

## Ordinance No. 64937

AN ORDINANCE Relating to and providing for the acquisition by purchase and/or condemnation of a right of way for sewer purposes over and across Block 24 of Laurelhurst, an Addition to the City of Seattle \* \* \*; providing for the acquisition in fee simple by purchase and/or condemnation of land and other property in the SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 9-25-4 EWM for a pumping plant site; and providing for the payment therefor.

## Council Bill No. 55764

INTRODUCED: AUG 13 1934	BY: STREETS & SEWERS
REFERRED: AUG 13 1934	TO: STREETS & SEWERS FINANCE
REFERRED:	
REPORTED: AUG 20 1934	VETO:
SECOND READING: AUG 20 1934	PUBLISHED:
THIRD READING: AUG 20 1934	VETO SUSTAINED:
SIGNED: AUG 20 1934	PASSED OVER VETO:
PRESENTED TO MAYOR: AUG 20 1934	APPROVED: AUG 21 1934
FILED: AUG 21 1934	PUBLISHED: AUG 28 1934
ENGROSSED: VOL. 4.2 PAGE 578	BY: Cm ✓
COMPARED BY:	AND

64772 - 44th St. - 10/10/10  
65252 - 100th St. - 10/10/10  
147474 - 100th St. - 10/10/10  
65253 - 100th St. - 10/10/10  
65855 - 100th St. - 10/10/10

*Slom*

ORDINANCE NO. 64937

AN ORDINANCE Relating to and providing for the acquisition by purchase and/or condemnation of a right of way for sewer purposes over and across Block 24 of Laurelhurst, an Addition to the City of Seattle, recorded in Volume 14 of Plats, page 15, records of King County, Washington, and over and across other lands and property; providing for the acquisition in fee simple by purchase and/or condemnation of land and other property in the Southwest quarter of the Southeast quarter of Section 9, Township 25 North, Range 4 East, W. M., for a pumping plant site; and providing for the payment therefor.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That public necessity and convenience demand that a right of way for sewer purposes be acquired over and across the following described property, to-wit:

In LAURELHURST, an Addition to the City of Seattle, recorded in Volume 14 of Plats, page 15, records of King County, Washington.

A strip of land six (6) feet in width over and across Block 24 and the Northerly twenty-eight (28) feet of East 31st Street vacated by Ordinance No. 56758, the center line of said strip being described as follows:

Beginning at a point on the center line of East 31st Street, said point being distant north 65° 16' 08" east one hundred thirty-five and five one-hundredths (135.05) feet from the intersection of said center line with the center line of East Laurelhurst Drive; thence north 14° 32' 30" west a distance of one hundred one and fifty-four one-hundredths (101.54) feet; thence north 23° 33' 35" west a distance of three hundred six and fifty-nine one-hundredths (306.59) feet; thence north 9° 14' 50" west a distance of one hundred sixty-eight and thirty-five one-hundredths (168.35) feet to an intersection with the center line of East 33rd Street;

Together with the right to encroach upon, occupy, use and damage in the original construction of said sewer a strip of land ten (10) feet in width over and across said property, the westerly margin of said strip coinciding with the easterly margin of the six (6) foot strip above described.

A strip of land six (6) feet in width over and across Block 23, and Block 3 of Lake Washington Shore Lands, and Lots 16, 17 and 18, Block 19, of Laurelhurst Heights, an Addition to the City of Seattle, recorded in Volume 16 of Plats, page 36, and East 35th Street vacated by Ordinance No. 52788, the center line of said six (6) foot strip being described as follows:

Beginning at a point on the center line of East 33rd Street, said point being distant north  $85^{\circ}46'54''$  east two hundred sixteen and eighty-one one-hundredths (216.81) feet from the intersection of said center line with the produced center line of East Laurelhurst Drive, as platted in front of Lots 5, 6, 7 and 8, Block 24, said Laurelhurst Addition; thence north  $16^{\circ}18'44''$  east a distance of three hundred fifteen and no one-hundredths (315.00) feet; thence north  $38^{\circ}01'37''$  east a distance of one hundred forty-seven and seventy-five one-hundredths (147.75) feet; thence north  $55^{\circ}46'42''$  east a distance of three hundred four and three one-hundredths (304.03) feet; thence north  $38^{\circ}48'34''$  east a distance of one hundred thirty and thirty-five one-hundredths (130.35) feet; thence north  $16^{\circ}08'58''$  east a distance of eighty-seven and four one-hundredths (87.04) feet; thence north  $35^{\circ}56'59''$  east a distance of seventy-three and ninety-two one-hundredths (73.92) feet to an intersection with the southwesterly line of the alley established by Ordinance No. 52789;

Together with the right to encroach upon, occupy, use and damage in the original construction of said sewer a strip of land ten (10) feet in width over and across said property, the northwesterly margin of said strip coinciding with the southeasterly margin of the six (6) foot strip above described.

In LAURELHURST HEIGHTS, an Addition to the City of Seattle, recorded in Volume 16 of Plats, page 36, records of King County, Washington.

A strip of land six (6) feet in width over and across Lots 16, 17 and 18, Block 19, the southeasterly line of said strip being drawn from a point on the northwesterly line of Lot 18, six and five one-hundredths (6.05) feet northeasterly from the most westerly corner of said Lot 18; thence north  $69^{\circ}10'24''$  east to an intersection with the northerly line of said Lot 17 at a point fifty and sixty-nine one-hundredths (50.69) feet easterly from the northwest corner of said lot; thence continuing north  $69^{\circ}10'24''$  east a distance of thirty-seven and eight one-hundredths (37.08) feet to an intersection with the northwesterly line of an alley deeded in said block, deed accepted by Ordinance No. 52789;

Together with the right to encroach upon, occupy, use and damage in the original construction of said sewer a strip of land ten (10) feet in width over and across said property, the northwesterly margin of said strip coinciding with the southeasterly margin of the six (6) foot strip above described.

That portion of Lot 15 Block 19, described as follows:

Beginning at the southwest corner of said lot; thence south  $51^{\circ}14'07''$  east a distance of seventy-five and sixty one-hundredths (75.60) feet to the true

point of beginning; thence continuing south  $51^{\circ} 14' 07''$  east a distance of ten and sixty one-hundredths (10.60) feet; thence north  $35^{\circ} 56' 47''$  east a distance of sixteen and sixty-eight one-hundredths (16.68) feet; thence south  $69^{\circ} 10' 24''$  west a distance of nineteen and thirty-one one-hundredths (19.31) feet to the true point of beginning.

A strip of land six (6) feet in width over and across Block 18, the center line of said strip being described as follows:

Beginning at a point on the northerly line of Lot 1, said Block 18, said point being distant sixty and thirteen one-hundredths (60.13) feet north  $89^{\circ} 53' 16''$  west from the northeast corner of said Lot 1; thence south  $42^{\circ} 44' 44''$  west a distance of two hundred twenty-three and eighty-nine one-hundredths (223.89) feet; thence south  $54^{\circ} 21' 06''$  west a distance of three hundred fifty-one and ninety-one one-hundredths (351.91) feet; thence south  $52^{\circ} 23' 13''$  west a distance of three hundred forty-eight and thirty-nine one-hundredths (348.39) feet to an intersection with the northerly margin produced easterly of Lot 1, Block 19;

Together with the right to encroach upon, occupy, use and damage in the original construction of said sewer a strip of land ten (10) feet in width over and across said property, the northwesterly margin of said strip coinciding with the southeasterly margin of the six (6) foot strip above described.

IN THE PALISADES ADDITION to The City of Seattle, recorded in Volume 14 of Plats, page 55, records of King County, Washington.

A strip of land six (6) feet in width over and across Block 10 and a portion of Block 5, Lake Washington Shore Lands, the center line of said six (6) foot strip being described as follows:

Beginning at a point on the south line of Lot 1, said Block 10, said point being sixty and thirteen one-hundredths (60.13) feet westerly from the southeast corner of said Lot 1; thence north  $42^{\circ} 44' 44''$  east a distance of one hundred seventy and forty-six one-hundredths (170.46) feet; thence north  $28^{\circ} 15' 38''$  east a distance of three hundred and five one-hundredths (300.05) feet; thence north  $14^{\circ} 23' 07''$  east a distance of two hundred twelve and sixty-two one-hundredths (212.62) feet; thence north  $10^{\circ} 52' 20''$  east a distance of nineteen and eleven one-hundredths (19.11) feet to an intersection with the center line of East 43rd Street;

Together with the right to encroach upon, occupy, use and damage in the original construction of said sewer a strip of land ten (10) feet in width over and across said property, the northwesterly margin of said strip coinciding with the northeasterly margin of the six (6) foot strip above described.

In LAURELHURST, an Addition to the City of Seattle, recorded in Volume 14 of Plats, page 15, records of King County, Washington, and the LAKE WASHINGTON SHORE LANDS adjoining.

A strip of land six (6) feet in width over and across portions of Blocks 28 and 17, said Laurelhurst Addition, and Blocks 2 and 3, Lake Washington Shore Lands, the center line of said six (6) foot strip being described as follows:

Beginning at a point on the center line of East 31st Street, said point being distant south  $65^{\circ} 16' 14''$  west a distance of one hundred fifty-five and thirty-one one-hundredths (155.31) feet from the intersection of said center line with the center line of West Laurelhurst Drive; thence north  $56^{\circ} 21' 58''$  west a distance of two hundred twenty-nine and four one-hundredths (229.04) feet; thence north  $10^{\circ} 35' 03''$  west a distance of three hundred sixty-five and fifty-three one-hundredths (365.53) feet; thence north  $64^{\circ} 33' 48''$  west a distance of two hundred thirty-five and nineteen one-hundredths (235.19) feet; thence north  $42^{\circ} 05' 22''$  west a distance of one hundred eighty and fifteen one-hundredths (180.15) feet; thence north  $35^{\circ} 34' 04''$  west a distance of two hundred one and seventy-one one-hundredths (201.71) feet; thence north  $24^{\circ} 49' 57''$  west a distance of one hundred sixty-three and thirty-five one-hundredths (163.35) feet; thence north  $14^{\circ} 42' 42''$  east a distance of three hundred twenty-three and sixty-six one-hundredths (323.66) feet to an intersection with the northwesterly boundary line of Block 3, said Lake Washington Shore Lands;

Together with the right to encroach upon, occupy, use and damage in the original construction of said sewer a strip of land ten (10) feet in width over and across said property, the easterly margin of said strip coinciding with the westerly margin of the six (6) foot strip above described.

That portion of Lot 1, Block 4, Lake Washington Shore Lands, described as follows:

Beginning at the most easterly corner of said lot; thence south  $60^{\circ} 44' 00''$  west a distance of three and twenty-nine one-hundredths (3.29) feet; thence north  $14^{\circ} 42' 42''$  east a distance of three and ninety-two one-hundredths (3.92) feet; thence south  $40^{\circ} 38' 14''$  east a distance of two and eighty-eight one-hundredths (2.88) feet to the point of beginning;

Together with the right to encroach upon, occupy, use and damage in the original construction of said sewer a strip of land ten (10) feet in width over and across said property, the southeasterly margin of said strip coinciding with the northwesterly margin of the six (6) foot strip above described.

That portion of East 35th Street vacated by Ordinance No. 51666, described as follows:

Beginning at a point on the westerly margin of 45th Avenue Northeast, said point being distant northerly seven and twenty-four one-hundredths (7.24) feet from the most easterly corner of Lot 1, Block 19, Laurelhurst, an Addition to the City of Seattle; thence west parallel with the north line of said Lot 1 to an intersection with the northeasterly margin of West Laurelhurst Drive; thence northwesterly along said northeasterly line a distance of seven and ninety-two one-hundredths (7.92) feet; thence east along a line thirteen (13) feet north from and parallel with the north line of said Lot 1, Block 19, Laurelhurst, a distance of one hundred thirty-five and eighty-one one-hundredths (135.81) feet to an intersection with the westerly margin of 45th Avenue Northeast; thence southerly along said westerly margin a distance of six and twenty one-hundredths (6.20) feet to the point of beginning.

And that only such rights in the land above described shall be acquired as shall be necessary for the construction, reconstruction, operation and maintenance of said sewer; reserving unto the respective owners the right to use said property in any way and for any purpose not inconsistent with the right hereby authorized to be acquired.

Section 2. That public necessity and convenience demand that the following described property, to-wit:

That portion of the Southwest quarter of the Southeast quarter of Section 9, Township 25 North, Range 4 East, W. M., beginning at the intersection of the easterly boundary line of said subdivision with the southwesterly margin of Union Bay Place; thence north 40° 32' 15" west along said southwesterly margin a distance of forty-six and forty one-hundredths (46.40) feet to an intersection with the west margin of 30th Avenue Northeast; thence north 0° 15' 15" west along said west margin a distance of one hundred ten and no one-hundredths (110.00) feet; thence west at right angles to said westerly margin a distance of fifty and no one-hundredths (50.00) feet; thence south along a line fifty (50) feet west from and parallel with said west margin of 30th Avenue Northeast a distance of ninety-seven and forty one-hundredths (97.40) feet; thence south 40° 32' 15" east a distance of eighty-eight and thirty-five one-hundredths (88.35) feet; thence northeasterly along a straight line a distance of thirty (30) feet to the point of beginning;

be acquired in fee simple for a pumping plant site.

Section 3. That the entire cost of the improvement provided for herein shall be paid from the Seattle Sewer Bonds, 1926 Construction Fund, as created by Ordinance No. 51248.

Section 4. That the City Engineer be and he is hereby authorized to acquire by purchase and agreement the lands, rights, privileges and other property necessary to carry out the provisions of this ordinance, said lands, rights, privileges and other property to be conveyed to the City of Seattle by warranty deeds accompanied by an owners' title insurance policy and/or an agreement accompanied by a certificate of title to be approved both as to form and sufficiency by the Corporation Counsel. And that in event of the failure to so purchase and acquire, the Corporation Counsel be and he is hereby directed to begin and prosecute the actions and proceedings in the manner provided by law, necessary to condemn, take, damage and appropriate the same, and to take such other action or actions as may be necessary to carry out the provisions of this ordinance.



Section 5. 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 20 day of AUGUST, 1934,  
and signed by me in open session in authentication of its passage this 20 day of  
AUGUST, 1934 Donald Linn

President \_\_\_\_\_ of the City Council.

Approved by me this 21 day of AUGUST, 1934.  
Charles L. Smith  
Mayor.

Filed by me this 21 day of AUGUST, 1934.

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

By C. M. Scott  
Deputy Clerk.

City Comptroller and Ex-Officio City Clerk.

By \_\_\_\_\_  
Deputy Clerk.

(SEAL)

AUG 28 1934

Published \_\_\_\_\_