

ORDINANCE NO. 212

AN ORDINANCE providing for the laying off, opening, widening, extending and establishing of a 16 foot alley 100 feet more or less South of, and parallel with, the South marginal line of Kirkland Avenue and between the East marginal line of Lake Avenue and the West marginal line of Pioneer Street in the plat of Burke & Farrar's Kirkland Addition to the City of Seattle, Division #25; providing for the condemnation, appropriation, taking and damaging of land and other property necessary for the laying off, opening, widening, extending and establishing of the above described street, highway or alley and providing that the entire cost of such improvement shall be paid by special assessment upon property specially benefited, in the manner provided by law.

WHEREAS, Public necessity and convenience demand that the above street, highway or alley be laid off, opened, widened, extended and established as a public street, highway or alley.

WHEREAS, Such improvement will be of special benefit to certain lands, premises and other property, now, therefore:

BE it ordained by the Town of Kirkland as follows:

Section 1. That a 16 foot alley 100 feet more or less South of, and parallel with, the South marginal line of Kirkland Avenue and between the East marginal line of Lake Avenue and the West marginal line of Pioneer Street in the plat of Burke & Farrar's Kirkland Addition to the City of Seattle, Division #25, be, and the same is hereby laid off, opened, widened, extended and established as a public street, highway or alley over and across the following described tract, to-wit:

Beginning at a point on the Easterly margin of Lake Avenue in the Town of Kirkland, said point being distant N.  $89^{\circ} 39' 00''$  E. along the Section line 60.15 feet and S.  $19^{\circ} 19' 36''$  E. along the Easterly line of Lake Avenue 137.48 feet from the Meander Corner between Sections 5 and 8, Tp. 25 N., R. 5 E., W.M., and running thence from said point of beginning S.  $19^{\circ} 19' 36''$  E. along the Easterly line of Lake Avenue 16.92 feet; thence N.  $89^{\circ} 39'$  E. 160.81 feet; thence S.  $87^{\circ} 39'$  E. 82.36 feet to the Westerly margin of Pioneer Street; thence N.  $1^{\circ} 39' 30''$  W. along the said West margin 16.04 feet; thence N.  $87^{\circ} 39'$  W. 81.62 feet to the Southeast corner of the Blau Tract; thence S.  $89^{\circ} 39'$  W. 166.69 feet to the place of beginning.

Section 2. That all lands, rights, privileges and other property lying within the limits of the tract of land described in Section 1 hereof, be, and the same are hereby condemned, appropriated, taken and damaged for the purpose of a public street, highway or <sup>alley</sup> and said lands, rights, privileges and other property to be taken, damaged and appropriated only after just compensation has been made or paid into court for the owners in the manner provided by law.

Section 3. That the entire cost of the improvement provided for herein shall be paid by special assessment upon the property specially benefited, in the manner provided by law, and that no part thereof shall be paid from the General Fund of the Town of Kirkland.

Section 4. That the Town Attorney be, and he is hereby authorized and directed to prosecute the action and proceedings in the manner provided by law to condemn, take, damage and appropriate the lands and other property necessary to carry out the provisions of this Ordinance and also to take the steps necessary to make such special assessment.

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 Laws of the State of Washington or the Town Ordinances.

Passed by the Town Council the 9th day of August, 1920, and signed by me in open session in authentication of its passage this 9th day of August, 1920.

A. K. Howell Mayor.  
C. Newberry Town Clerk.

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