

Ordinance No. 56149

Providing for the condemnation, appropriation, taking and damaging of lands and other property necessary for a sewer right-of-way over and across Blocks 41, 42 and 43, Lake Washington Shore Lands, and certain other lands for a sewer right-of-way.

11/20/28
1/22/29
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Council Bill No. 46579

INTRODUCED: <i>SEP 17 1928</i>	BY: <i>STREETS & SEWER</i>
REFERRED: <i>SEP 17 1928</i>	TO: <i>STREETS & SEWER</i>
REFERRED:	
REPORTED: <i>OCT 1 - 1928</i>	VETO:
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THIRD READING: <i>OCT 1 1928</i>	VETO SUSTAINED:
SIGNED: <i>OCT 1 - 1928</i>	PASSED OVER VETO:
PRESENTED TO MAYOR: <i>OCT 1 - 1928</i>	APPROVED: <i>OCT 1 - 1928</i>
FILED: <i>OCT 1 1928</i>	PUBLISHED: <i>OCT 1 1928</i>
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COMPARED BY:	
AND	

12-6010 - Annual
6012 - Transfer \$177.75 to L.H. W. & Sons - Forest
6914 - " " \$ 54.40 to - from S. New Bond 1926 Cont F

ORD. 95078 - AUTH EASEMENT OVER CERTAIN
PROP IN LOTS 3, 4 & 5, B. 42, LAKE WASH.
SHORE LANDS.

Prepared at request of

WOM

ORDINANCE NO. 56149

AN ORDINANCE Providing for the condemnation, appropriation, taking and damaging of lands and other property necessary for a sewer right-of-way over and across Blocks 41, 42 and 43, Lake Washington Shore Lands, and certain other lands.

WHEREAS Public necessity and convenience demand that certain lands and other property be condemned, appropriated, taken and damaged for a sewer right-of-way; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That a sewer right-of-way from East Pine Street to Denny Blaine Place be and the same is hereby laid off, opened, extended and established over and across the following described lots, blocks and tracts of land, to-wit:

IN LAKE WASHINGTON SHORE LANDS

That portion of Block 41, described as follows: Beginning at the northwest corner of said block; thence south $89^{\circ} 47' 17''$ east a distance of three and fifty-one one-hundredths (3.51) feet; thence south $11^{\circ} 28' 08''$ west a distance of two hundred eighty-five and nine one-hundredths (285.09) feet to a point on the westerly line of said block; thence north $1^{\circ} 23' 24''$ east along said westerly line a distance of thirty-four and twenty-eight one-hundredths (34.28) feet; thence north $11^{\circ} 28' 08''$ east a distance of ninety-one and sixty-five one-hundredths (91.65) feet; thence north $12^{\circ} 23' 24''$ east a distance of one hundred fifty-nine and three one-hundredths (159.03) feet to the point of beginning.

Also that portion of said block described as follows: Beginning at a point on the south line of said block said point being distant south $89^{\circ} 51' 36''$ east a distance of forty and forty-two one-hundredths (40.42) feet from the southwest corner of said block; thence north $3^{\circ} 30' 59''$ west a distance of one hundred fifty-nine and sixty-two one-hundredths (159.62) feet to a point on the westerly line of said block; thence north $10^{\circ} 53' 24''$ east along the westerly line of said block a distance of twenty-four and twelve one-hundredths (24.12) feet; thence south $3^{\circ} 30' 59''$ east a distance of one hundred eighty-three and thirty-six one-hundredths (183.36) feet to a point on the south line of said block; thence north $89^{\circ} 51' 36''$ west along said south line a distance of six and one one-hundredth (6.01) feet to the point of beginning.

That portion of Block 42, described as follows: Beginning at a point on the north line of said block, said point being distant south $89^{\circ} 51' 36''$ east a distance of forty and forty-two one-hundredths (40.42) feet from the northwest corner of said block; thence south $89^{\circ} 51' 36''$ east a distance of six and one one-hundredth (6.01) feet; thence south $3^{\circ} 30' 59''$ east a distance of four hundred one and forty-three one-hundredths (401.43) feet to a point on the south line of said block; thence north $89^{\circ} 52' 25''$ west along said south line a distance of six and one one-hundredth (6.01) feet; thence north $3^{\circ} 30' 59''$ west a distance of four hundred one and forty-three one-hundredths (401.43) feet to the point of beginning.

That portion of Block 43, described as follows: Beginning at a point on the north line of said block, said point being distant south $89^{\circ} 52' 25''$ east forty-seven and six one-hundredths (47.06) feet from the northwest corner of said block; thence south $89^{\circ} 52' 25''$ east along the said north line a distance of six and twenty-seven one-hundredths (6.27) feet; thence south $16^{\circ} 52' 50''$ west a distance of one hundred eighty-three and thirty one-hundredths (183.30) feet to a point on the westerly line of said block; thence north $0^{\circ} 1' 55''$ west along said westerly line a distance of twenty and sixty-three one-hundredths (20.63) feet; thence north $16^{\circ} 52' 50''$ east a distance of one hundred sixty-one and seventy-six one-hundredths (161.76) feet to the point of beginning.

That portion of Lot 6, Block 43, described as follows: Beginning at a point on the west line of said lot, said point being distant nine and sixty-eight one-hundredths (9.68) feet north $24^{\circ} 58' 05''$ east from the southwest corner of said Lot 6; thence continuing north $24^{\circ} 58' 05''$ east a distance of twenty-five and fifty-six one-hundredths (25.56) feet; thence south $16^{\circ} 52' 50''$ west a distance of one and seventy-two one-hundredths (1.72) feet; thence south $25^{\circ} 32' 57''$ west a distance of twenty-three and eighty-six one-hundredths (23.86) feet to the point of beginning.

IN DENNY BLAINE LAKE PARK ADDITION TO THE CITY
OF SEATTLE, AS RECORDED IN VOLUME
9 of PLATS, PAGE 85.

That portion of Tracts 9 to 16, inclusive, described as follows: Beginning at a point on the east line of said Tract 16, said point being distant north $10^{\circ} 53' 24''$ east forty and no one-hundredths (40.00) feet from the southeast corner of said tract; thence continuing north $10^{\circ} 53' 24''$ east along the east line of Tracts 16 and 15 a distance of twenty-four and twelve one-hundredths (24.12) feet; thence north $3^{\circ} 30' 59''$ west a distance of one hundred ninety-seven and twenty-eight one-hundredths (197.28) feet; thence north $11^{\circ} 28' 08''$ east a distance of one hundred twenty-nine and fifty-six one-hundredths (129.56) feet to a point on the east line of said

Tract 10; thence north $1^{\circ} 23' 24''$ east along the east line of Tracts 10 and 9, a distance of thirty-four and twenty-eight one-hundredths (34.28) feet; thence south $11^{\circ} 28' 08''$ west a distance of one hundred sixty-four and eleven one-hundredths (164.11) feet; thence south $3^{\circ} 30' 59''$ east a distance of two hundred twenty-one and forty-two one-hundredths (221.42) feet to the point of beginning.

IN MADRONA HEIGHTS ADDITION TO THE CITY OF SEATTLE, AS RECORDED IN VOLUME 9 OF PLATS, PAGE 100.

That portion of Block "E", described as follows: Beginning at a point on the south line of said block said point being distant north $89^{\circ} 52' 13''$ west one and seventy-three one-hundredths (1.73) feet from the southeast corner of said block; thence north $89^{\circ} 52' 13''$ west along said south line a distance of six and sixty-four one-hundredths (6.64) feet; thence north $25^{\circ} 32' 57''$ east a distance of one hundred eighty-one and twenty-eight one-hundredths (181.28) feet; thence north $16^{\circ} 52' 50''$ east a distance of sixty-five and thirty-seven one-hundredths (65.37) feet to a point on the easterly line of said block; thence south $0^{\circ} 01' 55''$ east along said easterly line a distance of twenty and sixty-three one-hundredths (20.63) feet; thence south $16^{\circ} 52' 50''$ west a distance of forty-four and thirty-seven one-hundredths (44.37) feet to a point on the easterly line of said block; thence south $24^{\circ} 58' 05''$ west along said easterly line a distance of twenty-five and fifty-six one-hundredths (25.56) feet; thence south $25^{\circ} 32' 57''$ west a distance of one hundred fifty-five and two one-hundredths (155.02) feet to the point of beginning.

Section 2. That the right be acquired to encroach and occupy, use and damage in the original construction of said sewer, the following described tract of land, to-wit:

A strip of land 10 feet in width over and across Blocks 41, 42 and 43, Lake Washington Shore Lands, and Tracts 10 to 16, inclusive, Denny Blaine Lake Park Addition to the City of Seattle, recorded in Volume 9 of Plats, Page 85, and Lot 14, Block "E", Madrona Heights Addition to the City of Seattle, as recorded in Volume 9 of Plats, Page 100, the westerly line of said strip being coincident with the easterly line of the right-of-way described in Section 1 hereof.

Section 3. 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 set forth in Section 1 hereof, only

after just compensation had been made or paid into court for the owners thereof in the manner provided by law.

Section 4. That the entire cost of the improvement provided for herein shall be paid from the Seattle Sewer Bonds 1926 Construction Fund, created by Ordinance No. 51248, as amended by Ordinance No. 55496.

Section 5. 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.

Section 6. 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 1st day of OCTOBER, 1928

and signed by me in open session in authentication of its passage this 1st day of OCTOBER, 1928

John E. Varroel
PRO TEM
President of the City Council.

Approved by me this 4 day of OCTOBER, 1928

Frank Edwards
Mayor.

Filed by me this 4 day of OCTOBER, 1928

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

(SEAL):

By *W. W. Carroll*
Deputy Clerk.

Published OCT - 9 - 1928

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