

59599

Ordinance No. 59599

Relating to, and providing for, the acquisition by condemnation etc. of right of way for electric transmission line over and across certain lands in King County, Wash., as an addition to the existing municipal light and power plant and system; providing for taking and damaging of land and other property, etc. and

Repealing Ord. No. 57182.

Council Bill No. 59597

INTRODUCED: JUN 2 1930	BY: CITY UTILITIES
REFERRED:	TO: FINANCE CITY UTILITIES
REFERRED:	
REPORTED: JUN 9 1930	VETO:
SECOND READING: JUN 9 1930	PUBLISHED:
THIRD READING: JUN 9 1930	VETO SUSTAINED:
SIGNED: JUN 9 1930	PASSED OVER VETO:
PRESENTED TO MAYOR: JUN 9 1930	APPROVED:
FILED: JUN 20 1930	PUBLISHED: JUN 23 1930
ENGROSSED:	BY: <i>CM</i> ✓
VOL. 7-2 PAGE 325	
COMPARED BY:	AND

Form J. Rev. 27 McCann.

65074 - offer to pay cost for my professional
to pay certain cost 218498 - in contract

146181 - award of jury
146950 -
11086 -
11086 - accounts award - 1000
19699 - award (See Book Cover)
11086 - 1/2000 of award 7100
Fund credit for pay
Transfer 124 on 1/2000

Patt

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65590

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in addition
of light etc
provided
of land, and

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ER-SETO:

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196499 - award (See Back Cover) 65074 - affrm to pay ass't from Prop. Sales fund
to pay certain asst 4184768 as condensed

Res 11086 - ^{not in} acceptance of awards 9/1/42 146181 - award of July
64785 - F. fund created for pay 146950 - ^{not in} award shown to be 11086
transfer - 190 mrs ^{not in} ~~11086~~ under 054086 Res 11086 - acceptance award for 11086 in Seattle

1264.99 - award (See Back Cover)

65074 - affn to pay ass't from Tax Pay. Sales fund
to pay certain debt 1184728 as outlined

Rec 11086 - ^{indie} acceptance of awards 9/14/52

146181 - award of jury
146950 - ~~by admission time 4/11~~

64785 - fund created for pay
transfer 130 over ~~to~~ bonds under 0.54086

Rec 11086 - acceptance award for 4/11 in Seattle

Ord. 88376 - Releases easement over certain prop. in C. D. Hillman's
Lake Wash. Garden of Eden Add., Div. No. 4.

Ord. 88512 - " " " " " " " " " " " "

Ord. 59113 - Provides for purchase of certain prop.

ORD. 95744 - TRANSF. JURISDICTION OVER CERTAIN CITY (LIGHT DEPT) PROP IN BLKS 2 & 3,
ROBINSON ADD .. TO THE EXEC. DEPT, DIV. OF URBAN RENEWAL.

ORD. 96061 - AUTH AN EXCHANGE OF INSTRUMENTS WITH THE ONE TWENTY FOUR INVEST CORP &
GROB M WEYAND, TO CLARIFY AND RELEASE CERTAIN ENCUMBRANCES ON PROP IN
SEC. 28-25-5.

ORD. 96729 - TRANSFERRING PARTIAL JURISDICTION OVER CERTAIN LIGHT DEPT PROP SET AIRPORT
WAY S. AND 4TH AVE S. TO ENG DEPT FOR ARTERIAL STREET AND BOULEVARD PURPOSES
IN CONNECTION WITH THE SEATTLE REDEVELOPMENT PROJECT (WASH. R-13*.

ORD. 97183 - TRANSFERRING LIMITED JURISDICTION OVER CERTAIN CITY (LIGHTING DEPT) PROP
NEAR 40TH S & S ROXBURY TO THE ENG DEPT FOR STREET PURPOSES.

ORD. 97519 - TRANS PARTIAL JURIS OVER CERTAIN CITY (LIGHT DEPT) PROP IN VICINITY OF
S RAYMOND ST & SHAFFER AVE S (A 10' STRIP OF LAND OVER AND ACROSS CITY OF
SEATTLE TRANS LINE R/W IN TRACT 22, PLAT OF SOMERVILLE) TO ENG DEPT FOR SAN.
SWR PURPOSES.

ORD. 97647 - DESIGNATING THAT POR ... LYING W OF THE W LINE OF AIRPORT WAY S AND E OF THE
E LINE OF FOURTH AVE. S, AS SOUTH INDUSTRIAL WY.

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 A STORM DRAIN WITH APPURTENANCES.

ORDINANCE NO. 50093

AN ORDINANCE relating to, and providing for, the acquisition by condemnation or purchase of a right of way for an electric transmission line over and across certain lands in the County of King, State of Washington, as an addition to the existing municipal light and power plant and system; providing for the taking and damaging of land and other property, property rights and privileges necessary for said transmission line, to be constructed for the purpose of furnishing the City of Seattle and the inhabitants thereof, and any other person, with electric energy for lighting and other public uses, and providing for the ascertainment and payment of just compensation to be made therefor, and repealing Ordinance No. 57182.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That public necessity demands that the lands, property, property rights and privileges described in Section 2 hereof be condemned, appropriated and taken for a public use, to-wit: As a necessary right of way for a transmission line for the conveyance of electric energy.

Section 2. That the following described lands, property, property rights and privileges lying and being in the County of King, State of Washington, be, and the same are hereby, condemned, appropriated, taken and damaged for a public use, to-wit: As a necessary right of way for a transmission line for the conveyance of electric energy; that said lands and property are more particularly described as follows, to-wit:

A strip of land 150 feet in width, being 75 feet in width on either side of the center line of the City of Seattle's Transmission Line Survey as the same is now surveyed, located and staked over and across Section 4, the north half of Section 9, Sections 33 and 28, also Blocks 1 and 2, Pettit's Alder Grove Addition to Kirkland, Township 26 North, Range 5 East, W. M.; and a strip of land 150 feet in width, excepting therefrom county roads, being 75 feet in width on either side of the center line of the City of Seattle's Transmission Line Survey as now surveyed, located and staked, over and across the south half of Sections 9, 16 and 21, Township 26 North, Range 5 East, W. M., said center line being more particularly described as follows:

Beginning at a point on the north boundary line of King County, which point is also the north quarter corner of Section 4, aforesaid Township and Range, thence south along the north and south center line of Sections 4, 9, 16, 21 and 28, aforesaid township and range, to the northwest corner of the Southwest Quarter of Southeast Quarter of said Section 28; thence South 14°53'42" East a distance of 1307.0 feet; thence South 0°18'42"

East, a distance of 49.9 feet to a point which bears North $86^{\circ}11'47''$ East, a distance of 330.14 feet from the south quarter corner of said Section 28, Township 26 North, Range 5 East, W. M.; thence continuing South $0^{\circ}18'42''$ East a distance of 5301.5 feet to a point on the south line of Section 33, Township 26 North, Range 5 East, W. M., distant 330.6 feet North $88^{\circ}47'54''$ East from the south quarter corner of said Section 33;-

Also a strip of land 150 feet wide, over and across Lots 1 to 8A inclusive, Pettit's Alder Park Addition to Kirkland; Block 40, Burke & Farrar's Kirkland Addition #14; Blocks 12 and 15, Burke & Farrar's Kirkland Addition #6; the North half of North half of Section 9; Sections 16 and 21; North half of Section 28; South half of Section 33; being 75 feet in width on either side of the center line of the City of Seattle's Transmission Line Survey hereinafter described.

Also a strip of land 150 feet in width over and across Block 61, Burke & Farrar's Kirkland Addition #20; Blocks 2 and 3, Orchard Heights Addition to Seattle; Kirkland Five Acre Tracts; Block 1, Kirkland Lakeview Addition; the unplatted portion of the south half of Section 9; part of Brierwood Park Plat; the unplatted portion of south half of Section 28; north half of Section 33; excepting therefrom County Roads and streets, all in Township 25 North, Range 5 East, W. M., being 75 feet on either side of the center line of the City of Seattle's Transmission Line Survey as the same is now surveyed, located and staked, said center line of survey being more particularly described as follows:

Beginning at a point on the north line of Section 4, Township 25 North, Range 5 East, W. M., which point bears North $88^{\circ}47'54''$ East a distance of 330.6 feet from the north quarter corner of Section 4; thence south $0^{\circ}0'0''$ West, a distance of 3588 feet; thence South $(^{\circ}15'45''$ West a distance of 550 feet; thence South $0^{\circ}12'08''$ West a distance of 1041.5 feet to the south quarter corner of said Section 4, aforesaid township and range; thence south along the north and south center lines of Sections 9, 16, 21, 28 and 33, Township 25 North, Range 5 East, W. M.;

Also a strip of land 150 feet in width, excepting therefrom County Roads, being 75 feet in width on each side of the center line of the City of Seattle's Transmission Line as now surveyed, located and staked over and across Section 4, Township 24 North, Range 5 East, W. M., also over and across that portion of Blocks 27, 21, 20, 17, 9, 12 and 28, Factoria Replat of Blocks 5 to 28, inclusive, of Town of Mercer; North half of Section 16; North half of North half of South half of Section 16; Blocks 2 and 3, Hillman's Lake Washington Garden of Eden, Division #8; and a strip of land 150 feet wide, being 75 feet on each side of the center line of the City of Seattle's Transmission Line as now surveyed, located and staked, over and across the south half of North half of Section 16; the south half of south half of Section 16; and Sections 21 and 28, all in Township 24 North, Range 5 East, W. M., the center line of the City of Seattle's Transmission Line as now surveyed, located and staked over and across the above described property, being more particularly described as follows:

Beginning at the north quarter corner of Section 4, Township 24 North, Range 5 East, W. M., thence south along the north and south center line of Section 4 to the north quarter corner of

Section 9, aforesaid township and range; thence South $4^{\circ}25'$ West a distance of 881.51 feet; thence South $0^{\circ}16'$ West-a distance of 1606.7 feet; thence South $5^{\circ}10'$ East a distance of 678.7 feet to a point on the north and south center line of Section 9, aforesaid township and range, being 2059.8 feet north of the south quarter corner of said Section 9; thence south along the north and south center line to the south quarter corner of Section 9, aforesaid township and range; thence south along the north and south center lines of Sections 16, 21, and 28, Township 24 North, Range 5 East, W. M., to the south quarter corner of said Section 28; thence south along the north and south center line of Section 33, aforesaid township and range, a distance of 1698.1 feet.

Also a strip of land 150 feet in width, being 75 feet on each side of the center line of the City of Seattle's Transmission Line, as now surveyed, located and staked, over and across Blocks 9, 10, 11 and 12, C. D. Hillman's Lake Washington Garden of Eden, Division #8; Tracts 377, 383, 384, 374, 375, 378, 369 and 370, C. D. Hillman's Lake Washington Garden of Eden, Division #6; Tracts 220, 203, 219, 222, 241, 236, 223, 218, 262, 253, 242, 235, 263, 252, 264, 265, 266 and 267, C. D. Hillman's Lake Washington Garden of Eden, Division #4; center line of said City of Seattle's Transmission Line survey, being more particularly described as follows:

Beginning at a point on the north and south center line of Section 33, Township 24 North, Range 5 East, W. M., distant 1698.1 feet south of the north quarter corner of said Section 33; thence South $37^{\circ}05'$ West a distance of 4485.1 feet to a point on the south line of Section 32, aforesaid township and range, distant 110.13 feet west of the southeast corner of Section 32; thence continuing south $37^{\circ}05'$ West a distance of 2741.09 feet; thence south $0^{\circ}23'50''$ East-a distance of 2775.60 feet to the south line of Section 5 at a point distant 852.72 feet east of the south quarter corner of said Section 5, Township 23 North, Range 5 East, W. M.

Also a strip of land 150 feet in width, being 75 feet on each side of the center line of the City of Seattle's Transmission Line Survey, as now located, surveyed and staked, over and across the Northwest Quarter of Northeast Quarter, Section 8, Township 23 North, Range 5 East, W. M., being more particularly described as follows:

Beginning at a point on the north line of Section 8, Township 23 North, Range 5 East, W. M., said point 852.72 feet east of the south quarter corner of said Section 8; thence south $0^{\circ}23'50''$ East a distance of 672.17 feet; thence south $46^{\circ}44'52''$ West a distance of 723.70 feet; to Engineer's Station 1246 plus 25.28.

Also a strip of land 200 feet in width, being 100 feet on each side of the center line of the City of Seattle's Transmission Line Survey, as now surveyed, located and staked, over and across the Northeast Quarter of Section 8, Township 23 North, Range 5 East W. M., lying west of the vacated plat of New Renton Homesites; Also across the Southeast Quarter of Northwest Quarter and Northeast Quarter of Southwest Quarter; the Northwest Quarter of Southwest Quarter of said Section 8, aforesaid township and range, the center line being more particularly described as follows:

Beginning at engineer's station 1246 plus 25.29, thence South $46^{\circ}44'52''$ West a distance of 4105.52 feet to a point on the west

line of said Section 8, Township 23 North, Range 5 East, W. M., distant 1342.34 feet north of the southwest corner of said Section 8, aforesaid township and range.

Also a strip of land 200 feet in width, being 100 feet in width on each side of the City of Seattle's Transmission Line Survey over and across the Southeast Quarter of Southeast Quarter; and Government Lots 2 and 4 of Section 7, Township 23 North, Range 5 East, W. M.; also across the unplatted tract of land in Section 18, aforesaid township and range, being a triangular tract of land bounded on the north by the north line of said section, on the east by the Black River and on the south and west by N. H. Latimer's Lake Washington Plat; also an unplatted tract of land in Section 7, Township 23 North, Range 5 East, W.M., lying between N. H. Latimer's Lake Washington Plat and the Black River, bounded on the south by the south line of Section 7, excepting the right-of-way of the Seattle, Renton and Southern Railway and Public Highway; said center line of transmission line survey being more particularly described as follows:

Beginning at a point on the east line of Section 7, Township 23 North, Range 5 East, W. M., said point being distant 1342.64 feet north of the southeast corner of said Section 7; thence South $46^{\circ}44'52''$ West a distance of 1744.7 feet; thence North $89^{\circ}41'$ West a distance of 1567.1 feet to a point which bears north 130 feet from the south quarter corner of said Section 7, aforesaid township and range.

Also a strip of land 200 feet in width, being 100 feet on each side of the center line of the City of Seattle's transmission line survey, over and across all of Lots 6 to 16, inclusive, Block 20, Lots 4 to 13, inclusive, Block 10, Lot 9 of Block 6, Lots 2 to 6, inclusive, Block 5, Lots 11 to 20, inclusive, Block 4, Latimer's Lake Park Addition; Tract 33, N. H. Latimer's Lake Washington Plat; all of Lots 17 to 32 inclusive, Block 8, all of Lots 17 to 32 inclusive, Block 7, all of Lots 17 to 32, inclusive, Block 6, all of Lots 17 to 32, inclusive, Block 5, Ellis Addition; all being in Section 7, Township 23 North, Range 5 East, W. M., said center line being more particularly described as follows:

Beginning at a point 130 feet north of the south quarter corner of Section 7, Township 23 North, Range 5 East, W. M., thence north $89^{\circ}41'$ West 2556.38 feet to the west line of said Section 7; said point being 130 feet north of the southwest corner of said Section 7, aforesaid township and range.

Also a strip of land 200 feet in width, being 100 feet on either side of the center line of the City of Seattle's Transmission Line Survey over and across Lots 1 to 20, inclusive, Clinkingbeard's $\frac{1}{4}$ Acre Tracts; the Southwest Quarter of Southeast Quarter of Southeast Quarter, Section 12, Township 23 North, Range 4 East, W. M.; the Southwest Quarter of Southeast Quarter of Section 12; the unplatted west half of Section 12; Lots 9 and 10, Block 5, Seattle Heights Addition; the unplatted east half of Northeast Quarter, Section 11; all being in Township 23 North, Range 4 East, W. M.; Tracts 1, 2, 3, 5, 6 and 7 of E. Steinle's 40 Acre Tracts; Lots 24 and 25 of Block 36, A., Hillman's Meadow Gardens, Division #4; Lots 7 to 13, inclusive, Block 7 and Lots 4 to 8 and 13 to 17, inclusive, Block 6, Lots 1 to 4 and 16 to 18, inclusive, Block 5, Lots 3 and 4 in Block 4, White's Rainier Beach Gardens; Lot 11 of Block 31 and Lots 5 to 16, inclusive, Block 30 of Hillman's Meadow Gardens, Division #4; the center line being more particularly described as follows:

Beginning at a point 150 feet north of the Southwest Quarter of Section 7, Township 23 North, Range 5 East, W. M.; thence North $88^{\circ}57'30''$ West a distance of 1019.5 feet; thence North $53^{\circ}52'30''$ West a distance of 5319.8 feet to the east line of Section 11, Township 23 North, Range 4 East, W. M.; distant 519.27 feet north of the east quarter corner of said Section 11; thence continuing North $53^{\circ}52'30''$ West a distance of 3324.92 feet to a point on the north line of said Section 11 distant 68.94 feet west of the north quarter corner of said Section 11; thence continuing North $53^{\circ}52'30''$ West a distance of 1848.64 feet to engineer's station 134 plus 90.19.

Also a strip of land 200 feet wide lying northeasterly of the westerly boundary of the City of Seattle's Transmission Line Right-of-Way as now surveyed, and staked, over and across the following additions and tracts: Merrick's Acre Tracts; Rainier Beach Garden Tracts; Lake View Acres; Bradner's Garden Tracts; the unplatted north half of Northeast Quarter of Northeast Quarter, Section 3, Township 23 North, Range 4 East, W. M.; Washington View Addition; Rainier Beach Addition; various unplatted portions of the Southeast Quarter of Section 34, Township 24 North, Range 4 East, W.M.; Dunlap Supplemental Addition; the Plat of Lake Dell; Herbert S. Upper's Acre Tracts; various unplatted portions of the west half of Section 27, Township 24 North, Range 4 East, W. M.; Hallberg's One-Quarter Acre Tracts; Hillman City Addition, Division #6; Plat of Somerville; Plouf's 2nd Addition to City of Seattle; the Airline Addition to City of Seattle; Leyba's Addition to City of Seattle; Bob's Addition; Christensen's Addition; Bisazza Addition; the Homesteads of F. W. Lampe, to engineer's station 332 plus 38.51; thence North $56^{\circ}49'$ West through the Jefferson Heights Division #1; thence through an unplatted portion of East half of Northwest Quarter of Section 21, Township 24 North, Range 4 East, W. M.; the Chas. S. Johnson Addition; the Beacon Hill Garden Tracts; the Bayview Garden Homes; Marco's Addition; Ladd's Second Addition; Robinson's Addition; and Ladd's 1st Addition; the above line being more particularly described as follows:

Beginning at engineer's station 134 plus 90.19, thence North $25^{\circ}25'$ West to a point on the line between Sections 2 and 3, which bears North $0^{\circ}09'29''$ East a distance of 662.11 feet of the west quarter corner of Section 2, Township 23 North, Range 4 East, W.M.; thence North $25^{\circ}25'$ to a point on the line between Sections 3 and 34, which point bears North $89^{\circ}37'$ West a distance of 939.5 feet from the southeast corner of Section 34, Township 24 North, Range 4 East, W. M.; thence North $25^{\circ}25'$ West to a point on the section line between Sections 34 and 27, which point bears North $89^{\circ}42'$ West a distance of 856.9 feet from the north quarter corner of Section 34; thence North $25^{\circ}25'$ West to a point on the line between Sections 27 and 28, which bears North $0^{\circ}44'$ West a distance of 1176.1 feet from the west quarter corner of Section 27, Township 24 North, Range 4 East, W. M.; thence North $25^{\circ}25'$ West to engineer's station 332 plus 38.51; thence North $56^{\circ}49'$ West a distance of 8806.8 feet to the South Substation.

Also an alternate right-of-way, beginning at engineer's station 368 plus 75.28 of the above described line; thence North $89^{\circ}45'$ West a distance of 1990 feet; thence North 2630 feet; thence westerly along Dakota Street to the South Substation, crossing the following additions: Marco's Addition; King County 2nd Addition and Germania Addition; all in King County, State of Washington;

Section 3. That the Corporation Counsel be, and he is hereby,

authorized and directed to initiate and prosecute the actions and proceedings, in the manner required by law, to purchase, condemn, take, damage and appropriate the lands and other property, property rights and privileges necessary to carry out the provisions of this ordinance.

Section 4. That, in conducting said condemnation proceedings, and for the purpose of minimizing the damages, the Corporation Counsel be, and he is hereby, authorized to reserve to any owner the right to use the property hereby authorized to be condemned and appropriated, subject to the right of the City of Seattle to construct said transmission line thereon, together with the right of access and ingress thereto and egress therefrom, for the purpose of operating, maintaining and repairing the same; Provided, however, that no such reservation shall be made which will interfere with the use of said property by The City of Seattle.

Section 5. That the entire cost of the improvement herein provided for shall be paid from the "Municipal Light Extension Bond, 1927, Construction Fund No. 2," or from such other fund as the City Council may provide.

Section 6. That Ordinance No. 57182, entitled:

"AN ORDINANCE relating to, and providing for, the acquisition by condemnation or purchase of a right of way for an electric transmission line over and across certain lands in the County of King, State of Washington, as an addition to the existing municipal light and power plant and system; providing for the taking and damaging of land and other property, property rights and privileges necessary for said transmission line, to be constructed for the purpose of furnishing the City of Seattle and the inhabitants thereof, and any other person, with electric energy for lighting and other public uses, and providing for the ascertainment and payment of just compensation to be made therefor."

passed on the 11th day of March, 1929 and approved the 21st day of March, 1929, be, and the same is hereby, repealed.

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 9 day of JUNE, 1930, and signed by me in open session in authentication of its passage this JUNE, 1930, Alvin J. Erickson, President of the City Council.

The foregoing Bill after its passage and authentication, and within five days thereafter, was presented to the Mayor, who returned the same to the City Council without his disapproval or approval. Witness my hand and seal of said city this 20 day of JUNE, 1930.

By [Signature] City Comptroller and Ex-officio City Clerk
[Signature] Deputy Clerk

(SEAL)

Published 52 1930

By [Signature] City Comptroller and Ex-officio City Clerk
[Signature] Deputy Clerk