

REQUEST FOR ORDINANCE TO RELINQUISH EASEMENT

TO: Caroline Martin, City Attorney's Office

FROM: Matt Bryner
Director, Public Works Right of Way Services

PROJECT NO: 2019-RELINQ-0000007

DATE: July 22, 2019

SUBJECT: Request for an Ordinance to relinquish one (1) of the easements as established in Vacating Ordinance No. 60, Series of 1979, Council Bill No. 51, in its entirety, and one (1) of the easements as established in Vacating Ordinance No. 618, Series of 2006, Council Bill No. 599, in its entirety, adjacent to W 19th Ave and Clay St.

It is requested that the above subject item be placed on the next available Mayor Council Agenda.

This office has investigated the request of Calibre Engineering, Inc., dated April 12, 2019 on behalf of 19th and Clay, LLC for the relinquishment of said easements.

This matter has been checked by this office and has been coordinated with Asset Management; Comcast; the City Councilperson of District 1; CPD: Planning Services; Historic Preservation/Landmark; Denver Water; Denver Fire Department; City Forestry; Parks and Recreation; Engineering, Regulatory, and Analytics Transportation and Wastewater; Public Works: Construction Engineering; Public Works – Policy and Planning; Metro Wastewater Reclamation District; Survey; CenturyLink; and Xcel Energy, all of whom have returned our questionnaires indicating their agreement.

As a result of the investigations, it has been determined that there is no objection to relinquishing the subject easement.

Therefore, you are requested to initiate Council action to relinquish the easements in the following described area(s):

INSERT PARCEL DESCRIPTION 2019-RELINQ-0000007-001 HERE

INSERT PARCEL DESCRIPTION 2019-RELINQ-0000007-002 HERE

A map of the area and a copy of the document creating the easement are attached.

MB:kr

cc:

City Councilperson & Aides of District 1
City Council Staff – Zach Rothmier
Department of Law – Bradley Beck
Department of Law – Deanne Durfee
Department of Law – Maureen McGuire
Department of Law – Martin Plate
Public Works, Manager's Office – Alba Castro
Public Works, Legislative Services – Jason Gallardo
Public Works, Survey – Paul Rogalla

ORDINANCE/RESOLUTION REQUEST

Please email requests to Jason Gallardo

at Jason.Gallardo@denvergov.org by **12:00pm on Monday**. Contact him with questions.

Please mark one: ☒ Bill Request or ☐ Resolution Request Date of Request: July 22, 2019

1. Type of Request:

- ☐ Contract/Grant Agreement ☐ Intergovernmental Agreement (IGA) ☐ Rezoning/Text Amendment
☐ Dedication/Vacation ☐ Appropriation/Supplemental ☐ DRMC Change
☒ Other: Easement Relinquishment

2. Title: (Start with *approves*, *amends*, *dedicates*, etc., include name of company or contractor and indicate the type of request: grant acceptance, contract execution, contract amendment, municipal code change, supplemental request, etc.)

Calibre Engineering, Inc. on behalf of 19th and Clay, LLC requests for an Ordinance to relinquish one (1) of the easements as established in Vacating Ordinance No. 60, Series of 1979, Council Bill No. 51, in its entirety, and one (1) of the easements as established in Vacating Ordinance No. 618, Series of 2006, Council Bill No. 599, in its entirety, adjacent to W 19th Ave and Clay St.

3. Requesting Agency: Public Works, Engineering and Regulatory

4. Contact Person:

Contact person with knowledge of proposed ordinance/resolution	Contact person to present item at Mayor-Council and Council
Name: Katie Ragland	Name: Jason Gallardo
Email: Katie.Ragland@denvergov.org	Email: Jason.Gallardo@denvergov.org

5. General description or background of proposed request. Attach executive summary if more space needed:

Request for an Ordinance to relinquish one (1) of the easements as established in Vacating Ordinance No. 60, Series of 1979, Council Bill No. 51, in its entirety, and one (1) of the easements as established in Vacating Ordinance No. 618, Series of 2006, Council Bill No. 599, in its entirety, adjacent to W 19th Ave and Clay St.

6. City Attorney assigned to this request (if applicable): Martin Plate

7. City Council District: City Council District 1

8. ****For all contracts, fill out and submit accompanying Key Contract Terms worksheet****

N/A

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: _____

Date Entered: _____

Key Contract Terms

Type of Contract: (e.g. Professional Services > \$500K; IGA/Grant Agreement, Sale or Lease of Real Property):

Vendor/Contractor Name:

Contract control number:

Location:

Is this a new contract? ☐ Yes ☐ No **Is this an Amendment?** ☐ Yes ☐ No **If yes, how many?** _____

Contract Term/Duration (for amended contracts, include existing term dates and amended dates):

Contract Amount (indicate existing amount, amended amount and new contract total):

<i>Current Contract Amount</i> (A)	<i>Additional Funds</i> (B)	<i>Total Contract Amount</i> (A+B)

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>

Scope of work:

Was this contractor selected by competitive process?

If not, why not?

Has this contractor provided these services to the City before? ☐ Yes ☐ No

Source of funds:

Is this contract subject to: ☐ W/MBE ☐ DBE ☐ SBE ☐ XO101 ☐ ACDBE ☐ N/A

WBE/MBE/DBE commitments (construction, design, Airport concession contracts):

Who are the subcontractors to this contract?

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: _____

Date Entered: _____



EASEMENT RELINQUISHMENT EXECUTIVE SUMMARY

Project Title: 2019-RELINQ-0000007 W 19th Ave & Clay St

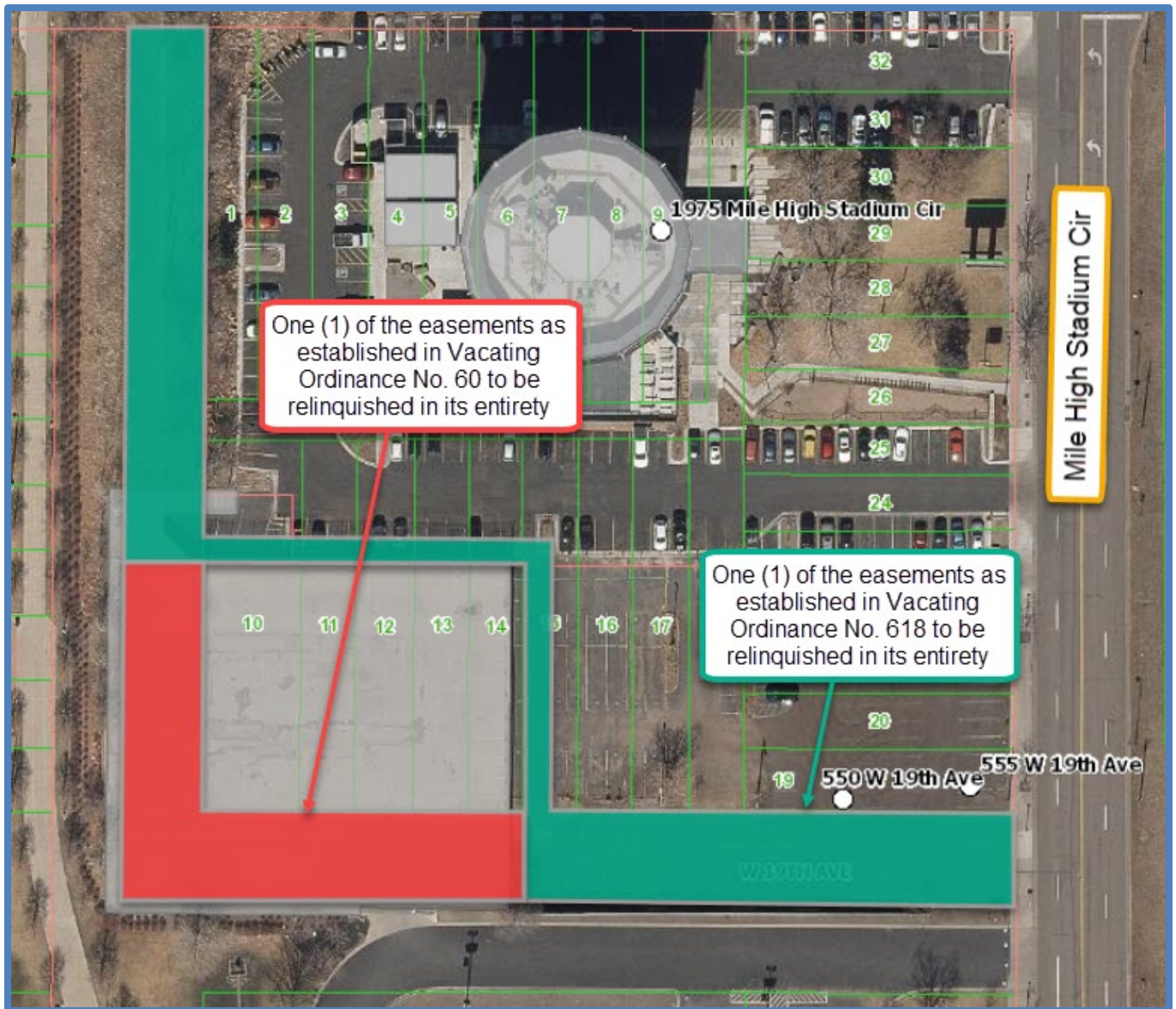
Owner name: 19th and Clay, LLC

Description of Proposed Project: Request for an Ordinance to relinquish one (1) of the easements as established in Vacating Ordinance No. 60, Series of 1979, Council Bill No. 51, in its entirety, and one (1) of the easements as established in Vacating Ordinance No. 618, Series of 2006, Council Bill No. 599, in its entirety, adjacent to W 19th Ave and Clay St.

Explanation of why the public right-of-way must be utilized to accomplish the proposed project:
Redevelopment.

Background: N/A

Location Map: Continued on next page.



One (1) of the easements as established in Vacating Ordinance No. 60 to be relinquished in its entirety

One (1) of the easements as established in Vacating Ordinance No. 618 to be relinquished in its entirety

EXHIBIT A Legal Description

EASEMENTS TO BE RELINQUISHED

ANY EASEMENTS RESERVED BY THE CITY & COUNTY OF DENVER IN THAT CERTAIN ORDINANCE No. 60, SERIES OF 1979, RECORDED FEBRUARY 21, 1979 AT RECEPTION No. 088454 (BOOK 1854, PAGE 590), LYING WITHIN THE SOUTHEAST QUARTER (SE 1/4) OF SECTION 32, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY & COUNTY OF DENVER, STATE OF COLORADO, OVER THE FOLLOWING DESCRIBED AREAS:

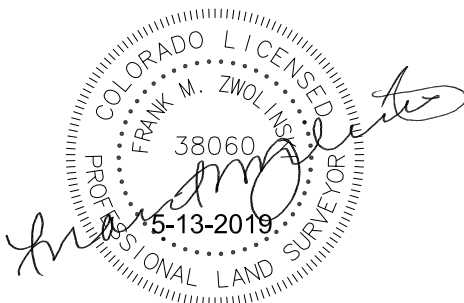
THE NORTH 154.69 FEET OF THE EAST 34 FEET OF THE FOLLOWING DESCRIBED PARCEL (CLAY STREET):

BEGINNING AT A POINT ON THE EAST LINE OF VACATED CLAY STREET THAT IS 114.69 FEET NORTH OF THE NORTH LINE OF VACATED WEST 19TH AVENUE;
THENCE WESTERLY ON AN ANGLE TO THE LEFT OF 89°46'31" TO THE WEST LINE OF VACATED CLAY STREET;
THENCE SOUTHERLY ON THE SAID WEST LINE TO INTERSECTION WITH THE SOUTH LINE OF VACATED WEST 19TH AVENUE EXTENDED WESTERLY;
THENCE EASTERLY ON THE EXTENDED SOUTH LINE OF WEST 19TH AVENUE TO THE EAST LINE OF SAID VACATED CLAY STREET;
THENCE NORTHERLY ON THE SAID EAST LINE TO THE POINT OF BEGINNING.

TOGETHER WITH THE NORTH 40 FEET OF THE FOLLOWING DESCRIBED PARCEL (W. 19TH AVENUE):

BEGINNING AT THE INTERSECTION OF THE NORTH LINE OF VACATED WEST 19TH AVENUE AND THE EAST LINE OF VACATED CLAY STREET;
THENCE EASTERLY ALONG SAID NORTH LINE OF WEST 19TH AVENUE A DISTANCE OF 145.81 FEET;
THENCE SOUTHERLY ON AN ANGLE TO THE RIGHT OF 90°04'58" TO THE SOUTH LINE OF SAID VACATED WEST 19TH AVENUE;
THENCE WESTERLY ON THE SAID SOUTH LINE TO THE EAST LINE OF SAID VACATED CLAY STREET;
THENCE NORTHERLY ON SAID EAST LINE OF SAID VACATED CLAY STREET TO THE POINT OF BEGINNING.

End of Legal Description.



Frank M. Zwolinski, P.L.S.
Colorado License #38060
For and on behalf of Power Surveying Company, Inc.
303-702-1617



720 W. 84TH AVENUE, UNIT 240
THORNTON, COLORADO 80260

PH. 303-702-1617
FAX. 303-702-1488
www.powersurveying.com

DRAWING BY: FMZ
PROJECT NO.

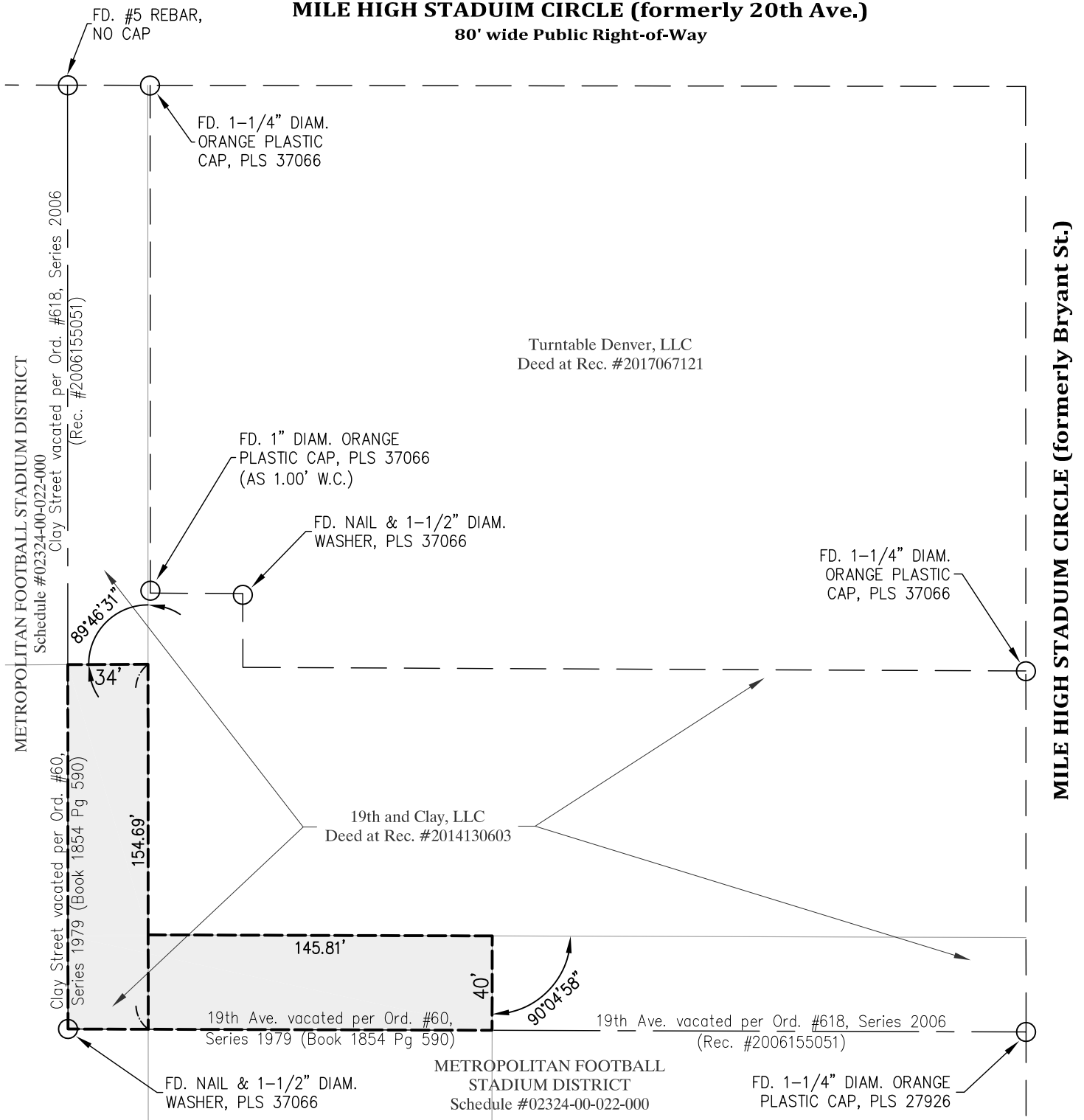
DATE: 4-11-2019
501-19-084(A)

EXHIBIT A

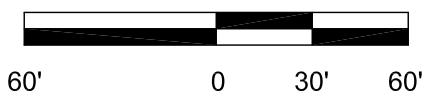
Legal Description Exhibit

MILE HIGH STADIUM CIRCLE (formerly 20th Ave.)

80' wide Public Right-of-Way



SCALE: 1" = 60'



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Legal Description

NON-EXCLUSIVE EASEMENT AREAS TO BE RELINQUISHED

BEING PORTIONS OF NON-EXCLUSIVE EASEMENTS RESERVED BY THE CITY & COUNTY OF DENVER IN THAT CERTAIN ORDINANCE No. 618, SERIES OF 2006, RECORDED SEPTEMBER 27, 2006 AT RECEPTION No. 2006155051, LYING WITHIN THE SOUTHEAST QUARTER (SE 1/4) OF SECTION 32, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY & COUNTY OF DENVER, STATE OF COLORADO, OVER THE FOLLOWING DESCRIBED AREAS:

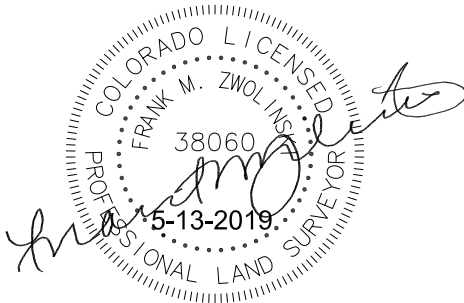
THE EAST 34 FEET OF PARCEL 19 AS DESCRIBED IN SAID ORDINANCE (CLAY STREET).

TOGETHER WITH THE NORTH 40 FEET OF PARCEL 20 AS DESCRIBED IN SAID ORDINANCE (W. 19TH AVENUE).

ALSO TOGETHER WITH A TEN-FOOT (10') WIDE UTILITY EASEMENT DESCRIBED AND GRANTED IN THAT CERTAIN DEED OF EASEMENT RECORDED JULY 14, 1976 IN BOOK 1283 AT PAGE 128, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE SOUTH LINE OF BLOCK 8, SUBDIVISION OF BLOCKS 6, 8, 9 AND 12, RIVER FRONT IN THE TOWN OF HIGHLANDS, THAT IS 145.81 FEET EAST OF THE SOUTHWEST CORNER THEREOF;
 THENCE CONTINUING EASTERLY ON THE SAID SOUTH LINE A DISTANCE OF 10 FEET;
 THENCE NORTHERLY ON AN ANGLE TO THE LEFT OF 89°55'02", A DISTANCE OF 124.48 FEET;
 THENCE WESTERLY ON AN ANGLE TO THE LEFT OF 90°00'00", A DISTANCE OF 156.28 FEET TO A POINT ON THE WEST LINE OF SAID BLOCK 8;
 THENCE SOUTHERLY ON THE SAID WEST LINE TO A POINT THAT IS 114.69 FEET NORTH OF THE SOUTHWEST CORNER OF SAID BLOCK;
 THENCE EASTERLY ON AN ANGLE TO THE LEFT OF 89°46'31", A DISTANCE OF 146.28 FEET;
 THENCE SOUTHERLY TO THE POINT OF BEGINNING.

End of Legal Description.



Frank M. Zwolinski, P.L.S.
 Colorado License #38060
 For and on behalf of Power Surveying Company, Inc.
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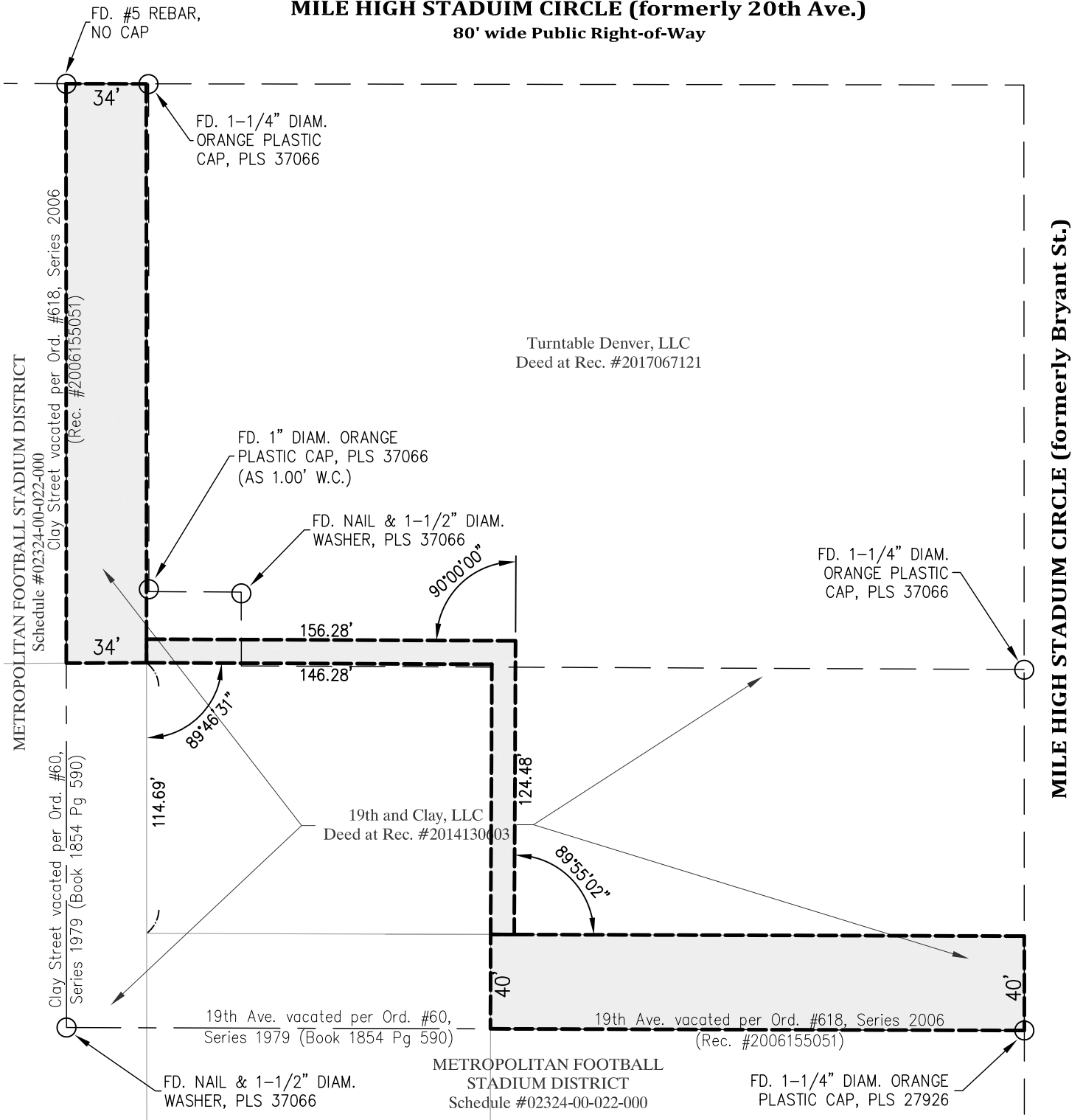
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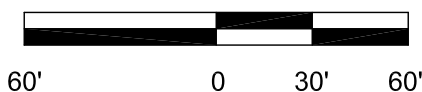
EXHIBIT A

Legal Description Exhibit

MILE HIGH STADIUM CIRCLE (formerly 20th Ave.) 80' wide Public Right-of-Way



SCALE: 1" = 60'



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DRAWING BY: FMZ
PROJECT NO.

DATE: 4-11-2019
501-19-084(A)

BY AUTHORITY

ORDINANCE NO. 60
SERIES OF 1979

COUNCIL BILL NO. 51

INTRODUCED BY

Sandra Burke, Norodue,

MacIntosh, Nolan

A B I L L

FOR AN ORDINANCE VACATING CERTAIN
PARTS OF THE SYSTEM OF THOROUGHFARES
OF THE MUNICIPALITY; i.e., VACATING
PORTIONS OF CLAY STREET AND WEST 19TH
AVENUE IN MILE HIGH STADIUM AREA, SUB-
JECT TO CERTAIN RESERVATIONS.

BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:

WHEREAS, the Manager of Public Works of the City and County
of Denver has found and determined that the public use, con-
venience and necessity no longer require those certain portions
of those certain streets in the system of thoroughfares of the
municipality hereinafter described and, subject to approval by
ordinance, has vacated the same with the reservations hereinafter
set forth; now, therefore,

BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:

Section 1. That the action of the Manager of Public Works
in vacating the following described portions of those certain
streets in the City and County of Denver and State of Colorado,
to-wit:

That part of Clay Street described as follows:

Beginning at a point on the east line of Clay Street that
is 114.69 feet north of the north line of West 19th Avenue;
thence westerly on an angle to the left of 89° 46' 31" to
the west line of Clay Street;
thence southerly on the said west line to intersection with
the south line of West 19th Avenue extended westerly;
thence easterly on the said extended south line of West
19th Avenue to the east line of Clay Street;
thence northerly on the said east line to the point of
beginning.

That part of West 19th Avenue described as follows:

Beginning at the intersection of the north line of West
19th Avenue and the east line of Clay Street;
thence easterly on the said north line of West 19th Ave-
nue a distance of 145.81 feet;
thence southerly on an angle to the right of 90° 04' 58"
to the south line of West 19th Avenue;
thence westerly on the said south line to the east line
of Clay Street;
thence northerly on the east line of Clay Street to the
point of beginning.

1854 590

104 247

be and the same is hereby approved and the described portions of those certain streets are hereby vacated and declared vacated, provided, however, said vacation shall be subject to the following conditions and reservations: That the following described easements be and are hereby retained:

- a. An easement over the north 10 feet of the portion of Clay Street to be vacated to protect a gas line.
- b. An easement over West 19th Avenue from the west line of Clay Street to the east line of the portion of West 19th Avenue to be vacated to protect storm sewer lines.
- c. An easement for a retaining wall in the following described area:

That part of vacated Clay Street described as follows:
Beginning at a point on the east line of vacated Clay Street that is 114.02 feet north of the north line of vacated West 19th Avenue;
thence northerly on the said east line a distance of 0.67 feet;
thence westerly on an angle to the left of 89° 46' 31", a distance of 37.39 feet;
thence southerly on an angle to the right of 90° 00' 00", a distance of 0.67 foot;
thence easterly to the point of beginning.

- d. An easement to the City and County of Denver in vacated Clay Street and West 19th Avenue for columns and support structures for the elevated parking structure as they now exist or as the same may be at any time hereafter reconstructed by the City.

And

- e. The City and County of Denver also reserves the air rights over the portions of Clay Street and West 19th Avenue to be vacated.

Section 2. . The Council finds this Ordinance is necessary for the immediate preservation of the public health and public safety and determines that it shall take effect immediately upon its final passage and publication.

PASSED BY The Council February 5, 1979

Schaden Carpio -President

APPROVED: W. H. Nichols -Mayor February 8, 1979

ATTEST: J. J. Seagren -Clerk and Recorder, Ex-Officio Clerk
of the City and County of Denver

PUBLISHED IN The Daily Journal Feb. 2, 1979 and Feb. 9, 1979



I have made the findings and determinations set forth in the above and foregoing draft or form of a proposed Bill for an Ordinance, and, subject to approval by Ordinance, have vacated and do hereby vacate the described portions of those certain streets, with reservations, and request the Council of the City and County of Denver to approve such vacation, with the reservations as herein set forth, by the enactment of an appropriate ordinance. I approve said draft or form of a proposed Bill for an Ordinance and recommend the introduction and passage thereof.

Manager of Public Works

PREPARED BY: Max P. Zall -City Attorney
W H V

Ordinance No. 60 Series 19 79

Councilman's Bill No. 51

000.00 A 00:

088454

1854 590

1879 FEB 21 PM 12:06

F. J. SERAFINI
COUNTY CLERK
DENVER COUNTY

1854 593

Meeting Date 1-29, 1977

Read in full to the Board of Councilmen and referred to the Committee on

Basilio Thakke

Committee report adopted and bill ordered published.

Meeting Date Jan. 29, 1979

Read by title and passed.

Meeting Date Feb. 5, 1979

CITY COUNCIL
CITY & COUNTY OF DENVER
REGISTRATION

JAN 25 1979

AM FM
7,8,9,10,11,12,1,2,3,4,5,6

BY AUTHORITY

ORDINANCE NO. **618**
SERIES OF 2006

COUNCIL BILL NO. **599**
COMMITTEE OF REFERENCE:
Public Works

A BILL

For an ordinance vacating portions of Bryant Street, West 16th Avenue, Clay Street, Eliot Street and W. 19th Avenue subject to certain reservations; and portions of West 16th Avenue, Dick Connor Avenue and various alleys without reservations, all in the vicinity of Invesco Field at Mile High.

WHEREAS, the Manager of Public Works of the City and County of Denver has found and determined that the public use, convenience and necessity no longer require portions of certain streets and alleys in the system of thoroughfares of the municipality hereinafter described and, subject to approval by ordinance, has vacated some of such streets and alleys with the reservations hereinafter set forth; and has vacated a street and an alley without reservations;

**NOW, THEREFORE,
BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

Section 1. That the action of the Manager of Public Works in vacating the following described areas in the City and County of Denver and State of Colorado, with reservations, to wit:

Bryant Street
Parcel 1

THAT PART OF THE FOLLOWING DEDICATED STREET SITUATED WITHIN THE SE1/4 OF SECTION 32, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH P.M., SAID PARCEL FURTHER DESCRIBED AS FOLLOWS:

THAT PART OF BRYANT STREET AS ORIGINALLY PLATTED AS TRACY STREET IN THE SUBDIVISION OF PLATTE PARK, SITUATED BETWEEN A LINE 323.00 FEET SOUTHERLY OF AND PARALLEL WITH THE SOUTHERLY RIGHT-OF-WAY LINE OF WEST 17TH AVENUE, BEING ALSO THE SOUTHERLY LINE OF THAT PART OF BRYANT STREET AS VACATED IN ORDINANCE NO. 491-1999, AND A LINE FROM THE NORTHWEST CORNER OF THAT PARCEL DESCRIBED IN BOOK 9678 AT PAGE 122, BEING ALSO THE NORTHWEST CORNER OF LOT 21, BLOCK 7, PLATTE PARK, AND THE NORTHEAST CORNER OF THAT PARCEL DESCRIBED IN BOOK 9637 AT PAGE 179, BEING ALSO THE NORTHEAST CORNER OF LOT 26, BLOCK 8, SAID PLATTE PARK.

and

Parcel 1-A

THAT PART OF THE FOLLOWING DEDICATED STREET SITUATED WITHIN THE NE1/4 OF SECTION 5, TOWNSHIP 4 SOUTH, AND THE SE1/4 OF SECTION 32, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH P.M., SAID PARCEL FURTHER DESCRIBED AS FOLLOWS:

THAT PART OF BRYANT STREET AS ORIGINALLY PLATTED AS TRACY STREET IN THE SUBDIVISION OF PLATTE PARK, AS RECORDED IN PLAT BOOK 3, AT PAGE 8, CITY AND COUNTY OF DENVER RECORDS, LYING SOUTH OF THE SOUTHERLY RIGHT-OF-WAY LINE OF WEST CABLE PLACE, AS ESTABLISHED IN ORDINANCE NO. 148-1912, AND NORTH OF THE NORTHERLY RIGHT-OF-WAY LINE OF WEST COLFAX AVENUE, AS ORIGINALLY PLATTED AS GOLDEN AVENUE IN THE SUBDIVISION OF SAID PLATTE PARK.

ALSO, THAT PORTION OF LOTS 1 AND 2, BLOCK 14, PLATTE PARK, AS ORIGINALLY PLATTED, ESTABLISHED AS RIGHT-OF-WAY BY ORDINANCE NO. 447-1982, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF LOT 2, BLOCK 14, PLATTE PARK; THENCE WESTERLY ALONG THE SOUTH LINE OF SAID LOT 2, A DISTANCE OF 10 FEET TO THE TRUE POINT OF BEGINNING; THENCE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 40 FEET TO A POINT ON THE WEST LINE OF LOT 1, SAID BLOCK 14, THAT IS 40 FEET NORTH OF THE SOUTHWEST CORNER OF SAID LOT 1; THENCE SOUTHERLY ALONG THE WEST LINE OF SAID LOT 1 A DISTANCE OF 40 FEET TO THE SOUTHWEST CORNER THEREOF; THENCE EASTERLY ALONG THE SOUTH LINE OF SAID LOTS 1 AND 2 A DISTANCE OF 40 FEET, MORE OR LESS, TO THE TRUE POINT OF BEGINNING.

EXCEPT THEREFROM THE FOLLOWING PORTION OF PROPOSED MILE HIGH STADIUM CIRCLE:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 11, BLOCK 13, PLATTE PARK FROM WHENCE THE NORTHEAST CORNER OF THE NORTHEAST ONE-QUARTER OF SAID SECTION 5 BEARS N84°46'21"E, A DISTANCE OF 967.36 FEET;

THENCE S88°22'17"E, A DISTANCE OF 64.73 FEET TO A POINT OF CURVE;

THENCE ALONG SAID CURVE TO THE LEFT, AN ARC DISTANCE OF 24.06 FEET, HAVING A CENTRAL ANGLE OF 05°19'23", A RADIUS OF 259.00 FEET, A CHORD BEARING OF N88°58'02"E, AND A CHORD DISTANCE OF 24.05 FEET TO A POINT ON THE EASTERLY LINE OF ORDINANCE NO. 447-1982, A POINT OF NON-TANGENT CURVE;

THENCE ALONG SAID EASTERLY LINE, ALONG SAID NON-TANGENT CURVE TO THE LEFT, AN ARC DISTANCE OF 11.43 FEET, HAVING A CENTRAL ANGLE OF 15°48'10", A RADIUS OF 41.43 FEET, A CHORD BEARING OF S80°11'00"E, AND A CHORD DISTANCE OF 11.39 FEET TO A POINT ON THE SOUTHERLY LINE OF LOT 2, BLOCK 14, SAID PLATTE PARK, SAID POINT BEING 10.00 FEET WESTERLY OF THE SOUTHEAST CORNER OF SAID LOT 2, SAID POINT BEING ALSO ON THE NORTHERLY RIGHT-OF-WAY LINE OF WEST COLFAX AVENUE;

THENCE N88°04'55"W, ALONG THE SOUTHERLY LINE OF BLOCK 14, SAID PLATTE PARK AND SAID LINE EXTENDED WESTERLY, A DISTANCE OF 100.04 FEET TO THE POINT OF BEGINNING,

SAID PARCEL CONTAINS 35 SQUARE FEET OR 0.0008 ACRES, MORE OR LESS.

NOTE: FOR THE PURPOSE OF THE ABOVE DESCRIPTION, THE BEARINGS ARE BASED ON THE SOUTH LINE OF THE SOUTHEAST ONE-QUARTER OF SECTION 32, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, SAID LINE BEING ALSO THE NORTH LINE OF THE NORTHEAST ONE-QUARTER OF SECTION 5, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, BEARING N89°54'23"E A DISTANCE OF 2637.85 FEET BETWEEN A FOUND 3-1/4" CDOH ALUMINUM CAP IN A MONUMENT BOX AT THE SOUTH 1/4 CORNER OF SAID SECTION 32 STAMPED "PLS 11434" AND A FOUND 3-1/4" ALUMINUM CAP IN ASPHALT AT THE SOUTHEAST CORNER OF SAID SECTION 32 STAMPED "MERRICK & COMPANY, LS (UNREADABLE)."

and

Parcel 3

THAT PART OF THE FOLLOWING DEDICATED STREET SITUATED WITHIN THE SE1/4 OF SECTION 32, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH P.M., SAID PARCEL FURTHER DESCRIBED AS FOLLOWS:

THAT PART OF BRYANT STREET, AS ORIGINALLY PLATTED AS THIRD STREET IN THE SUBDIVISION OF RIVER FRONT IN THE TOWN OF HIGHLAND, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF WEST 18TH AVENUE, SAID POINT BEING ALSO THE NORTHEASTERLY CORNER OF LOT 1, BLOCK 14, RIVER FRONT IN THE TOWN OF HIGHLAND AND THE NORTHWEST CORNER OF PARCEL 2, VACATED IN ORDINANCE 491-1999, DATED JUNE 28, 1999;

THENCE N0°17'53"W, ALONG THE EASTERLY PORTION OF WEST 18TH AVENUE VACATED BY ORDINANCE NO. 16-1949 AND ALONG THE EASTERLY LINE OF BLOCK 11, RIVER FRONT IN THE TOWN OF HIGHLAND, ALSO BEING THE WESTERLY RIGHT-OF-WAY LINE OF BRYANT STREET, A DISTANCE IF 199.07 FEET TO A POINT 119.07 FEET NORTHERLY OF THE SOUTHEAST CORNER OF SAID BLOCK 11, SAID POINT ALSO BEING ON THE WESTERLY RIGHT-OF-WAY LINE OF PROPOSED MILE HIGH STADIUM CIRCLE;

THENCE ALONG THE WESTERLY RIGHT-OF-WAY LINE OF PROPOSED MILE HIGH STADIUM CIRCLE THE FOLLOWING THREE COURSES:

1. THENCE N90°00'00"E, A DISTANCE OF 22.79 FEET TO A POINT OF NON-TANGENT CURVE;
2. THENCE ALONG SAID NON-TANGENT CURVE TO THE LEFT, AN ARC DISTANCE OF 100.15 FEET, HAVING A CENTRAL ANGLE OF 14°08'01", A RADIUS OF 406.00 FEET, A CHORD BEARING OF S25°19'33"E AND A

3. CHORD DISTANCE OF 99.90 FEET;
THENCE S32°23'33"E, A DISTANCE OF 5.56 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF SAID BRYANT STREET, SAID POINT BEING ALSO THE WESTERLY LINE OF BLOCK 12, RIVER FRONT IN THE TOWN OF HIGHLAND;

THENCE S0°17'53"E, ALONG THE SAID EASTERLY RIGHT-OF-WAY LINE OF BRYANT STREET, A DISTANCE OF 103.97 FEET TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF WEST 18TH AVENUE, SAID POINT ALSO BEING THE NORTHWEST CORNER OF LOT 12, BLOCK 15, RIVER FRONT IN THE TOWN OF HIGHLAND AND THE NORTHEAST CORNER OF SAID PARCEL 2, VACATED IN ORDINANCE 491-1999, DATED JUNE 28, 1999;

THENCE S89°54'25"W, ALONG THE NORTHERLY LINE OF SAID PARCEL VACATED IN ORDINANCE 491-1999, A DISTANCE OF 68.00 FEET TO THE POINT OF BEGINNING.

THE ABOVE PARCEL CONTAINS 11,146 SQUARE FEET, OR 0.256 ACRE, MORE OR LESS.

and
West 16th Avenue
Parcel 2

THAT PART OF THE FOLLOWING DEDICATED STREET SITUATED WITHIN THE SE1/4 OF SECTION 32, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH P.M., SAID PARCEL FURTHER DESCRIBED AS FOLLOWS:

THAT PART OF WEST 16TH AVENUE AS ORIGINALLY PLATTED AS CENTRE AVENUE IN THE SUBDIVISION OF PLATTE PARK, AS RECORDED IN PLAT BOOK 3, AT PAGE 8, CITY AND COUNTY OF DENVER RECORDS, LYING EASTERLY OF THE EASTERLY RIGHT-OF-WAY LINE OF BRYANT STREET, AND WESTERLY OF THE EASTERLY RIGHT-OF-WAY LINE OF ALCOTT STREET, BEING ALSO THE WESTERLY LINE OF LOT C, AS RESERVED IN PLATTE PARK AS ORIGINALLY PLATTED;

TOGETHER WITH ALL THAT PORTION OF THE CUL-DE-SAC SITUATED IN VACATED ALCOTT STREET AND IN A PORTION OF LOTS 25 AND 26, BLOCK 4, PLATTE PARK, AS DEDICATED IN ORDINANCE NO. 54 OF SERIES 1985.

and
Clay Street
Parcel 4

THAT PART OF THE FOLLOWING DEDICATED STREET SITUATED WITHIN THE SE1/4 OF SECTION 32, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH P.M., SAID PARCEL FURTHER DESCRIBED AS FOLLOWS:

THAT PORTION OF CLAY STREET AS ORIGINALLY PLATTED AS GIBSON STREET IN THE SUBDIVISION OF PLATTE PARK, AS RECORDED IN PLAT BOOK 3, AT PAGE 8, CITY AND COUNTY OF DENVER RECORDS, LYING SOUTHERLY OF THE SOUTHERLY RIGHT-OF-WAY LINE OF 16TH AVENUE AND NORTHERLY OF A LINE BETWEEN THE NORTHWEST CORNER OF LOT 21, BLOCK 8, PLATTE PARK AND THE NORTHEAST CORNER OF LOT 26, BLOCK 9, SAID PLATTE PARK.

and
Parcel 19

THAT PART OF THE FOLLOWING DEDICATED STREET SITUATED WITHIN THE SE1/4 OF SECTION 32, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH P.M., SAID PARCEL FURTHER DESCRIBED AS FOLLOWS:

THAT PART OF CLAY STREET AS ORIGINALLY PLATTED AS BLOCK "N" RESERVED IN THE SUBDIVISIONS OF RIVER FRONT IN THE TOWN OF HIGHLAND AND AS BLOCK 11 IN TYNON'S ADDITION TO DENVER, BEING ALSO KNOWN AS FOURTH STREET PER TYNON'S ADDITION TO DENVER, SECOND FILING, LYING SOUTHERLY OF THE SOUTHERLY RIGHT-OF-WAY LINE OF WEST 20TH AVENUE AND NORTHERLY OF THAT PORTION OF CLAY STREET VACATED IN ORDINANCE NO. 60-1979 AS RECORDED IN BOOK 1854 AT PAGE 590 CITY AND COUNTY OF DENVER RECORDS.

and

Eliot Street
Parcel 8

THAT PART OF THE FOLLOWING DEDICATED STREET SITUATED WITHIN THE SE1/4 OF SECTION 32, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH P.M., SAID PARCEL FURTHER DESCRIBED AS FOLLOWS:

THAT PART OF ELIOT STREET AS ORIGINALLY PLATTED AS LONGFELLOW IN THE SUBDIVISION OF PLATTE PARK, AS RECORDED IN PLAT BOOK 3, AT PAGE 8, CITY AND COUNTY OF DENVER RECORDS, LYING SOUTHERLY OF A LINE 25.00 FEET SOUTH OF AND PARALLEL WITH THE SOUTHERLY LINE OF WEST 16TH AVENUE, BEING ALSO THE SOUTHERLY LINE OF THAT PART OF ELIOT STREET PREVIOUSLY VACATED IN ORDINANCE NO. 3-1978, AND NORTHERLY OF THE COLORADO DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY AS ESTABLISHED BY A LINE FROM THE NORTHWESTERLY CORNER OF THAT PARCEL RECORDED IN BOOK 8266 AT PAGE 333, SAID POINT BEING THE NORTHWEST CORNER OF LOT 10, BLOCK 18, PLATTE PARK TO A POINT ON THE EASTERLY LINE OF BLOCK 17, PLATTE PARK, SAID POINT BEING 12.5 FEET SOUTH OF THE NORTHEAST CORNER OF LOT 43, SAID BLOCK 17, PLATTE PARK, BEING ALSO THE NORTHEAST CORNER OF THAT PARCEL DESCRIBED IN BOOK 8286 AT PAGE 529.

EXCEPT THAT PORTION OF PROPOSED MILE HIGH STADIUM WEST CIRCLE DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF LOT 2, BLOCK 18, PLATTE PARK, SAID POINT BEING ALSO THE SOUTHEAST CORNER OF THAT PART OF ELIOT STREET PREVIOUSLY VACATED IN ORDINANCE NO. 3-1978;

THENCE S89°54'25"W, ALONG THE SOUTHERLY LINE OF SAID PREVIOUS VACATION, A DISTANCE OF 9.23 FEET TO A POINT ON THE WESTERLY RIGHT-OF-WAY LINE OF PROPOSED MILE HIGH STADIUM WEST CIRCLE (2000);

THENCE ALONG THE WESTERLY RIGHT-OF-WAY LINE OF PROPOSED MILE HIGH STADIUM WEST CIRCLE THE FOLLOWING TWO (2) COURSES:

1. THENCE S00°00'10"E, A DISTANCE OF 35.07 FEET TO A POINT OF CURVE;
2. THENCE ALONG THE ARC OF SAID CURVE TO THE LEFT AN ARC DISTANCE OF 84.89 FEET, HAVING A CENTRAL ANGLE OF 12°45'55", A RADIUS OF 381.00 FEET, A CHORD BEARING OF S06°23'07"E AND A CHORD DISTANCE OF 84.71 FEET TO A POINT ON THE WESTERLY LINE OF SAID BLOCK 18, PLATTE PARK;

THENCE N00°05'35"E, ALONG THE WESTERLY LINE OF SAID BLOCK 18, PLATTE PARK, A DISTANCE OF 119.27 FEET TO THE POINT OF BEGINNING.

and

West 19th Avenue
Parcel 20

THAT PART OF THE FOLLOWING DEDICATED STREET SITUATED WITHIN THE SE1/4 OF SECTION 32, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH P.M., SAID PARCEL FURTHER DESCRIBED AS FOLLOWS:

THAT PART OF WEST 19TH AVENUE AS ORIGINALLY PLATTED AS CHICAGO STREET IN THE SUBDIVISION RIVER FRONT IN THE TOWN OF HIGHLAND, LYING EASTERLY OF THE EASTERLY LINE OF THAT PORTION OF WEST 19TH AVENUE PREVIOUSLY VACATED IN ORDINANCE NO. 60-1979, RECORDED IN BOOK 1854 AT PAGE 590, THE CITY AND COUNTY OF DENVER RECORDS, SAID LINE BEING APPROXIMATELY 145.81 FEET EAST OF THE EASTERLY RIGHT-OF-WAY LINE OF VACATED CLAY STREET, AND WESTERLY OF THE WESTERLY RIGHT-OF-WAY LINE OF BRYANT STREET.

be and the same is hereby approved and the described areas are hereby vacated and declared vacated; PROVIDED, HOWEVER, said vacation shall be subject to the following reservations:

A perpetual, non-exclusive easement is hereby reserved by the City and County of Denver, its successors and assigns, over, under, across, along, and through the vacated area for the purposes of constructing, operating, maintaining, repairing, upgrading and replacing public or private utilities including storm drainage and sanitary sewer facilities and all

appurtenances to said utilities. A hard surface shall be maintained by the property owner over the entire easement area. The City reserves the right to authorize the use of the reserved easement by all utility providers with existing facilities in the easement area. No trees, fences, retaining walls, landscaping or structures shall be allowed over, upon or under the easement area. Any such obstruction may be removed by the City or the utility provider at the property owner's expense. The property owner shall not re-grade or alter the ground cover in the easement area without permission from the City and County of Denver. The property owner shall be liable for all damages to such utilities, including their repair and replacement, at the property owner's sole expense. The City and County of Denver, its successors, assigns, licensees, permittees and other authorized users shall not be liable for any damage to property owner's property due to use of this reserved easement.

Section 2. That the action of the Manager of Public Works in vacating the following described areas in the City and County of Denver and State of Colorado, without reservations to wit:

Alley between West Cable Place and
West 16th Avenue east of Bryant Street
Parcel 5

THAT PART OF THE FOLLOWING DEDICATED ALLEY SITUATED WITHIN THE SE1/4 OF SECTION 32, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH P.M., SAID PARCEL FURTHER DESCRIBED AS FOLLOWS:

THAT PART OF THE ALLEY IN BLOCK 7, PLATTE PARK, AS ORIGINALLY PLATTED, AS RECORDED IN PLAT BOOK 3, AT PAGE 8, CITY AND COUNTY OF DENVER RECORDS, SITUATED NORTHERLY OF A LINE BETWEEN THE NORTHEAST CORNER OF THAT PARCEL DESCRIBED IN BOOK 9678 AT PAGE 122, SAID POINT BEING THE NORTHEAST CORNER OF LOT 21, SAID BLOCK 7 AND THE NORTHWEST CORNER OF THAT PARCEL DESCRIBED IN BOOK 2751 AT PAGE 13, SAID POINT BEING 19.55 FEET NORTHERLY OF THE SOUTHWEST CORNER OF LOT 26, SAID BLOCK 7, AS MEASURED ALONG THE WESTERLY LINE OF SAID LOT 26 AND SOUTH OF THE SOUTHERLY RIGHT-OF-WAY LINE OF WEST 16TH AVENUE AS ORIGINALLY PLATTED AS CENTRE AVENUE IN THE SUBDIVISION OF SAID PLATTE PARK.

and

Alley between West Cable Place and
West 16th Avenue west of Bryant Street
Parcel 6

THAT PART OF THE FOLLOWING DEDICATED ALLEY SITUATED WITHIN THE SE1/4 OF SECTION 32, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH P.M., SAID PARCEL FURTHER DESCRIBED AS FOLLOWS:

THAT PART OF THE ALLEY IN BLOCK 8, PLATTE PARK, AS ORIGINALLY PLATTED, AND RECORDED IN PLAT BOOK 3, AT PAGE 8, CITY AND COUNTY OF DENVER RECORDS, SITUATED NORTHERLY OF A LINE FROM THE NORTHEAST CORNER OF LOT 21 AND THE NORTHWEST CORNER OF LOT 26, SAID BLOCK 8 AND SOUTH OF THE SOUTHERLY RIGHT-OF-WAY LINE OF WEST 16TH AVENUE AS ORIGINALLY AS PLATTED AS CENTRE AVENUE IN THE SUBDIVISION OF SAID PLATTE PARK.

and

West 16th Avenue

Parcel 7

THAT PART OF THE FOLLOWING DEDICATED STREET SITUATED WITHIN THE SE1/4 OF SECTION 32, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH P.M., SAID PARCEL FURTHER DESCRIBED AS FOLLOWS:

THAT PART OF WEST 16TH AVENUE AS ORIGINALLY PLATTED AS CENTRE AVENUE IN THE SUBDIVISION OF PLATTE PARK, AS RECORDED IN PLAT BOOK 3, AT PAGE 8, CITY AND COUNTY OF DENVER RECORDS, LYING EASTERLY OF THE WESTERLY RIGHT-OF-WAY LINE OF CLAY STREET, BEING ALSO THE EASTERLY LINE OF VACATED WEST 16TH AVENUE AS ESTABLISHED BY ORDINANCE NO. 3-1978, AND WESTERLY OF THE WESTERLY RIGHT-OF-WAY LINE OF BRYANT STREET.

and

Alley between West 20th and West 21st
Avenues and between Eliot and Decatur Streets
Parcel 10

THAT PART OF THE FOLLOWING DEDICATED ALLEYS SITUATED IN RATHBONE HEIGHTS, BEING A RE-SUBDIVISION OF THE WEST 1/2 OF BLOCK 4 CRANE'S ADDITION TO THE TOWN OF HIGHLAND, SITUATED IN THE SE1/4 OF SECTION 32, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH P.M., SAID PARCELS FURTHER DESCRIBED AS FOLLOWS:

THE ALLEY, AS ORIGINALLY PLATTED, IN BLOCK 4, RATHBONE HEIGHTS, SITUATED EASTERLY OF AND ADJACENT TO THE SOUTHERLY 20.83 FEET OF LOT 9, AND LOTS 10 – 14, INCLUSIVE, SAID BLOCK 4, RATHBONE HEIGHTS.

TOGETHER WITH THE ALLEY SITUATED NORTH OF AND ADJACENT TO THE EASTERLY 25.00 FEET OF LOT 15 AND ALL OF LOT 16, AND SOUTH OF AND ADJACENT TO THE EASTERLY 25.00 FEET OF LOT 34 AND ALL OF LOT 33, SAID BLOCK 4, RATHBONE HEIGHTS.

and

Parcel 11

THAT PART OF THE FOLLOWING DEDICATED ALLEY SITUATED WITHIN THE SE1/4 OF SECTION 32, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH P.M., SAID PARCEL FURTHER DESCRIBED AS FOLLOWS:

ALL OF THE ALLEY, AS ORIGINALLY PLATTED, IN BLOCK 4, CRANE'S ADDITION TO THE TOWN OF HIGHLAND LYING EASTERLY OF THE EASTERLY LINE OF BLOCK 4, RATHBONE HEIGHTS, BEING A RE-SUBDIVISION OF THE WEST 1/2 OF BLOCK 4, CRANE'S ADDITION TO THE TOWN OF HIGHLAND.

and

Alley in Block 4, Fairview east of Decatur Street
Parcel 17

THAT PART OF THE FOLLOWING DEDICATED ALLEY SITUATED WITHIN THE NE1/4 OF SECTION 5, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE 6TH P.M., SAID PARCEL FURTHER DESCRIBED AS FOLLOWS

THAT PART OF THE ALLEY IN BLOCK 4, FAIRVIEW, AS ORIGINALLY PLATTED, ADJACENT TO LOTS 13 THROUGH 24 AND LOTS 25 THROUGH 36 LYING EASTERLY OF DECATUR AND WESTERLY OF THAT PART OF SAID ALLEY IN BLOCK 4, FAIRVIEW PREVIOUSLY VACATED IN ORDINANCE NO. 197 SERIES 1981.

and

Dick Conner Avenue
Parcel 18

THAT PART OF THE FOLLOWING DEDICATED STREET SITUATED WITHIN THE SE1/4 OF SECTION 32, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH P.M., SAID PARCEL FURTHER DESCRIBED AS FOLLOWS:

THAT PART OF DICK CONNOR AVENUE (FORMERLY KNOWN AS WEST 17TH AVENUE AND ORIGINALLY PLATTED AS ELLSWORTH AVENUE IN THE SUBDIVISION OF PLATTE PARK, AND BEING A PART OF BLOCK 10, TYNON'S ADDITION TO DENVER) LYING EASTERLY OF A LINE BEGINNING AT A POINT 53.85 FEET EASTERLY OF THE NORTHWEST CORNER OF LOT 1, BLOCK 16, SAID PLATTE PARK, THENCE N00°00'10"W TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF SAID DICK CONNOR AVENUE, BEING ALSO THE SOUTHERLY LINE OF PREVIOUSLY VACATED ELIOT STREET AS VACATED IN BOOK 1947 AT PAGE 86, (SAID LINE ALSO BEING THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MILE HIGH STADIUM WEST CIRCLE) AND WESTERLY OF A LINE 35.00 FEET EAST OF AND PARALLEL WITH THE EAST LINE PROJECTED NORTHERLY OF DECATUR STREET AS PREVIOUSLY VACATED BY ORDINANCE NO. 3-1978, SAID LINE BEING ALSO THE WESTERLY LINE OF DICK CONNOR AVENUE AS PREVIOUSLY VACATED IN ORDINANCE NO. 491-1999.

and

Decatur Street, West 18th Avenue and West 19th Avenue
between Dick Connor Avenue and proposed Mile High
Stadium Circle and Clay Street and proposed Mile High
Stadium West Circle and alleys in such area
Parcel 26

A PORTION OF THE DEDICATED STREETS AND ALLEYS SITUATED IN TYNON'S ADDITION TO DENVER, SECOND FILING AS DESCRIBED IN VACATION DEED RECORDED DECEMBER 9, 1907 IN BOOK 1947, AT PAGE 86 IN THE CITY AND COUNTY OF DENVER RECORDS, BEING ALSO THAT PART OF THE FOLLOWING DEDICATED STREETS AND ALLEYS SITUATED WITHIN TYNON'S ADDITION TO DENVER, SITUATED IN THE SE1/4 OF SECTION 32, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH P.M., SAID PARCEL FURTHER DESCRIBED AS FOLLOWS:

THAT PART OF WEST 18TH AVENUE AS ORIGINALLY PLATTED AS SAGUACHE AVENUE IN THE SUBDIVISION OF TYNON'S ADDITION TO DENVER, AS RECORDED IN PLAT BOOK 1, AT PAGE 6, CITY AND COUNTY OF DENVER RECORDS, LYING EASTERLY OF THE EASTERLY RIGHT-OF-WAY LINE OF ELIOT STREET, ORIGINALLY PLATTED AS SIXTH STREET, AND WESTERLY OF THE WESTERLY RIGHT-OF-WAY LINE OF CLAY STREET, ORIGINALLY PLATTED AS BLOCK 11, TYNON'S ADDITION TO DENVER AND AS FOURTH STREET, IN THE SUBDIVISION OF TYNON'S ADDITION TO DENVER, SECOND FILING.

THAT PART OF WEST 19TH AVENUE AS ORIGINALLY PLATTED AS CHICAGO AVENUE IN THE SUBDIVISION OF TYNON'S ADDITION TO DENVER, CITY AND COUNTY OF DENVER RECORDS, LYING EASTERLY OF THE EASTERLY RIGHT-OF-WAY LINE OF ELIOT STREET, ORIGINALLY PLATTED AS SIXTH STREET, AND WESTERLY OF THE WESTERLY RIGHT-OF-WAY LINE OF CLAY STREET, ORIGINALLY PLATTED AS BLOCK 11, TYNON'S ADDITION TO DENVER AND AS FOURTH STREET, IN THE SUBDIVISION OF TYNON'S ADDITION TO DENVER, SECOND FILING

THAT PART OF DECATUR STREET, AS ORIGINALLY PLATTED AS FIFTH STREET IN THE SUBDIVISION OF TYNON'S ADDITION TO DENVER, CITY AND COUNTY OF DENVER RECORDS, LYING NORTHERLY OF THE NORTHERLY RIGHT-OF-WAY LINE DICK CONNOR AVENUE, AS ESTABLISHED BY ORDINANCE NO. 211-1963, FORMERLY KNOWN AS WEST 17TH AVENUE AND ORIGINALLY PLATTED AS ELLSWORTH AVENUE, AND SOUTHERLY OF THE SOUTHERLY RIGHT-OF-WAY LINE OF WEST 20TH, ORIGINALLY PLATTED AS CARBON STREET, IN THE SUBDIVISION OF TYNON'S ADDITION TO DENVER.

THAT PORTION OF ELIOT STREET, AS ORIGINALLY PLATTED AS SIXTH STREET IN THE SUBDIVISION OF TYNON'S ADDITION TO DENVER, CITY AND COUNTY OF DENVER RECORDS, LYING NORTHERLY OF THE NORTHERLY RIGHT-OF-WAY LINE DICK CONNOR AVENUE, AS ESTABLISHED BY ORDINANCE NO. 211-1963, FORMERLY KNOWN AS WEST 17TH AVENUE AND ORIGINALLY PLATTED AS ELLSWORTH AVENUE, AND SOUTHERLY OF THE SOUTHERLY RIGHT-OF-WAY LINE OF WEST 18TH, ORIGINALLY PLATTED AS SAGUACHE STREET, IN THE SUBDIVISION OF TYNON'S ADDITION TO DENVER, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF LOT 33, BLOCK 4 TYNON'S ADDITION TO DENVER, SECOND FILING, FROM WHENCE THE SOUTHWEST CORNER OF THE SOUTHEAST ONE-QUARTER OF SAID SECTION 32, BEARS S19°20'03"W, A DISTANCE OF 1442.51 FEET;

THENCE S89°55'36"W, ALONG THE WESTERLY EXTENSION OF THE SOUTHERLY LINE OF SAID LOT 33, BLOCK 4 BEING ALSO THE NORTHERLY RIGHT-OF-WAY LINE OF SAID DICK CONNOR AVENUE AND THE SOUTHERLY LINE OF ELIOT STREET AS DESCRIBED IN VACATION DEED RECORDED DECEMBER 9, 1907, IN BOOK 1947, AT PAGE 86, A DISTANCE OF 9.52 FEET TO A POINT ON THE WESTERLY RIGHT-OF-WAY LINE OF PROPOSED MILE HIGH STADIUM WEST CIRCLE;

THENCE N00°00'10"W, ALONG SAID PROPOSED RIGHT-OF-WAY LINE, A DISTANCE OF 359.75 FEET TO A POINT ON THE WESTERLY EXTENSION OF THE NORTHERLY LINE OF BLOCK 4, TYNON'S ADDITION TO DENVER, SECOND FILING;

THENCE N89°54'25"E, ALONG THE WESTERLY EXTENSION OF THE NORTHERLY LINE OF SAID BLOCK 4, A DISTANCE OF 7.66 FEET TO THE NORTHWEST CORNER OF LOT 1, BLOCK 4, TYNON'S ADDITION TO DENVER, SECOND FILING;

THENCE S00°17'53"E, ALONG THE WESTERLY LINE OF SAID BLOCK 4, A DISTANCE OF 359.75 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 3089 SQUARE FEET OR 0.0709 ACRES, MORE OR LESS.

ALSO, ALL OF THE ALLEYS SITUATED IN BLOCKS 1, 2, 4, 5 AND 6, TYNON'S ADDITION TO DENVER, SECOND FILING, AS RECORDED IN PLAT BOOK 6, AT PAGE 20, CITY AND COUNTY OF DENVER RECORDS, AND THE ALLEYS IN BLOCK 3, TYNON'S ADDITION TO DENVER, SECOND FILING LYING EASTERLY OF THE EASTERLY RIGHT-OF-WAY LINE OF DECATUR STREET, ORIGINALLY PLATTED AS FIFTH STREET, AND WESTERLY OF THE WESTERLY LINE OF ALLEYS PREVIOUSLY VACATED BY ORDINANCE NO. 16-1949

be and the same is hereby approved and the described areas are hereby vacated and declared vacated without reservations.

COMMITTEE APPROVAL DATE: N/A

MAYOR-COUNCIL DATE: September 5, 2006

PASSED BY THE COUNCIL September 18 2006

[Signature] - PRESIDENT
APPROVED: [Signature] - MAYOR Sept. 19, 2006

ATTEST: [Signature] - CLERK AND RECORDER,
EX-OFFICIO CLERK OF THE
CITY AND COUNTY OF DENVER

NOTICE PUBLISHED IN THE DAILY JOURNAL Sept. 15, 2006; Sept. 22, 2006

PREPARED BY: KAREN A. AVILES, ASSISTANT CITY ATTORNEY, 9/5/06

Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to § 3.2.6 of the Charter.

Cole Finegan, City Attorney

BY: [Signature], Asst City Attorney

DATE: 9-7-06

