

# Ordinance No. 87314

AN ORDINANCE providing for the \*\*\* establishing of EASTLAKE AVENUE NORTHEAST from Roosevelt Way to 11th Avenue Northeast, \*\*\* (and other streets) \*\*\*; providing for the condemnation \*\*\* of land and other property necessary therefor; providing for the changing and establishing of the necessary grades; providing for the acquisition, the right to construct slopes for cuts or fills upon the abutting property; providing for the condemnation, \*\*\* of land and other property in fee simple for general municipal purposes; and providing for payment from the Seattle General Arterial Improvement Bonds 1954 Fund, except as herein otherwise specified.

# Council Bill No. 28752

INTRODUCED: JUN 23 1958	BY: Streets & Sewers
REFERRED: JUN 23 1958	TO: Finance Streets & Sewers
REFERRED:	
REPORTED: JUN 30 1958	SECOND READING: JUN 30 1958
THIRD READING: JUN 30 1958	SIGNED: JUN 30 1958
PRESENTED TO MAYOR: JUL 1 1958	APPROVED: JUL 1 1958
RETD. TO CITY CLERK: JUL 1 1958	PUBLISHED: JUL 19 1958
VETOED BY MAYOR:	VETO PUBLISHED:
PASSED OVER VETO:	VETO SUSTAINED:
ENGROSSED:	BY:
VOL..... PAGE.....	

O. 87343, Appropn. \$160,000.00 for purchase of area  
 for purchase of condemnation area  
 Bill No. 28752  
 E. O. S. E. C. O. LIGHT  
 File # 236744 Dept of City Council on  
 Ord. 87114 Accept awards + make appropn  
 (see check cover)

Ordinance No. 57314

AN ORDINANCE providing for the \*\*\*  
 establishing of EASTLARK AVENUE NORTHEAST  
 from Roosevelt Way to 11th Avenue North-  
 east, \*\*\* (and other streets) \*\*\*; pro-  
 viding for the condemnation \*\*\* of land  
 and other property necessary therefore;  
 providing for the changing and estab-  
 lishing of the necessary grades; provid-  
 ing for the acquisition, the right to  
 construct slopes for cuts or fills upon  
 the abutting property; providing for the  
 condemnation, \*\*\* of land and other  
 property in fee simple for general  
 municipal purposes; and providing for  
 payment from the Seattle General Arterial  
 Improvement Bonds 1951 Fund, except as  
 herein otherwise specified.

Council Bill No. \_\_\_\_\_

INTRODUCED: JUN 23 1958	BY: Streets & Sewers
REFERRED: JUN 23 1958	TO: Finance Streets & Sewers
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SENT TO CITY CLERK: JUL 1 1958	PUBLISHED: JUL 1 9 1958
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PASSED OVER VETO:	VETO SUSTAINED:
ENGROSSED:	BY:
VOL..... PAGE.....	

## ORDINANCE NO. 87314

AN ORDINANCE providing for the laying off, opening, widening, extending and establishing of EASTLAKE AVENUE NORTHEAST from ROOSEVELT WAY to 11th AVENUE NORTHEAST; of 11th AVENUE NORTHEAST and 12th AVENUE NORTHEAST in the vicinity of Ravenna Boulevard; of 12th AVENUE NORTHEAST in the vicinity of East 70th Street; and of Bothell Way in the vicinity of 12th Avenue Northeast; providing for the condemnation, appropriation, taking and damaging of land and other property necessary therefor; providing for the changing and establishing, of the necessary grades; providing for the acquisition of the right to construct slopes for cuts or fills upon the abutting property; providing for the condemnation, appropriation, and taking of land and other property in fee simple for general municipal purposes; and providing for payment from the Seattle General Arterial Improvement Bond 1954 Fund, except as herein otherwise specified.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That public necessity and convenience demand that the following streets and avenues be, and the same are hereby laid off, opened, widened, extended, and established, over and across the following lots, blocks, and tracts of land to wit:

## FOR EASTLAKE AVENUE NORTHEAST

*ord. 90003*  
That portion of Lots 21, 22, 23 and 24, Block 20, Brooklyn Addition, as recorded in Volume 7 of King County Plats, Page 32, which lies within the limits of the following description:

Beginning at the northeast corner of said Lot 24; thence west along the north line thereof a distance of 19.66 feet; thence southwesterly along the arc of a curve to the left having an initial radial bearing of south 54°15'09" east, having a radius of 822 feet, a distance of 138.63 feet to a point in north line of said Lot 21; thence west along said north line a distance of 11.24 feet to the northwest corner of said lot; thence south along west line of said lot a distance of 40 feet to the southwest corner thereof; thence east along the south line thereof a distance of 41.47 feet; thence northeasterly along the arc of a curve to the right having an initial radial bearing

Ord. 89297 - Providing for sale + conveyance of certain  
city property in B.10, subdivision of Bks. B + C,  
Cowan's Univ. Park Add.

Ord. 89336 Provides for sale of a por of L. 5, B. 19, Cowan's  
Univ. Park Add.

Ord 90003 Provides for sale + conveyance portions of Lots 21, 22 + 23,  
B. 20 + por's. of Lots 11 + 12, B. 17, Brooklyn Add.



ORDINANCE NO. 87814

AN ORDINANCE providing for the laying off, opening, widening, extending and establishing of EASTLAKE AVENUE NORTHEAST from ROOSEVELT WAY to 11th AVENUE NORTHEAST; of 11th AVENUE NORTHEAST and 12th AVENUE NORTHEAST in the vicinity of Ravenna Boulevard; of 12th AVENUE NORTHEAST in the vicinity of East 70th Street; and of Bothell Way in the vicinity of 12th Avenue Northeast; providing for the condemnation, appropriation taking and damaging of land and other property necessary therefor; providing for the changing and establishing, of the necessary grades; providing for the acquisition of the right to construct slopes for cuts or fills upon the abutting property; providing for the condemnation, appropriation, and taking of land and other property in fee simple for general municipal purposes; and providing for payment from the Seattle General Arterial Improvement Bond 1954 Fund, except as herein otherwise specified.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That public necessity and convenience demand that the following streets and avenues be, and the same are hereby laid off, opened, widened, extended, and established, over and across the following lots, blocks, and tracts of land to wit:

FOR EASTLAKE AVENUE NORTHEAST

*ord. 90003*

That portion of Lots 21, 22, 23 and 24, Block 20, Brooklyn Addition, as recorded in Volume 7 of King County Plats, Page 32, which lies within the limits of the following description:

Beginning at the northeast corner of said Lot 24; thence west along the north line thereof a distance of 19.66 feet; thence southwesterly along the arc of a curve to the left having an initial radial bearing of south 54°15'09" east, having a radius of 822 feet, a distance of 138.63 feet to a point in north line of said Lot 21; thence west along said north line a distance of 11.24 feet to the northwest corner of said lot; thence south along west line of said lot a distance of 40 feet to the southwest corner thereof; thence east along the south line thereof a distance of 41.47 feet; thence northeasterly along the arc of a curve to the right having an initial radial bearing

of south  $65^{\circ}38'20''$  east, having a radius of 778 feet, a distance of 124.88 feet to a point in the east line of said Lot 23, said point being distant 30.17 feet, measured north along the east line of said lot, from the southeast corner thereof; thence north along the east lines of Lots 23 and 24 a distance of 49.83 feet to the northeast corner of said Lot 24 and point of beginning; also

That portion of Lot 1, said Block 20, which lies within the limits of the following description;

Beginning at the northwest corner of said Lot 1; thence east along the north line thereof a distance of 20.06 feet; thence south  $36^{\circ}00'11''$  west a distance of 27.16 feet to a point of curvature; thence along the arc of a curve to the left having a radius of 778 feet a distance of 7.84 feet to a point in the west line of said Lot 1; thence north along said west line a distance of 28.69 feet to the point of beginning; also

*ord. 9603*  
That portion of Lots 7 through 12, inclusive, Block 17, said Brooklyn Addition, which lies within the limits of the following description;

Beginning at the southeast corner of said Lot 12; thence west along the south line thereof a distance of 97.07 feet; thence north  $36^{\circ}00'11''$  east a distance of 35.68 feet to a point of curvature; thence along the arc of a curve to the left having a radius of 456 feet a distance of 204.72 feet to a point in the east line of said Lot 7, said point being distant 17.24 feet measured north along said east line from the southeast corner of said Lot 7; thence south along the east line of Lots 7 through 12, inclusive, a distance of 217.24 feet to the southeast corner of said Lot 12 and the point of beginning.

FOR 11th AVENUE NORTHEAST

That portion of Lots 6, 7, and 8, Block 13, Cowen's University Park Addition, as recorded in Volume 13 of King County Plats, Page 53, which lies within the limits of the following description:

Beginning at the southwest corner of said Lot 8; thence north along the west line of said lot a distance of 15.99 feet to a point

of curvature and the true point of beginning; thence along the arc of a curve to the right having a radius of 410 feet a distance of 106.23 feet to a point in the northeasterly line of said Lot 6; thence westerly along said northeasterly line a distance of 14.49 feet to the northwest corner of said Lot 6; thence south along the west lines of Lots 6, 7, and 8 a distance of 109.79 feet to the true point of beginning; also

9-89336

That portion of Lot 5, said Block 13 lying westerly of the following described line:

Beginning at a point on the northerly line of said Lot said point being distant 6.81 feet measured westerly along said northerly line from the most easterly corner thereof; thence south  $24^{\circ}22'32''$  west a distance of 47.08 feet to a point of curvature; thence along the arc of a curve to the left having a radius of 410 feet a distance of 53.10 feet to a point in the southerly line of said Lot 5 said point being distant 19.15 feet measured easterly along said southerly line from the southwest corner of said lot;

FOR 12th AVENUE NORTHEAST

That portion of Lots 9 and 10, Block C, Subdivision of Blocks B and C, Cowen's University Park Addition as recorded in Volume 18, King County Plats, Page 8, lying easterly of the following described line:

Beginning at a point on the southerly line of said Lot 10 said point being distant 13.76 feet measured easterly along said southerly line from the southwest corner of said Lot 10; thence along the arc of a curve to the left having a radius of 410 feet a distance of 138.20 feet to a point on the westerly line of said Lot 10 said point being distant 2.60 feet measured southerly along said westerly line from the most northerly corner of said Lot 10; thence continuing along said curve to the left a distance of 2.64 feet to a point in the northerly line of said Lot 9, said point being distant 0.71 feet measured westerly along said northerly line from the most northerly corner of said Lot 10; also

Ord. 89297



That portion of Lot 7, Block 6, James Division of Green Lake Addition as recorded in Volume 4 of King County Plats, Page 41, which lies within the limits of the following description:

Beginning at the southwest corner of said Lot 7; thence north along the west line thereof a distance of 12.96 feet to a point of curvature and the true point of beginning; thence along the arc of a curve to the right having a radius of 570 feet a distance of 77.68 feet to a point of tangency; thence north  $7^{\circ}00'11''$  east a distance of 11.66 feet to a point on the north line of said Lot 7; thence west along said north line a distance of 6.87 feet to the northwest corner thereof; thence south along the west line of said lot a distance of 89.04 feet to the true point of beginning; also

That portion of Lot 26, Block 1, Perkins Green Lake Addition as recorded in Volume 13 of King County Plats, Page 20, which lies within the limits of the following description:

Beginning at the northeast corner of said Lot 26; thence south along the east line thereof a distance of 16.35 feet to a point of curvature and the true point of beginning; thence along the arc of a curve to the right having a radius of 570 feet a distance of 78.78 feet to a point of tangency; thence south  $7^{\circ}00'11''$  west a distance of 1.41 feet to a point in the southeasterly line of said Lot 26; thence northeasterly and northerly along the southeasterly and easterly lines of said Lot 26 to the point of beginning;

FOR BOTHELL WAY

That portion of Lot 11, Block 2, Gardner J. Gwinns Addition to the City of Seattle as recorded in Volume 26, King County Plats, Page 42, which lies northwesterly of the following described line:

Beginning at the southwesterly corner of said Lot 11; thence along the arc of a curve to the right having a radius of 200 feet to the most northerly corner of said Lot 11;



Section 2. That the 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 EASTLAKE AVENUE NORTHEAST

At a point distant 45 feet southwesterly from the north margin of Campus Parkway.

Centerline at existing elevation 95.35 feet

At a point distant 61.5 feet northeasterly from the last named point at the point of curvature of a vertical curve,

Centerline 97.29 feet

At a point distant 155.10 feet northeasterly from the last named point at the point of tangency of a vertical curve,

Centerline 100.90 feet

At a point distant 48.37 feet northeasterly from the last named point, said point being on the centerline of East 41st Street, at a point on tangent,

Centerline 101.50 feet

At a point distant 79.95 feet northeasterly from the last named point at the point of curvature of a vertical curve,

Centerline 102.41 feet

At a point distant 146.72 feet northeasterly from the last named point at the point of tangency of a vertical curve,

Centerline conformable to existing elevation 106.87 feet

That 11th Avenue Northeast, 12th Avenue Northeast and Bothell Way as set forth in Section 1 hereof, be widened at existing grades.

Section 3. That in the grading and regrading of the streets and avenues established herein, the City shall acquire the right in the case of a cut to remove the lateral support of the property abutting on said street, and 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 for at least one foot for each foot of depth of cut and in the case of a fill the right shall be acquired to extend and maintain upon the abutting real property slopes of  $1\frac{1}{2}$  feet <sup>horizontally</sup> for each foot of elevation of fill for the purpose of acquiring lateral support for said streets, reserving unto the abutting property owners respectively the right at any time to remove said slopes upon providing and maintaining other adequate lateral supports for said street.

Section 4. That all lands, right, privileges and other property lying within the limits of the lots, blocks and tracts of land described in Section 1 hereof, 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 grading and regrading said streets in conformity with the grades established in Section 2 hereof, and in the construction of the necessary slopes for cuts and fills on the real property abutting upon said streets 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 thereof in the manner provided by law.

Section 5. That the following described tracts and parcels of land and appurtenances thereunto belonging be, and the same are hereby condemned, appropriated and taken in fee simple for General Municipal Purposes, to wit:

All that portion of Lots 21 and 22, Block 20, Brooklyn Addition as recorded in Volume 7 of King County Plats on Page 32 except portion described in Section 1 hereof for street purposes; also

That portion of Lot 23, Block 20, said Brooklyn Addition, lying southeasterly of the southeasterly margin of Eastlake Avenue Northeast as set forth in Section 1 hereof; also

Those portions of Lots 11 and 12, Block 17, said Brooklyn Addition, lying northwesterly of the northwesterly margin of Eastlake Avenue Northeast as set forth in Section 1 hereof; also

That portion of Lot 5, Block 13, Cowen's University Park Addition as recorded in Volume 13 of King County Plats, Page 53, lying southeasterly of the southeasterly margin of 11th Avenue Northeast as set forth in Section 1 hereof; also

All that portion of a tract comprised of Lot 10 and the easterly 10 feet in width of Lot 9, Block C, Subdivision of Blocks B and C, Cowen's University Park Addition as per plat recorded in Volume 18 of King County Plats on Page 8, lying southerly of a straight line crossing said Block C and equidistant from the southwesterly and northeasterly boundaries of said Block C and lying northwesterly of the northwesterly margin of 12th Avenue Northeast as set forth in Section 1 hereof;

Section 6. That the entire cost of the improvement provided for by this ordinance shall be paid from the Seattle General Arterial Improvement Bond 1954 Fund; provided however, that that portion of the improvement provided for in Section 5 hereof shall be paid from the General Fund of the City of Seattle.

Section 7. 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 properties necessary to carry out the provisions of this ordinance.

Section 8. That in conducting said condemnation proceedings the Corporation Counsel is hereby authorized to stipulate for the purpose of minimizing damages.



(To be used for all Ordinances except Emergency.)

Section 9 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 30 day of June, 1958,  
and signed by me in open session in authentication of its passage this 30 day of  
June, 1958. *W. B. Mitchell*

Approved by me this 15 day of July, 1958.  
President Pro Tem of the City Council.

*Gordon S. Clinton*  
Mayor.

Filed by me this 1 day of July, 1958.  
Attest: *C. H. Anderson*  
City Comptroller and City Clerk.

(SEAL)  
Published \_\_\_\_\_

By *W. A. Perrine*  
Deputy Clerk.



CITY OF SEATTLE

DEPARTMENT OF ENGINEERING

ROY W. MORSE, CITY ENGINEER

MEMBER, BOARD OF PUBLIC WORKS

*Gordon S. Clinton, Mayor*

June 16, 1958

Honorable City Council  
Seattle, Washington

Gentlemen:

The attached council bill, which has been approved as to form by the Corporation Counsel, proposes the extension of Eastlake Avenue Northeast, et al., to connect the University Bridge with 11th Avenue Northeast, and provide an alternate street northerly to Bothell Way.

We respectfully recommend the passage of this ordinance.

Yours very truly,

*RW Morse*  
ROY W. MORSE  
City Engineer

CRS:HK  
Enc.

# The City of Seattle--Legislative Department

MR. PRESIDENT:

Your Committee on Finance and Streets & Sewers  
to which was referred C.B. 78753,

Date Reported  
and Adopted

JUN 30 1958

providing for the \*\*\* establishing of EASTLAKE AVENUE NORTHEAST from Roosevelt Way to 11th Avenue Northeast, \*\*\* (and other streets) \*\*\*; providing for the condemnation \*\*\* of land and other property necessary therefor; providing for the changing and establishing of the necessary grades; providing for the acquisition, the right to construct slopes for cuts or fills upon the abutting property, providing for the condemnation, \*\*\* of land and other property in fee simple for general municipal purposes; and providing for payment from the Seattle General Arterial Improvement Bonds 1954 Fund, except as herein otherwise specified,

RECOMMEND THAT THE SAME DO PASS.

  
Fin.  
Chairman

  
S&S  
Chairman

Committee

Committee

**ORDINANCE NO. 87314**

AN ORDINANCE providing for the laying off, opening, widening, extending and establishing of EASTLAKE AVENUE NORTHEAST from ROGERS VELY WAY to 11th AVENUE NORTHEAST and 12th AVENUE NORTHEAST in the vicinity of Ravenna Boulevard; of 12th AVENUE NORTHEAST in the vicinity of East 79th Street; and of Bothell Way in the vicinity of 12th Avenue Northeast, providing for the condemnation, appropriation taking and damaging of land and other property necessary therefor; providing for the changing and establishing of the necessary grades; providing for the acquisition of the right to construct slopes for cuts or fills upon the abutting property; providing for the condemnation, appropriation, and taking of land and other property in fee simple for general municipal purposes; and providing for payment from the Seattle General Arterial Improvement Bond 1954 Fund, except as herein otherwise specified.

**BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:**

Section 1. That public necessity and convenience demand that the following streets be, and the same are hereby laid off, opened, widened, extended, and established, over and across the following lots, blocks, and tracts of land to-wit:

**FOR EASTLAKE AVENUE NORTHEAST**

That portion of Lots 21, 22, 23 and 24, Block 20, Brooklyn Addition, as recorded in Volume 7 of King County Plats, Page 72, which lies within the limits of the following description:

Beginning at the northeast corner of said Lot 24; thence west along the north line thereof a distance of 19.65 feet; thence southwesterly along the arc of a curve to the left having an initial radial bearing of south 54° 15' 09" east, having a radius of 82.25 feet, a distance of 128.63 feet to a point in the north line of said Lot 21; thence west along said north line a distance of 11.24 feet to the northwest corner of said lot; thence south along the west line of said lot a distance of 49 feet to the southwest corner thereof; thence east along the south line thereof a distance of 41.47 feet; thence northeasterly along the arc of a curve to the right having an initial radial bearing of south 65° 38' 20" east, having a radius of 778 feet, a distance of 124.88 feet to a point in the east line of said Lot 22, said point being a distance of 36.17 feet, measured north along the east line of said lot, from the southeast corner thereof; thence north along the east lines of Lots 23 and 24 a distance of 48.83 feet to the northeast corner of said Lot 24 and point of beginning; also

That portion of Lot 1, said Block 20, which lies within the limits of the following description:

Beginning at the northwest corner of said Lot 1; thence east along the north line thereof a distance of 20.06 feet; thence south 36° 00' 11" west a distance of 27.15 feet to a point of curvature; thence along the arc of a curve to the left having a radius of 778 feet a distance of 74.34 feet to a point in the west line of said Lot 1; thence north along said west line a distance of 28.95 feet to the point of beginning; also

That portion of Lots 7 through 12, inclusive, Block 17, said Brooklyn Addition, which lies within the limits of the following description:

Beginning at the southeast corner of said Lot 12; thence west along the south line thereof a distance of 97.07 feet; thence north 60° 00' 11" east a distance of 35.63 feet to a point of curvature; thence along the arc of a curve to the left having a radius of 456 feet a distance of 204.72 feet to a point in the east line of said Lot 7, said point being distant 17.24 feet measured north along said east line from the southeast corner of said Lot 7; thence south along the east line of Lots 7 through 12, inclusive, a distance of 217.24 feet to the southeast corner of said Lot 12 and the point of beginning.

**FOR 11th AVENUE NORTHEAST**

That portion of Lots 6, 7, and 8, Block 13, Cowen's University Park Addition, as recorded in Volume 13 of King County Plats, Page 25, which lies within the limits of the following description:

Beginning at the southwest corner of said Lot 8; thence north along the west line of said lot a distance of 15.99 feet to a point of curvature and the true point of beginning; thence along the arc of a curve to the right having a radius of 410 feet a distance of 166.22 feet to a point in the northeasterly line of said Lot 6; thence westerly along said northeasterly line a distance of 14.49 feet to the northwest corner of said Lot 6; thence south along the west lines of Lots 6, 7, and 8 a distance of 109.75 feet to the true point of beginning; also

That portion of Lot 5, said Block 13, lying westerly of the following described line:

Beginning at a point on the northerly line of said Lot said point being distant 4.31 feet measured westerly along said northerly line from the most easterly corner thereof; thence south 24° 22' 22" west a distance of 100.00 feet to the west line of said lot a distance of 89.04 feet to the true point of beginning; also

the west line of said lot a distance of 89.04 feet to the true point of beginning; also

That portion of Lot 26, Block 1, Perkins Green Lake Addition as recorded in Volume 13 of King County Plats, Page 20, which lies within the limits of the following description:

Beginning at the northeast corner of said Lot 26; thence south along the east line thereof a distance of 16.35 feet to a point of curvature and the true point of beginning; thence along the arc of a curve to the right having a radius of 479 feet a distance of 78.78 feet to a point of tangency; thence south 7° 00' 11" west a distance of 1.41 feet to a point in the southeasterly line of said Lot 26; thence northeasterly and northerly along the southeasterly and easterly lines of said Lot 26 to the point of beginning.

**FOR BOTHELL WAY**

That portion of Lot 11, Block 2, Gardner J. Gwinn's Addition to the City of Seattle as recorded in Volume 28, King County Plats, Page 42, which lies northwesterly of the following described line:

Beginning at the southwest corner of said Lot 11; thence along the arc of a curve to the right having a radius of 290 feet to the most northerly corner of said Lot 11;

Section 2. That the 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 EASTLAKE AVENUE NORTHEAST**

At a point distant 45 feet southwesterly from the north margin of Campus Parkway,

Centerline at existing elevation..... 85.35 feet

At a point distant 61.5 feet northeasterly from the last named point at the point of curvature of a vertical curve,

Centerline..... 87.24 feet

At a point distant 155.10 feet northeasterly from the last named point at the point of tangency of a vertical curve,

Centerline..... 100.90 feet

At a point distant 48.37 feet northeasterly from the last named point, said point being on the centerline of East 41st Street, at a point of tangency,

Centerline..... 101.50 feet

At a point distant 79.95 feet northeasterly from the last named point at the point of curvature of a vertical curve,

Centerline..... 102.41 feet

At a point distant 146.72 feet northeasterly from the last named point at the point of tangency of a vertical curve,

Centerline conformable to existing elevation..... 106.87 feet

That 11th Avenue Northeast, 12th Avenue Northeast and Bothell Way as set forth in Section 1 hereof, be widened at existing grades.

Section 3. That in the grading and regrading of the streets and avenues established herein, the City shall acquire the right in the case of a cut to remove the lateral support of the property abutting on said street, and in every case the right to remove a said lateral support shall include the right to carry the slopes back into and extending upon the abutting real property for at least one foot for each foot of depth of cut and in the case of a fill the right shall be acquired to extend and maintain upon the abutting real property slopes of 1 1/2 feet horizontally for each foot of elevation of fill for the purpose of acquiring lateral support for said streets, reserving unto the abutting property owners respectively the right at any time to remove said slopes upon providing and maintaining other adequate lateral supports for said street.

Section 4. That all lands, right, privileges and other property lying within the limits of the lots, blocks and tracts of land described in Section 1 hereof, 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 grading and regrading said streets in conformity with the grades established in Section 2 hereof, and in the construction of the necessary slopes for cuts and fills on the real property abutting upon said streets 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 thereof in the manner provided by law.

Section 5. That the following described tracts and parcels of land and appurtenances thereon, to be taken, damaged, and appropriated are hereby condemned, appropriated and taken in fee simple for General Municipal Purposes, to-wit:

All that portion of Lots 21 and 22, Block 20, Brooklyn Addition as recorded in Volume 7 of King County Plats on Page 32 except portion described in Section 1 hereof for street purposes; also

That portion of Lot 22, Block 20, said Brooklyn Addition, lying southeasterly of the southeasterly margin of Eastlake Avenue Northeast, as shown on a

come a law under the provisions of the city charter.

Passed by the City Council the 30th day of June, 1958, and signed by me in open session in authentication of its passage this 30th day of June, 1958.

M. B. MITCHELL,  
President pro tem. of the City Council.

Approved by me this 1st day of July, 1958.

GORDON S. CLINTON,  
Mayor.

Filed by me this 1st day of July, 1958.

Attest: C. G. ERLANDSON,  
City Comptroller and City Clerk.

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

Date of official publication in the Daily Journal of Commerce, Seattle, July 19, 1958. (C-2865)

leposes and he publish- newspaper. is now and date of the the English sattle, King all of said the aforesaid said Daily ce was on the 12th day of June, 1941, newspaper by the Superior Court of

is a true copy of

as it was published in the regular issue

ment form) of said newspaper on the

July, 1958, and that said

larly distributed to its subscribers during

*M. E. Brown*

Subscribed and sworn to before me this July, 1958

*James Bloomfield*

for the State of Washington, residing at Seattle, (mentioned by Washington State Press Association.)



Lot 1: thence north along a west line a distance of 38.53 feet to the point of beginning; also

That portion of Lots 7, through 12, inclusive, Block 17, said Brooklyn Addition, which lies within the limits of the following description:

Beginning at the southeast corner of said Lot 12; thence west along the south line thereof a distance of 97.07 feet; thence north  $35^{\circ} 00' 11''$  east a distance of 35.68 feet to a point of curvature; thence along the arc of a curve to the left having a radius of 456 feet a distance of 204.72 feet to a point in the east line of said Lot 7, said point being distant 17.24 feet measured north along said east line from the southeast corner of said Lot 7; thence south along the east line of Lots 7, through 12, inclusive, a distance of 217.24 feet to the southeast corner of said Lot 12 and the point of beginning.

#### FOR 11th AVENUE NORTHEAST

That portion of Lots 6, 7, and 8, Block 13, Cowen's University Park Addition as recorded in Volume 12 of King County Plats, Page 53, which lies within the limits of the following description:

Beginning at the southwest corner of said Lot 8; thence north along the west line of said lot a distance of 15.99 feet to a point of curvature and the true point of beginning; thence along the arc of a curve to the right having a radius of 410 feet a distance of 106.23 feet to a point in the northeasterly line of said Lot 6; thence westerly along said northeasterly line a distance of 14.49 feet to the northwest corner of said Lot 6; thence south along the west lines of Lots 6, 7, and 8 a distance of 109.79 feet to the true point of beginning; also

That portion of Lot 5, said Block 13 lying westerly of the following described line:

Beginning at a point on the northerly line of said Lot said point being distant 6.81 feet measured westerly along said northerly line from the most easterly corner thereof; thence south  $24^{\circ} 22' 32''$  west a distance of 47.08 feet to a point of curvature; thence along the arc of a curve to the left having a radius of 410 feet a distance of 53.19 feet to a point in the southerly line of said Lot 5 said point being distant 19.15 feet measured easterly along said southerly line from the southwest corner of said lot;

#### FOR 12th AVENUE NORTHEAST

That portion of Lots 9 and 10, Block C, Subdivision of Blocks B and C, Cowen's University Park Addition as recorded in Volume 18, King County Plats, Page 8, lying easterly of the following described line:

Beginning at a point on the southerly line of said Lot 10 said point being distant 13.76 feet measured easterly along said southerly line from the southwest corner of said Lot 10; thence along the arc of a curve to the left having a radius of 410 feet a distance of 138.20 feet to a point on the westerly line of said Lot 10 said point being distant 2.60 feet measured southerly along said westerly line from the most northerly corner of said Lot 10; thence continuing along said curve to the left a distance of 2.64 feet to a point in the northerly line of said Lot 9, said point being distant 0.71 feet measured westerly along said northerly line from the most northerly corner of said Lot 10; also

That portion of Lot 7, Block 5, James Division of Green Lake Addition as recorded in Volume 4 of King County Plats, Page 41, which lies within the limits of the following description:

Beginning at the southwest corner of said Lot 7; thence north along the west line thereof a distance of 12.96 feet to a point of curvature and the true point of beginning; thence along the arc of a curve to the right having a radius of 570 feet a distance of 77.68 feet to a point of tangency; thence north  $7^{\circ} 00' 11''$  east a distance of 11.66 feet to a point on the north line of said Lot 7; thence west along said north line a distance of 6.87 feet to the northwest corner thereof; thence south along

the right to carry the slopes back into and extending upon the abutting real property for at least one foot for each foot of depth of cut and in the case of a fill the right shall be acquired to extend and maintain upon the abutting real property slopes of  $1\frac{1}{2}$  feet horizontally for each foot of elevation of fill for the purpose of acquiring lateral support for said streets, reserving unto the abutting property owners respectively the right at any time to remove said slopes upon providing and maintaining other adequate lateral supports for said street.

Section 4. That all lands, right, privileges and other property lying within the limits of the lots, blocks and tracts of land described in Section 1 hereof, 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 grading and regarding said streets in conformity with the grades established in Section 2 hereof, and in the construction of the necessary slopes for cuts and fills on the real property abutting upon said streets 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 thereof in the manner provided by law.

Section 5. That the following described tracts and parcels of land and appurtenances thereunto belonging be, and the same are hereby condemned, appropriated and taken in fee simple for General Municipal Purposes, to-wit:

All that portion of Lots 21 and 22, Block 20, Brooklyn Addition as recorded in Volume 7 of King County Plats on Page 32 except portion described in Section 1 hereof for street purposes; also

That portion of Lot 23, Block 20, said Brooklyn Addition, lying southeasterly of the southeasterly margin of Eastlake Avenue Northeast as set forth in Section 1 hereof; also

Those portions of Lots 11 and 12, Block 17, said Brooklyn Addition, lying northwesterly of the northwesterly margin of Eastlake Avenue Northeast as set forth in Section 1 hereof; also

That portion of Lot 5, Block 13, Cowen's University Park Addition as recorded in Volume 12 of King County Plats, page 53, lying southeasterly of the southeasterly margin of 11th Avenue Northeast as set forth in Section 1 hereof; also

All that portion of a tract comprised of Lot 10 and the easterly 20 feet in width of Lot 9, Block C, Subdivision of Blocks B and C, Cowen's University Park Addition as per plat recorded in Volume 18 of King County Plats on Page 8, lying southerly of a straight line crossing said Block C and equidistant from the southwesterly and northeasterly boundaries of said Block C and lying northwesterly of the northwesterly margin of 12th Avenue Northeast as set forth in Section 1 hereof.

Section 6. That the entire cost of the improvement provided for by this ordinance shall be paid from the Seattle General Arterial Improvement Bond 1954 Fund; provided however, that that portion of the improvement provided for in Section 5 hereof shall be paid from the General Fund of the City of Seattle.

Section 7. 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 properties necessary to carry out the provisions of this ordinance.

Section 8. That in conducting said condemnation proceedings the Corporation Counsel is hereby authorized to stipulate for the purpose of minimizing damages.

Section 9. 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 be

