

## Ordinance No. 55812

Providing for the laying off, opening, widening, extending and establishing of WARSAW STREET and MORGAN STREET, each from Beacon Avenue to 32nd Avenue South; of EDDY STREET, between Beacon Avenue and 30th Avenue South; of HOLLY STREET, from Beacon Avenue to 28th Avenue South; \*\*\*\*\* providing for the establishing of the curb grades of said Warsaw Street and Morgan Street, each from Beacon Avenue to 32nd Avenue South;\*\*\*\*\*

*See in Book*

*INDEXED  
IN  
59078*

## Council Bill No. 49057

INTRODUCED: JUL 23 1928	BY: STREETS & SEWERS
REFERRED: JUL 20 1928	TO: STREETS & SEWERS
REFERRED:	
REPORTED: JUL 30 1928	VETO:
SECOND READING: JUL 30 1928	PUBLISHED:
THIRD READING: JUL 30 1928	VETO SUSTAINED:
SIGNED: JUL 30 1928	PASSED OVER VETO:
PRESENTED TO MAYOR: JUL 30 1928	APPROVED: JUL 31 1928
FILED: JUL 31 1928	PUBLISHED: AUG 3 1928
ENROBSED: VOL. D2 PAGE 448	BY: MCK
COMPARED BY:	

AND

128277 - Journal of July  
129816 - Report concerning learning of soil

ELY:HK  
7-20-28

ORDINANCE NO. 55812

AMENDED

ORDINANCE No. 59078

AN ORDINANCE providing for the laying off, opening, widening, extending and establishing of WARSAW STREET and MORGAN STREET, each from Beacon Avenue to 32nd Avenue South; of EDDY STREET, between Beacon Avenue and 30th Avenue South; of HOLLY STREET, from Beacon Avenue to 28th Avenue South; and of 29th AVENUE SOUTH and SHAFFER AVENUE, each from Holly Street to Eddy Street; providing for the establishing of the curb grades of said Warsaw Street and Morgan Street, each from Beacon Avenue to 32nd Avenue South, of Eddy Street, from Beacon Avenue to 30th Avenue South, of Holly Street, from Beacon Avenue to 28th Avenue South; of 28th Avenue South, 29th Avenue South and Shaffer Avenue, each from Holly Street to Graham Street, and of 30th Avenue South and 31st Avenue South, each from Holly Street to Eddy 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 on said streets and avenues; and providing that the entire cost of such improvement shall be paid by special assessments upon the property specially benefited in the manner provided by law.

WHEREAS Public necessity and convenience demand that the above named streets and avenues be laid off, opened, widened, extended and established as public streets and highways and that the curb grades on the above named streets and avenues 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 WARSAW STREET and MORGAN STREET, each from Beacon Avenue to 32nd Avenue South; EDDY STREET, between Beacon Avenue and 30th Avenue South; HOLLY STREET, from Beacon Avenue to 28th Avenue South; 29th AVENUE SOUTH and SHAFFER AVENUE, each from Holly Street to Eddy Street, 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 SOMERVILLE, NOW A PORTION OF THE  
CITY OF SEATTLE, AS RECORDED IN  
VOLUME 2 of PLATS, PAGE 63.

The south twenty-five (25) feet of Tract "I".

The north twenty-five (25) feet of Tract "L".

The north twenty-five (25) feet of that portion of Tract "K", lying easterly of Beacon Avenue, as now established.

That portion of Tract "K", lying easterly of Beacon Avenue, as now established, and south of a line fifty-five (55) feet north from and parallel with the north line of Block 1, Lewis Addition to the City of Seattle, recorded in Volume 27 of Plats, Page 29.

That portion of Tract "L", lying south of a line fifty-five (55) feet north from and parallel with the north line of Block 1, Lewis Addition to the City of Seattle, recorded in Volume 27 of Plats, Page 29.

The north twenty-five (25) feet of Tract 27.

The south twenty-five (25) feet of Tract 27.

A strip of land fifty-five (55) feet in width over and across said Tract 27, the center line of said strip being drawn from a point on the north line of said tract, said point being distant one hundred thirty-two and thirty-three one-hundredths (132.33) feet west from the northeast corner of said tract to a point on the south line of said tract, said point being distant one hundred thirty-two and eighty one-hundredths (132.80) feet west from the southeast corner of said tract, except the north twenty-five (25) feet thereof, and except the south twenty-five (25) feet thereof.

A strip of land fifty-five (55) feet in width over and across said Tract 27, the center line of said strip being drawn from a point on the north line of said tract, said point being distant two hundred thirty-four and sixty-one one-hundredths (234.61) feet east from the northwest corner of said tract to a point on the south line of said tract, said point being distant two hundred thirty-five and fifty-three one-hundredths (235.53) feet east from the southwest corner of said tract, except the north twenty-five (25) feet thereof, and except the south twenty-five (25) feet thereof.

The north five (5) feet of the south twenty-five (25) feet of Tract 28, except portions deeded for street purposes, Ordinance No. 48308.

The north twenty-five (25) feet of Tract 31.

A strip of land over and across said Tract 31, fifty-five (55) feet in width, the center line of said strip being drawn from a point on the north line of said tract, said point being distant one hundred thirty-three and twenty-seven one-hundredths (133.27) feet west from the northeast corner of said tract, to a point on the south line of said tract, said point being distant one hundred thirty-three and seventy-nine one-hundredths (133.79) feet west from the southeast corner of said tract, except the north twenty-five (25) feet thereof.

Also a strip of land fifty-five (55) feet in width, over and across said tract, the center line of said strip being drawn from a point on the north line of said tract, said point being distant two hundred thirty-six and thirty-six one-hundredths (236.36) feet east from the northwest corner of said tract to a point on the south line of said tract, said point being distant two hundred thirty-seven and thirty-four one-hundredths (237.34) feet east from the southwest corner of said tract, except the north twenty-five (25) feet thereof.

That portion of Tract "N", described as follows: Beginning at the southeast corner of said tract; thence north along the east line thereof a distance of nine and thirty-four one-hundredths (9.34) feet; thence west along a straight line a distance of five hundred nineteen and three one-hundredths (519.03) feet to a point on the easterly margin of Beacon Avenue, as now established, said point being distant thirteen and twenty-five one-hundredths (13.25) feet north from the intersection of said easterly line with the south line of said tract; thence south along said easterly line of Beacon Avenue a distance of thirteen and twenty-five one-hundredths (13.25) feet to an intersection with the south line of said tract; thence east along said south line a distance of five hundred sixteen and twenty one-hundredths (516.20) feet to the point of beginning.

That portion of Tract "N", lying north of a line drawn from a point on the east line of said tract, said point being distant eighteen and forty-one one-hundredths (18.41) feet south from the northeast corner of said tract, to a point on the west line of said tract, said point being distant twenty and eighty-six one-hundredths (20.86) feet south from the northwest corner of said tract.

IN F. J. SHAFFER'S SUBDIVISION OF LOT "J",  
SOMERVILLE, an Addition to The City of Seattle,  
recorded in Volume 10 of Plats, Page 87.

The South twenty-five (25) feet of Lot 6, except portion condemned for Beacon Avenue.

IN LEWIS ADDITION TO THE CITY OF SEATTLE,  
Recorded in Volume 27 of Plats, Page 29.

That portion of Lot 11, Block 1, if any, lying north of the following described line, to-wit: Beginning at a point on the center line of 28th Avenue South, said point being distant four and forty-eight one-hundredths (4.48) feet south  $0^{\circ}1'35''$  east from the intersection of said center line with the north margin produced west of Morgan Street, as platted in Air Line Addition to The City of Seattle, recorded in Volume 15 of Plats, Page 37; thence north  $87^{\circ}15'43''$  west a distance of six hundred eighty and eighty-five one-hundredths (680.85) feet, more or less, to an intersection with the easterly margin of Beacon Avenue, as now established.

IN CORSIAT'S ADDITION TO GEORGETOWN, NOW A  
PORTION OF THE CITY OF SEATTLE, Recorded in  
Volume 12 of Plats, Page 16.

That portion of Tract 1 lying north of a line drawn from a point on the east line of said tract, said point being twenty and eighty-six one-hundredths (20.86) feet south from the northeast corner of said tract, to a point on the easterly margin of Beacon Avenue as now established, twenty-one and ninety-three one-hundredths (21.93) feet south from the intersection of said east margin with the north line of said tract.

UNPLATTED

That portion of Government Lot 10, Section 28, Township 24 North, Range 4 East, W.M., described as follows:

Beginning at the northeast corner of said subdivision; thence north  $88^{\circ} 13' 8''$  west along the north line of said subdivision a distance of five hundred thirty-eight and fifteen one-hundredths (538.15) feet to a point on the easterly margin of Beacon Avenue, as now established; thence south  $11^{\circ} 48' 23''$  east along said easterly margin a distance of seventeen and seventy-two one-hundredths (17.72) feet; thence south  $87^{\circ} 49' 41''$  east a distance of five hundred thirty-four and eighty-six one-hundredths (534.86) feet to a point on the east line of said subdivision; thence north along said east line a distance of twenty and eighty-nine one-hundredths (20.89) feet to the point of beginning.

<sup>2d</sup>  
IN PLOUF'S ADDITION TO THE CITY OF SEATTLE,  
Recorded in Volume 5 of Plats, Page 1.

- The north twenty-five (25) feet of Lots 1 and 24, Block 1.
- The north twenty-five (25) feet of Lots 1 and 24, Block 2.
- The north twenty-five (25) feet of Lot 1, Block 3.

Section 2. That the curb grades of the following named streets and avenues be and the same are hereby established at the following elevations above City datum, to-wit:

ON WARSAW STREET

At the easterly margin of Beacon Avenue, at elevations conforming to the established grade on Beacon Avenue:

North Curb	280.90 feet
South Curb	280.10 feet

At a point fifty-seven and ninety-four one-hundredths (57.94) feet east, measured along the center line from the intersection of said center line with the easterly margin of Beacon Avenue, as now established, at the point of curvature of a vertical curve:

North Curb	279.80 feet
South Curb	279.35 feet

At a point two hundred (200) feet east of the last mentioned point at the point of tangency of a vertical curve:

North Curb	273.74 feet
South Curb	273.58 feet

At the west margin of 28th Avenue South:

North Curb	259.70 feet
South Curb	259.00 feet

At the east margin of 28th Avenue South:

North Curb	258.70 feet
South Curb	258.00 feet

At the west margin of 29th Avenue South:

North Curb	253.80 feet
South Curb	253.10 feet

At the east margin of 29th Avenue South:

North Curb	253.70 feet
South Curb	253.00 feet

At the west margin of Shaffer Avenue:

North Curb	250.75 feet
South Curb	250.50 feet

At the east margin of Shaffer Avenue:

North Curb	250.25 feet
South Curb	250.00 feet

At the west margin of 30th Avenue South; from the north:

North Curb	235.50 feet
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At the west margin of 30th Avenue South, from the south:

South Curb	235.00 feet
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At the east margin of 30th Avenue South from the north:

North Curb	235.50 feet
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At the east margin of 30th Avenue South, from the south:

South Curb	235.00 feet
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At the west margin of 31st Avenue South:

North Curb	240.00 feet
South Curb	240.00 feet

At the east margin of 31st Avenue South:

North Curb	240.00 feet
South Curb	240.00 feet

At the west margin of 32nd Avenue South:

North Curb	238.00 feet
South Curb	238.00 feet

ON MORGAN STREET

At the easterly margin of Beacon Avenue, as now established:

North Curb	291.80 feet
South Curb	291.00 feet

At a point five hundred forty-five (545) feet west from the west margin of 28th Avenue South, at a point of curvature of a vertical curve:

North Curb	290.80 feet
South Curb	290.40 feet

At a point one hundred sixty (160) feet east of the last mentioned point, at a point of reverse curve of a vertical curve:

North Curb	285.00 feet
South Curb	285.00 feet

At a point one hundred sixty (160) feet east of the last mentioned point, at the point of tangency of a vertical curve:

North Curb	276.59 feet
South Curb	276.59 feet

At the west margin of 28th Avenue South:

North Curb	267.00 feet
South Curb	267.00 feet

At the east margin of 28th Avenue South:

North Curb	266.90 feet
South Curb	266.90 feet

At the west margin of 29th Avenue South:

North Curb	265.00 feet
South Curb	265.00 feet

At the east margin of 29th Avenue South:

North Curb	265.00 feet
South Curb	265.00 feet

At the west margin of Shaffer Avenue:

North Curb	253.00 feet
South Curb	253.00 feet

At the east margin of Shaffer Avenue:

North Curb	252.00 feet
South Curb	252.00 feet



At a point one hundred seventy-five (175) feet west of the west margin of 30th Avenue South, at a point of curvature of a vertical curve:

North Curb	250.00 feet
South Curb	250.00 feet

At a point one hundred twenty (120) feet east of the last mentioned point, at the point of tangency of a vertical curve:

North Curb	244.96 feet
South Curb	244.96 feet

At the west margin of 30th Avenue South:

North Curb	244.00 feet
South Curb	244.00 feet

At the east margin of 30th Avenue South:

North Curb	244.00 feet
South Curb	244.00 feet

At the west margin of 31st Avenue South:

North Curb	245.00 feet
South Curb	245.00 feet

At the east margin of 31st Avenue South:

North Curb	245.00 feet
South Curb	245.00 feet

At the west margin of 32nd Avenue South:

North Curb	240.00 feet
South Curb	240.00 feet

ON EDDY STREET

At the east margin of Beacon Avenue, as now established:

North Curb	300.90 feet
South Curb	300.50 feet

At a point five hundred fifty-six (556) feet west of the west margin of 28th Avenue South, at a point of curvature of a vertical curve:

North Curb	299.62 feet
South Curb	299.50 feet

At a point one hundred sixty (160) feet east of the last mentioned point at a point of tangency of a vertical curve:

North Curb	293.18 feet
South Curb	293.18 feet

At a point forty-six (46) feet east of the last mentioned point at a point of curvature of a vertical curve:

North Curb	289.82 feet
South Curb	289.82 feet

At a point one hundred sixty (160) feet east of the last mentioned point at the point of tangency of a vertical curve:

North Curb	281.04 feet
South Curb	281.04 feet

At the west margin of 28th Avenue South:

North Curb	274.00 feet
South Curb	274.00 feet

At the east margin of 28th Avenue South:

North Curb	273.90 feet
South Curb	273.90 feet

At the west margin of 29th Avenue South:

North Curb	271.50 feet
South Curb	271.50 feet

At the east margin of 29th Avenue South:

North Curb	271.00 feet
South Curb	271.00 feet

At the west margin of Shaffer Avenue:

North Curb	257.00 feet
South Curb	257.00 feet

At the east margin of Shaffer Avenue:

North Curb	256.00 feet
South Curb	256.00 feet

At the west margin of 30th Avenue South:

North Curb	250.00 feet
South Curb	250.00 feet

ON HOLLY STREET

At the east margin of Beacon Avenue, as now established:

North Curb	264.70 feet
South Curb	263.70 feet

At the west margin of 28th Avenue South:

North Curb	248.50 feet
South Curb	248.00 feet

ON 28th AVENUE SOUTH

At the north margin of Holly Street:

East Curb	248.00 feet
West Curb	248.50 feet

At the south margin of Warsaw Street:

East Curb	258.00 feet
West Curb	258.50 feet

At the north margin of Warsaw Street:

East Curb	259.50 feet
West Curb	260.00 feet

At the south margin of Morgan Street:

East Curb	266.90 feet
West Curb	266.90 feet

At the north margin of Morgan Street:

East Curb	267.50 feet
West Curb	267.50 feet

At the south margin of Eddy Street:

East Curb	273.90 feet
West Curb	273.90 feet

At the north margin of Eddy Street:

East Curb	274.50 feet
West Curb	274.50 feet

At the south margin of Graham Street; at elevations conforming to the established grade on Graham Street:

East Curb	282.00 feet
West Curb	282.50 feet

ON 29th AVENUE SOUTH

At the north margin of Holly Street:

East Curb	242.50 feet
West Curb	243.00 feet

At the south margin of Warsaw Street:

East Curb	253.00 feet
West Curb	253.00 feet

At the north margin of Warsaw Street:

East Curb	254.00 feet
West Curb	254.00 feet

At the south margin of Morgan Street:

East Curb	264.50 feet
West Curb	264.50 feet

At the north margin of Morgan Street:

East Curb	265.00 feet
West Curb	265.00 feet

At the south margin of Eddy Street:

East Curb	271.00 feet
West Curb	271.00 feet

At the north margin of Eddy Street:

East Curb	271.50 feet
West Curb	271.50 feet

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

East Curb	275.00 feet
West Curb	275.50 feet

ON SHAFFER AVENUE

At the north margin of Holly Street:

East Curb	230.50 feet
West Curb	231.00 feet

At the south margin of Warsaw Street:

East Curb	250.00 feet
West Curb	250.25 feet

At the north margin of Warsaw Street:

East Curb	250.50 feet
West Curb	250.75 feet

At the south margin of Morgan Street:

East Curb	252.00 feet
West Curb	252.50 feet

At the north margin of Morgan Street:

East Curb	252.50 feet
West Curb	253.00 feet

At the south margin of Eddy Street:

East Curb	256.00 feet
West Curb	256.50 feet

At the north margin of Eddy Street:

East Curb	256.50 feet
West Curb	257.00 feet

At a point one hundred thirty (130) feet south of the south margin of Graham Street, at the point of curvature of a vertical curve:

East Curb	257.96 feet
West Curb	258.10 feet

At a point one hundred twenty (120) feet north of the last mentioned point at the point of tangency of a vertical curve:

East Curb	261.76 feet
West Curb	262.30 feet

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

East Curb	262.30 feet
West Curb	263.00 feet

ON 30th AVENUE SOUTH

At the north margin of Holly Street:

East Curb	226.00 feet
West Curb	226.00 feet

At the south margin of Warsaw Street:

East Curb	234.50 feet
West Curb	234.50 feet

At the north margin of Warsaw Street:

East Curb	235.50 feet
West Curb	235.50 feet

At the south margin of Morgan Street:

East Curb	243.80 feet
West Curb	243.80 feet

At the north margin of Morgan Street:

East Curb	244.00 feet
West Curb	244.00 feet

At the south margin of Eddy Street:

East Curb	250.00 feet
West Curb	250.00 feet

ON 31st AVENUE SOUTH

At the north margin of Holly Street:

East Curb	232.00 feet
West Curb	232.00 feet

At a point fifty-five (55) feet north of the north margin of Holly Street at a point of curvature of a vertical curve:

East Curb	236.48 feet
West Curb	236.48 feet

At a point one hundred sixty (160) feet north of the last mentioned point at the point of tangency of a vertical curve:

East Curb	241.54 feet
West Curb	241.54 feet

At the south margin of Warsaw Street:

East Curb	240.20 feet
West Curb	240.20 feet

At the north margin of Warsaw Street;

East Curb	240.20 feet
West Curb	240.20 feet

At the south margin of Morgan Street:

East Curb	245.00 feet
West Curb	245.00 feet

At the north margin of Morgan Street:

East Curb	245.20 feet
West Curb	245.20 feet

At the south margin of Eddy Street:

East Curb	248.00 feet
West Curb	248.00 feet

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 streets and avenues, the City shall acquire the right in the case of a cut to remove the lateral support abutting on said streets and avenues. 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 (1½) feet for each foot of elevation of fill for the purpose of acquiring lateral support for said streets and avenues, reserving unto the abutting property owners, respectively, the right at any time to remove such slopes upon providing other adequate lateral support for said streets and avenues.

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 of said streets and avenues, 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 streets and avenues, 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 30 day of JULY, 1928,  
and signed by me in open session in authentication of its passage this 30 day of  
JULY, 1928 Robt. B. Hecht

President of the City Council.

Approved by me this 31 day of JULY, 1928.  
Frank Edwards  
Mayor.

Filed by me this 31 day of JULY, 1928.  
M. W. Carroll  
City Comptroller and Ex-Officio City Clerk.

(SEAL)

By W. Stark  
Deputy Clerk.

Published AUG 8 1928

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