° curve to the left having a central angle of $25^{\circ}43'$; thence along a tangent to the said 14° curve a distance of 198.36 feet to the west line of and 153.61 feet south of the northwest corner of the southeast quarter ($SE\frac{1}{4}$) of the northwest quarter ($NW\frac{1}{4}$) of the northwest quarter ($NW\frac{1}{4}$) of said Section 2. The above strip of land shown on the recorded plat of H. W. Treat's Loyal Heights Division No. 2 and designated as Loyal Heights Railway Company right of way,

located in King County, Washington.

(To be used for all Ordinances except Emergency.)

Section 2. That the Corporation Counsel be, and he is hereby, authorized and directed to initiate and prosecute the actions and proceedings in the manner provided by law to condemn, take and appropriate lands and property necessary to carry out the provisions of this ordinance.

Section 3. That the entire cost of the improvement herein provided for shall be paid by special assessment on 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.

Section 4. 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 County the 16 day of July, 1928,
and signed by me in open session in authentication of its passage this 16 day of July, 1928,
Robt B. Kosheth

President.....of the City Council.

Approved by me this 17 day of July, 1928,
Frank Edwards
Mayor.

Filed by me this 17 day of July, 1928,
Attest: W. M. Carroll
City Comptroller and Ex-Officio City Clerk.

(SEAL)

By W. M. Carroll
Deputy Clerk.

Published.....
By W. M. Carroll
City Comptroller and Ex-Officio City Clerk.
By W. M. Carroll
Deputy Clerk.

ASSISTANT CORPORATION COUNSEL

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HUGH R. FULLERTON

THE CITY OF SEATTLE

LAW DEPARTMENT

THOMAS J. L. KENNEDY, CORPORATION COUNSEL

CHIEF CLERK
R. B. McCLINTON

LAW CLERKS
WM. D. COVINGTON
J. BRUCE MACDOUGALL
CHARLES L. SMITH
JOHN E. SANDERS

CLAIM AGENT
J. H. DENNIS

August 26, 1927.

Re: Transmittal of proposed ordinance providing for the condemnation of City railway property in the Loyal Heights district, for street purposes.

City Council,
Seattle, Wash.

Gentlemen:

Pursuant to your request, we have prepared and herewith transmit, proposed ordinance providing for the acquisition by condemnation for street purposes of certain property owned by the Division of Municipal Railways, and located in Section 2, Township 25 North, Range 3 East, W. M., being a strip of land 66 feet in width running in a diagonal direction from West 80th Street to West 85th Street, between 28th Avenue Northwest to 32nd Avenue Northwest.

This property was acquired from the Loyal Railway Company under Ordinance No. 38262. The same has been checked by the Department of Public Utilities as to description.

File No. 110736, which accompanied your request, is herewith returned.

Yours very truly,

THOMAS J. L. KENNEDY,
Corporation Counsel,

By:

A. C. Van Soelen
A. C. VAN SOELEN,
Assistant.

ACV:AOP
ENCL.