

Portion of Ord. Only

CRS:amm
6-24-49

Kaufman's not on
list

ORDINANCE NO. 78109

pub. 1247 pg 32-34

AN ORDINANCE providing for the laying off, opening, widening, extending and establishing of 27th Avenue South between Bayview Street and Jackson Street; of Temple Place South between Jackson Street and Yesler Way; of Temple Place between East Jefferson Street and East Cherry Street; of 28th Avenue North from East Harrison Street to East Roy Street; providing for the establishing of the curb grades of Empire Way from McClellan Street to College Street; and of the aforesaid Avenues, Place and approaches thereto; providing for the condemnation, appropriation, taking and damaging of land and other property necessary therefor and for the making of the necessary slopes for cuts and fills upon the property abutting on said streets and approaches thereto; providing for the condemnation, appropriation and taking of land and other property in fee simple for general municipal purposes; and providing that the entire cost of such improvement shall be paid from the City Street Fund, except as herein otherwise provided.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That public necessity and convenience demand that certain lands, property, property rights and privileges be acquired for the laying off, opening, widening, extending and establishing of 27th Avenue South between Bayview Street and Jackson Street; of Temple Place South between Jackson Street and Yesler Way; of Temple Place between East Jefferson Street and East Cherry Street; of 28th Avenue North from East Harrison Street to East Roy Street; and for the establishing of the grades on Empire Way from McClellan Street to College Street, and the aforesaid Avenues, Places and approaches thereto; and for the making of the necessary slopes for cuts and fills upon the property abutting on said streets and approaches thereto.

Section 2. That 27th Avenue South between Bayview Street and Jackson Street, Temple Place South between Jackson Street and Yesler Way; Temple Place between East Jefferson Street and East Cherry Street; and 28th Avenue North from East Harrison Street to East Roy Street; be and the same are hereby laid off, opened, widened, extended and established as public streets and highways over and across the following lots, blocks or tracts of land, to-wit:

said point) a distance of 124.74 feet to a point of tangency; thence south 24°34'13" west along the tangent to said curve at said point a distance of 167.94 feet to a point in the east line of said Lot 6; thence northerly along said east line of Lot 6 a distance of 43.90 feet to the northeast corner of said lot; thence westerly along the north line of said lot to the point of beginning.

UNPLATTED

That portion of an unplatted tract of land known as Tracts 10 and 11, Sarah B. Yesler Tracts, Unrecorded, described as follows:

Beginning at a point in the south line of said Tract 10, the same being the northeast corner of Lot 4, Block 4, Kaufman's Addition to the City of Seattle, recorded in Volume 1 of Plats, Page 221; thence north 1°20'39" east a distance of 125.92 feet to a point on the south margin of Yesler Way as now established thence south 89°39'22" east along said south margin a distance of 60.01 feet; thence south 1°20'39" west a distance of 125.80 feet to a point in the south line of said Tract 11, said point being the northwest corner of Lot 1, Block 5, said Kaufman's Addition; thence west along the south line of said Tracts 11 and 10 a distance of 60.02 feet to the point of beginning; subject to claim of the City of Seattle to ownership of the easterly 10 feet of the westerly 30 feet thereof.

IN GAMMA PONCIN'S ADDITION TO THE CITY OF SEATTLE,
recorded in Volume 20 of Plats, Page 51.

That portion of Lots 1 and 2, Block 10, described as follows:

Beginning at a point in the southerly line of Lot 1, said point being distant 31.30 feet from the southwest corner of said lot; thence north 18°23'48" east a distance of 47.14 feet to a point of curvature; thence northeasterly along the arc of a curve to the left having a radius of 470.00 feet a distance of 57.23 feet to a point in the north line of Lot 2, said point being distant 15.62 feet easterly from the northwest corner of said Lot 2; thence south 89°59'55" east along the north line of said Lot 2 a distance of 29.64 feet; thence southerly along the easterly line of said lot a distance of 100 feet to the southeast corner of said Lot 2; thence westerly along the southerly line of said Lots 2 and 1 to the point of beginning; Also,

ERS-1111

That portion of Lot 22, said Block 10, described as follows:

Beginning at the northwest corner of said Lot 22; thence east along the north line thereof a distance of 4.01 feet; thence southwesterly along a straight line a distance of 12.71 feet to a point in the west line of said lot; thence north along said west line a distance of 12.06 feet to the point of beginning.

IN MADISON STREET ADDITION TO THE CITY OF SEATTLE,
recorded in Volume 2 of Plats, Page 85.

That portion of Lot 9, Block 11, described as follows:

Beginning at the most westerly corner of said Lot 9; thence northeasterly along the northwesterly line of said lot a distance of 14.25 feet; thence south along a straight line a distance of 20.02 feet to a point in the southwesterly line of said lot; thence northwesterly along said southwesterly line a distance of 14.05 feet to the point of beginning.

That portion of Lot 7, Block 12, described as follows:

Beginning at the most westerly corner of said lot; thence northeasterly along the northwesterly line of said Lot 7, a distance of 9.78 feet; thence southerly along a straight line a distance of 20.36 feet to a point in the southwesterly line of said lot; thence northwesterly along said southwesterly line a distance of 17.86 feet to the point of beginning.

That portion of Lots 22, 23, 24, and 25, Block 19, described as follows:

Beginning at a point in the southeasterly line of said Lot 22, said point being distant 31.08 feet north $44^{\circ}52'58''$ east from the most southerly corner of said lot; thence northerly along the arc of a curve to the right having a radius of 1,042 feet (the radius of said curve bearing north $75^{\circ}42'40''$ east from said point) a distance of 144.54 feet to a point in the northeasterly line of Lot 25, said point being distant 18.58 feet northwesterly from the most easterly corner of said lot; thence southeasterly along the northeasterly line of Lots 25 and 24 a distance of 118.58 feet to the most easterly corner of said Lot 24; thence southwesterly along the southeasterly line of Lots 24, 23, and 22 a distance of 82.42 feet to the point of beginning.

THE CITY OF SEATTLE
DEPARTMENT OF ENGINEERING

R. W. FINKE, CITY ENGINEER
MEMBER, BOARD OF PUBLIC WORKS

In Re:

June 27, 1949

The Honorable City Council
of the City of Seattle
Seattle, Washington

Gentlemen:

The City has heretofore acquired all rights-of-way needed to extend Empire Way, from Rainier Avenue to East Madison Street with the exception of eighteen pieces. The City in 1930 had contemplated the acquisition of this right-of-way by a condemnation local improvement district as provided by Ordinance No. 60444. Later the City decided not to proceed on this basis and authorized the repeal of the condemnation proceedings over most of the route. In lieu of the previous proposal, the Council has authorized the City Engineer to acquire numerous parcels of property for this street by City Street Fund Ordinance Nos. 71026, 71294 and 74886. Other property was acquired by Ordinance Nos. 69512 and 69608 from funds appropriated from the General Road and Bridge Fund.

The unexpended balance in the General Road and Bridge Fund has long since been paid into the City Street Fund. There remains unexpended from the City Street Fund appropriations approximately \$17,500.00. Although it is unlikely that we will be able to finance the physical improvement of Empire Way this year, we believe that the remaining short sections of right-of-way should be acquired.

We have been unsuccessful in our attempts to acquire these parcels by negotiation. Unofficial appraisals indicate that the remaining right-of-way will cost in the neighborhood of \$60,000.00, or approximately \$42,000.00 more than the sum of the balances in the appropriations heretofore made.

The Corporation Counsel has advised that it would simplify proceedings to dismiss the remaining portion of the condemnation authorized by Ordinance No. 60444, repeal all other ordinances mentioned above and abandon the unexpended balances therein. An ordinance can then be authorized consolidating the takings necessary to complete the right-of-way.

Appropriate council bills to this effect are attached hereto. It is recommended that these be passed and referred to the Corporation Counsel for prosecution. No appropriation is contemplated until the amount of the awards is determined.

Yours very truly,



R. W. FINKE,
City Engineer

FR:jps

ORDINANCE NO. 78110

AN ORDINANCE relating to the acquisition of right of way for 26th Avenue South and other streets and avenues, as contemplated by Ordinance No. 60444; repealing said Ordinance; Providing for the dismissal of Eminent Domain proceedings, and for payment of costs appertaining thereto; abandoning any unexpended balances of rights of way appropriations made by Ordinances numbered 69512, 69608, 70292, 71026, 71294, and 74886; and ratifying and confirming all actions taken, pursuant to said ordinances.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That Ordinance No. 60444 entitled:

"AN ORDINANCE providing for the laying off, opening, widening, extending and establishing of 26th Avenue South from Rainier Avenue to Plum Street, of a diagonal street from 26th Avenue South and Plum Street to Holgate Street and 27th Avenue South, of 27th Avenue South between Holgate Street and Jackson Street, of Temple Place between the intersection of 27th Avenue South with Jackson Street and East Cherry Street, of 28th Avenue North from East Harrison Street to Boyer Avenue as extended, and of Boyer Avenue from 28th Avenue North as extended to 24th Avenue North; providing for the establishing of the curb grades of said avenues, street and place; providing for the condemnation, appropriation, taking and damaging of land and other property necessary therefor and for the making of the necessary slopes for cuts and fills upon the property abutting on said avenues, street and place; providing for the condemnation, appropriation and taking of land and other property in fee simple for general municipal purposes; and providing that the entire cost of such improvement shall be paid by special assessment upon the property specially benefited, in the manner provided by law, except as herein otherwise provided,"

be and the same is hereby repealed.

Section 2. That all actions heretofore taken pursuant to the provisions of said Ordinance No. 60444 are hereby ratified and confirmed.

Section 3. That the Corporation Counsel be and he is hereby authorized and directed to secure the proper court order dismissing the eminent domain proceedings initiated in King County Superior Court under Cause No. 245115 pursuant to said Ordinance 60444, and that the costs taxable against the City of Seattle in said proceedings to the date of such dismissal shall be paid from the Judgment Fund of the City of Seattle.

(To be used for all Ordinances except Emergency.)

Section 4. That all unexpended balances of appropriations made from the General Road and Bridge Fund by Ordinances numbered 69512 and 69608 be and the same are hereby abandoned.

Section 5. That all unexpended balances of appropriations made from the City Street Fund by Ordinances numbered 70292, 71026, 71294, and 74886 be and the same are hereby abandoned.

Section 6. That all expenditures heretofore made under authority of said Ordinances numbered 69512, 69608, 70292, 71026, 71294, and 74886 be and the same are hereby ratified and confirmed.

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 5 day of July 1949 and signed by me in open session in authentication of its passage the 5 day of July 1949

David Lerner
President of the City Council

Approved by me this 7 day of July 1949

W. H. ...
Mayor

Filed by me this 7 day of July 1949

Attest: *Nashomas*
City Comptroller and Ex-Officio City Clerk

By: *John B. ...*
Deputy Clerk

City Comptroller and Ex-Officio City Clerk
By: _____
Deputy Clerk

(SEAL)

Published

REPEALED ORD. 87017

Ordinance No. 85958

AN ORDINANCE relating to the acquisition of property by condemnation for the widening of Empire Way and Empire Way South as contemplated by Ordinance No. 84354; and amending Section 1 of Ordinance No. 84463, by increasing the appropriation therein provided.

FOR THE CITY CLERK
FILED
MAR 4 1957
CITY CLERK
CITY OF ST. LOUIS
MISSOURI

2/21/57 - D.C. Pass

Council Bill No. 11111

INTRODUCED FEB 25 1957	BY: <i>Streets & Sewers</i>
REFERRED: FEB 25 1957	TO: <i>Finance</i>
REFERRED:	<i>Streets & Sewers</i>
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 BY: MAR 4 1957
RETD. TO CITY CLERK: MAR 4 1957	PUBLISHED:
VETOED BY MAYOR:	VETO PUBLISHED:
PASSED OVER VETO:	VETO SUSTAINED:
ENGROSSED:	BY:
VOL..... PAGE.....	

D. LANCES ABANDONED ORD. 87017

M. 27



CBS:mpa:2-10-67

ORDINANCE NO. 85958

AN ORDINANCE relating to the acquisition of property by condemnation for the widening of Empire Way and Empire Way South as contemplated by Ordinance No. 84354; and amending Section 1 of Ordinance No. 84463, by increasing the appropriation therein provided.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That Section 1 of Ordinance No. 84463, entitled:

"AN ORDINANCE relating to the acquisition of property by condemnation for the widening of Empire Way and Empire Way South as contemplated by Ordinance No. 84354; authorizing expenditures by the Engineering and Law departments in connection therewith; and making an appropriation from the City Street Fund therefor,"

approved September 27, 1955, be and the same is hereby amended by increasing the appropriation therein from \$15,000.00 to \$20,000.00 to read as follows:

Section 1. That expenditures by the Engineering and Law Departments not to exceed Twenty Thousand and 00/100 dollars (\$20,000.00) in connection with the acquisition of property by condemnation for the widening of Empire Way and Empire Way South, as contemplated by Ordinance No. 84354, approved August 16, 1955, are hereby authorized; said sum or so much thereof as may be necessary is appropriated from the City Street Fund; and the City Comptroller is authorized and directed to draw and the City Treasurer to honor and pay the necessary warrants therefor upon approval in writing by the Corporation Counsel or the City Engineer of the various items thereof.

THE CITY OF SEATTLE
DEPARTMENT OF ENGINEERING

ROY W. MORSE
~~MAX PARKER~~ CITY ENGINEER
MEMBER, BOARD OF PUBLIC WORKS

IN RE:
Empire Way

February 18, 1957

Honorable City Council
Seattle, Washington

Gentlemen:

The attached Council Bill proposes the amendment of Ordinance No. 84463, which provides funds for the expenses of the Engineering and Law Departments incidental to the Extension and Widening of Empire Way between Dearborn Street and East Cherry Street, as contemplated by Ordinance No. 84354, by increasing the appropriation from \$15,000.00 to \$20,000.00.

Appraisal and other costs have exceeded our original estimate, which at best could not be much more than a reasonably good guess.

Yours very truly,


ROY W. MORSE
City Engineer

CRS:mps
Enclosure

The City of Seattle--Legislative Department

MR. PRESIDENT:

Your Committee on Finance and Streets and Sewers
to which was referred C. B. No. 77397,

Date Reported
and Adopted

MAR 4 1957

Relating to the acquisition of property by condemnation for the
widening of Empire Way and Empire Way South as contemplated by Ord. No. 84354;
and amending Sec. 1 of Ord. No. 84463, by increasing the appropriation therein
provided,

RECOMMEND THAT THE SAME DO PASS.

Bruna

Fin.
Chairman

Conell

S&S
S&S Chairman

ORDINANCE No. 111191

COUNCIL BILL No. 103680

Deed # 18772 also # 12706

Law Department

The City of Seattle - Leg

REPORT OF COM

AN ORDINANCE accepting a deed over a portion of Sarah B. Yesler's Donation Claim in Township 24 North, Range 5 East W.M. for general municipal purposes (Sarah B. Yesler Tract II).

6-30-83

PASS

Honorable President:

Your Committee on Finance

to which was referred the within Council Bill No. 103680 report that we have considered the same and respectfully

Do Pass

COMPTROLLER FILE No.

Introduced: <u>MAY 23 1983</u>	By: <u>EXECUTIVE REQUEST</u>
Referred: <u>MAY 23 1983</u>	To: <u>Finance</u>
Referred:	To:
Referred:	To:
Reported: <u>JUL 5 1983</u>	Second Reading: <u>JUL 5 1983</u>
Third Reading: <u>JUL 5 1983</u>	Signer: <u>JUL 5 1983</u>
Presented to Mayor: <u>JUL 3 1983</u>	Approved:
Returned to City Clerk:	Published:
Vetoed by Mayor:	Veto Published:
Passed over Veto: <u>(X)</u>	Veto Sustained:

REC'D COMB JUL - 6 1983

Law Department

The City of Seattle--Legislative Department

Date Reported
and Adopted

REPORT OF COMMITTEE

Honorable President:

Your Committee on Finance

to which was referred the within Council Bill No. 103680
report that we have considered the same and respectfully recommend that the same:

Do Pass

REC'D OWE JUL - 6 1983

1983

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Norman B. Rice
Committee Chair

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NOTICE: IF THE DOCUMENT IS IN THE PUBLIC DOMAIN, IT IS THE PROPERTY OF THE DOCUMENT.

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<input checked="" type="checkbox"/> LAW	<input type="checkbox"/>

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ORDINANCE **111191**

AN ORDINANCE accepting a deed over a portion of Sarah B. Yesler's Donation Claim in Township 24 North, Range 5 East W.M. for general municipal purposes (Sarah B. Yesler Tract II).

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That the Deed of Administratrix, executed by Madeline J. Gates on May 22, 1957, conveying to the City of Seattle the following described real property situate in Seattle, King County, Washington, to-wit:

Beginning on the south line of Sarah B. Yesler's Donation Claim, in Township 24 North, Range 5 East, W. M. at a point which is 25 feet east of the center line of Temple Place, formerly Temple Street, as shown on the plat of Kaufman's Addition to the City of Seattle, according to plat thereof recorded in Volume 1 of Plats, Page 221, records of King County, Washington;
thence east along said south line 45 feet;
thence at right angles north to an intersection with the south line of Yesler Way;
thence west along said south line 45 feet;
thence south to the point of beginning;
(Being known as the east 45 feet of the west 70 feet of Tract II, Sarah B. Yesler Tracts, according to the unrecorded plat thereof as shown upon the map in the Estate of Sarah B. Yesler, deceased, King County Probate Case No. 628; EXCEPT that portion lying within Yesler Way.)
(K. C. Recording No. 4896340; R/W 8312)

be and the same is hereby accepted for general municipal purposes (as an asset of the Arterial City Street Fund), except that portion as condemned by Ordinance 84354 for Empire Way South.

Section 2. Any acts made consistent with the authority and prior to the effective date of this Ordinance are hereby ratified and confirmed.

(To be used for all Ordinances except Emergency.)

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

Section 3. 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 5th day of July, 1983,
and signed by me in open session in authentication of its passage this 5th day of July, 1983.
Scott Williams
President of the City Council.

Approved by me this 8th day of July, 1983.
Charles Boyer
Mayor.

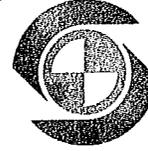
Filed by me this 8th day of July, 1983.
Attest: *Jim Hill*
City Comptroller and City Clerk.

(SEAL)

Published _____ By *Theresa Dunbar*
Deputy Clerk.

REC'D CIVIL MAY 12 1983

MAY 12 1983



Seattle
Engineering Department

Eugene V. Avery, Director of Engineering
Charles Royer, Mayor
May 10, 1983

Honorable Charles Royer
Mayor of the City of Seattle
1200 Municipal Building
Seattle, Washington

Attention: Mr. Gary Zarker, Director
Office of Management and Budget

RE: Sarah B. Yesler Deed to Tract II R/W 8312

Dear Mayor Royer:

We transmit for City Council approval a Council bill accepting a deed for general municipal purposes.

A Deed of Administratrix, executed by Madeline J. Gates on May 22, 1957, conveyed real property to the City of Seattle and was not formally accepted by Ordinance. The deed was granted in conjunction with Condemnation Ordinance 84354 which condemned for and layed off Empire Way South. It appears the condemnation proceedings and probate proceedings might have been going on at the same time and the Deed was granted after the acceptance by Ordinance of the condemnation awards. The Deed was acquired for a total consideration of \$8,700 and probably was paid from Arterial City Street Fund. The property, being a portion of Sarah B. Yesler Tract II is located at East Yesler Way and Empire Way South now Martin Luther King Junior Way South.

Please refer to our Right of Way File 8312 when corresponding in regard to this Council Bill.

Very truly yours,

FOR MARYANN S. HOHS
Assistant Director
Management Support Division

MSH:DKS:er

Attachment

523619

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

City of Seattle

Executive Department-Office of Management and Budget

Gary Zarker, Director
Charles Royer, Mayor



May 12, 1983

The Honorable Douglas Jewett
City Attorney
City of Seattle

*Crawford / OK
BFC*

Dear Mr. Jewett:

The Mayor is proposing to the City Council that the enclosed legislation be adopted.

REQUESTING
DEPARTMENT: Engineering

SUBJECT: AN ORDINANCE accepting a deed over a portion of Sarah B. Yesler's Donation Claim in Township 24 North, Range 5 East W.M. for general municipal purposes (Sarah B. Yesler Tract II).

Pursuant to the City Council's S.O.P. 100-014, the Executive Department is forwarding this request for legislation directly to your office for review and drafting.

After reviewing this request and drafting appropriate legislation:

- (X) File the legislation with the City Clerk for formal introduction to the City Council as an Executive Request.
- () Do not file with City Council but return the proposed legislation to OMB for our review. Return to _____.

Sincerely,

Charles Royer
Mayor

By
Colleen Heary for

GARY ZARKER
Budget Director

GZ/cc/dbb

Enclosure

cc: Eugene Avery, Director, SED

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

