

Ordinance No. 85953

AN ORDINANCE relating to the Municipal Water Works Plant and System and providing for the acquisition by condemnation of land and other property in the vicinity of 15th Avenue Northeast and East 158th Street in the southwest one-quarter of the northwest one-quarter of Section 10, Township 26 North, Range 4 East W. M. for a reservoir site.

2/27/57 - Jan
FILE NO. 231062

Council Bill No. 22202

INTRODUCED: FEB 25 1957	BY: <i>City Utilities</i>
REFERRED: FEB 25 1957	TO: <i>City Utilities</i>
REFERRED:	
REPORTED: MAR 4 1957	SECOND READING: MAR 4 1957
THIRD READING: MAR 4 1957	SIGNED: MAR 4 1957
PRESENTED TO MAYOR: MAR 4 1957	APPROVED: MAR 4 1957
RETD. TO CITY CLERK: MAR 4 1957	PUBLISHED: MAR 16 1957
VETOED BY MAYOR:	VETO PUBLISHED:
PASSED OVER VETO:	VETO SUSTAINED:
ENGROSSED:	BY:
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ORDINANCE 85953

AN ORDINANCE relating to the Municipal water works Plant and System and providing for the acquisition by condemnation of land and other property in the vicinity of 15th Avenue Northeast and East 158th Street in the southwest one-quarter of the northwest one-quarter of Section 10, Township 26 North, Range 4 East W. M. for a reservoir site.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That public necessity and convenience demand that the following described property in the vicinity of 15th Avenue Northeast and East 158th Street, to-wit:

Portion of the southwest quarter of the northwest quarter of section 10, township 26 north, range 4 east, W.M., in King County, Washington, described as follows:

Beginning at the northwest corner of said southwest quarter of the northwest quarter; thence south along the west line of said subdivision 930 feet; thence east along a line parallel with the north line of said subdivision 630 feet; thence northerly to a point on the north line of said subdivision, 730 feet east of the point of beginning; thence west along the north line of said subdivision, 730 feet to the point of beginning, EXCEPT the west 30 feet thereof for street.

together with all rights, privileges and other property pertaining thereto be and the same are hereby condemned, appropriated and taken for a public use, namely, for reservoir purposes, said lands, rights, privileges and other property to be so appropriated and taken only after just compensation has been made or paid into court for the owners thereof in the manner provided by law.

Section 2. That the cost of such improvement shall be paid from the water fund or from such other fund as shall be provided by law.

Section 3. That the Corporation Counsel is hereby authorized and directed to begin and prosecute the actions and proceedings, in the manner provided by law necessary to carry out the provisions of this ordinance, including the securing of the consent, if necessary, of any governmental agency concerned in the owners' ip of the land and property to be acquired.

(To be used for all Ordinances except Emergency)

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 by the City Council the 4 day of March 1957 and signed by me in open session in authentication of its passage this 4 day of March 1957

Clarence H. Massart
Pro Tem
President of the City Council.

Approved by me this 4 day of March 1957

W. A. Perine
Acting Mayor.

Filed by me this 4 day of March 1957

Attest: A. Ashomas
City Comptroller and City Clerk.

(SEAL)

Published: By W. A. Perine
Deputy Clerk.

MAR 16 1957

ASSISTANT CORPORATION COUNSEL

ARTHUR SCHRAMM
C. C. McCULLOUGH
GLEN E. WILSON
JOHN A. LOGAN
CHARLES V. HOARD
CHARLES L. CONLEY
GEORGE T. MCGILLIVRAY
G. GRANT WILCOX
CHARLES R. NELSON
ALFRED L. NEWBOULD
GEORGE H. HOLT
RAYMOND H. SIDERIUS

THE CITY OF SEATTLE
LAW DEPARTMENT

515 COUNTY-CITY BUILDING
A.C. VAN SOELEN, CORPORATION COUNSEL

CITY PROSECUTOR
BRUCE MACDOUGALL
SECRETARY
FAYE FORDE
CLAIM AGENT
JOHN F. COOPER

February 19, 1957

Re: C. F. 231063.

City Council
Seattle

Gentlemen:

Pursuant to your request we herewith transmit proposed ordinance relating to the Municipal Water Works Plant and System and providing for the acquisition by condemnation of land and other property in the vicinity of 15th Avenue Northeast and east 158th Street in the southwest one-quarter of the northwest one-quarter of Section 10, Township 26 North, Range 4 East W. M. for a reservoir site.

We cannot be certain how effective the proposed condemnation will be since it appears from a title certificate which we have obtained that the United States Government and the State of Washington each have an interest in the property, and the property of neither can be condemned by the City without permission.

C. F. 231063 which accompanied your request is herewith returned.

Yours truly,

A. C. VAN SOELEN
Corporation Counsel

By *G. Grant Wilcox*
G. GRANT WILCOX
Assistant

GGW:EC
enc.

The City of Seattle--Legislative Department

MR. PRESIDENT:

Date Reported
and Adopted

MAR 4 1957

Your Committee on City Utilities

to which was referred C. B. No. 77392,

relating to the Municipal Water Works Plant and System and providing for the acquisition by condemnation of land and other property in the vicinity of 15th Avenue Northeast and East 158th Street in the southwest one-quarter of the northwest one-quarter of Sec. 16, Twp. 26, N., R. 4 E., W.M. for a reservoir site,

RECOMMENDS THAT THE SAME DO PASS.

Jones

Chairman

Chairman

Committee

Committee

C-1407

ORDINANCE NO. 85053

AN ORDINANCE relating to the Municipal Water Works Plant and System and providing for the acquisition by condemnation of land and other property in the vicinity of 15th Avenue Northeast and East 158th Street in the southwest one-quarter of the northwest one-quarter of Section 16, Township 2, North, Range 4 East W. M. for a reservoir site.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That public necessity and convenience demand that the following described property in the vicinity of 15th Avenue Northeast and East 158th Street, to-wit:

Portion of the southwest quarter of the northwest quarter of section 16, township 26 north, range 4 east, W. M. in King County, Washington, described as follows:

Beginning at the northwest corner of said southwest quarter of the northwest quarter; thence south along the west line of said subdivision 330 feet; thence east along a line parallel with the north line of said subdivision 630 feet; thence northerly to a point on the north line of said subdivision, 730 feet east of the point of beginning; thence west along the north line of said subdivision, 730 feet to the point of beginning, EXCEPT the west 30 feet thereof for street;

together with all rights, privileges and other property pertaining thereto be and the same are hereby condemned, appropriated and taken for public use, namely, for reservoir purposes, said lands, rights, privileges and other property to be so appropriated and taken only after just compensation has been made or paid into court for the owners thereof in the manner provided by law.

Section 2. That the cost of such improvement shall be paid from the Water Fund or from such other fund as shall be provided by law.

Section 3. That the Corporation Counsel is hereby authorized and directed to begin and prosecute the actions and proceedings, in the manner provided by law necessary to carry out the provisions of this ordinance, including the securing of the consent, if necessary, of any governmental agency concerned in the ownership of the land and property to be acquired.

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 by the City Council the 4th day of March, 1957, and signed by me in open session in authentication of its passage this 4th day of March, 1957.

CLARENCE W. MASSART,
President pro tem. of
the City Council.

Approved by me this 4th day of March, 1957.

DAVID LEVINE,
Acting Mayor.

Filed by me this 4th day of March, 1957.

Attest: W. C. THOMAS,
City Comptroller and
City Clerk.

(Seal) By W. A. FERRINE,
Deputy Clerk.

Date of official publication in the Daily Journal of Commerce, Seattle, March 16, 1957. (C-1407)

Affidavit of Publication

STATE OF WASHINGTON. | ss.
COUNTY OF KING

M. E. Brown, being first duly sworn, on oath deposes and says that he is the business manager and one of the publishers of The Daily Journal of Commerce, a daily newspaper. That said newspaper is a legal newspaper and it is now and has been for more than six months prior to the date of the publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of said newspaper. That the said Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of said King County

That the annexed is a true copy of

ORDINANCE NO. 85953

as it was published in the regular issue

(and not in supplement form) of said newspaper on the

16th day of March 1957, and that said

newspaper was regularly distributed to its subscribers during

all of said period.

M. E. Brown

Subscribed and sworn to before me this

16th day of March 1957

Yvonne Bloomfield

Notary Public in and for the State of Washington, residing at Seattle.
(This form officially sanctioned by Washington State Press Association.)
Affidavit Form D