

1 BY AUTHORITY

2 RESOLUTION NO. CR12-0113
3 SERIES OF 2012
4

COMMITTEE OF REFERENCE:
Land Use, Transportation & Infrastructure

5 A RESOLUTION

6 **Laying out, opening and establishing as part of the city street system a certain**
7 **parcel of land as a public alley bounded Zuni Street, W. Caithness Place and**
8 **Dunkeld Place.**
9

10 **WHEREAS**, the Manager of Public Works of the City and County of Denver has found and
11 determined that the public use, convenience and necessity require the laying out, opening and
12 establishing as public streets designated as part of the system of thoroughfares of the municipality
13 those portions of real property hereinafter more particularly described, and, subject to approval by
14 resolution has laid out, opened and established the same as a public alley;

15 **NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY AND COUNTY OF**
16 **DENVER:**
17

18 **Section 1.** That the action of the Manager of Public Works in laying out, opening and
19 establishing as part of the system of thoroughfares of the municipality the following described
20 portion of real property situate, lying and being in the City and County of Denver, State of
21 Colorado, to wit:

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PARCEL DESCRIPTION ROW (# 2009-0236-001)

PARCEL DESCRIPTION

A PARCEL OF LAND SITUATED IN THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO, BEING A PORTION OF LOT 1, BLOCK 7, HIGHLAND PARK, ACCORDING TO RECORDED PLAT THEREOF, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH ONE SIXTEENTH CORNER OF SAID SECTION 29, AS MONUMENTED BY A RECOVERED CROSS CUT IN A 6"X6" STONE, 2.2 FEET BENEATH THE ASPHALT ROADWAY, WHENCE THE SOUTHEAST CORNER OF SAID SECTION 29, AS MONUMENTED BY A RECOVERED 2" BRASS CAP, STAMPED, "LS 28668", BEARS S00°16'49"E, A DISTANCE OF 1,318.35 FEET, FORMING THE BASIS OF BEARING USED IN THIS DESCRIPTION WITH ALL BEARINGS BEING RELATIVE THERETO:

THENCE ALONG THE EAST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 29, N00°16'49"W, A DISTANCE OF 452.55 FEET;

THENCE DEPARTING AND PERPENDICULAR TO THE EAST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 29, S89°43'11"W, A DISTANCE OF 40.00 FEET TO A POINT ON THE EAST BOUNDARY LINE OF SAID LOT 1, ALSO BEING THE **POINT OF BEGINNING**:

THENCE ALONG THE EAST BOUNDARY LINE OF SAID LOT 1, BEING 40.00 FEET WEST OF AND PARALLEL WITH THE EAST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 29, S00°16'49"E, A DISTANCE OF 8.67 FEET TO THE NORTHEAST CORNER OF PARCEL "A" AS DESCRIBED IN THE DOCUMENT RECORDED AT BOOK 2777, PAGE 129 IN THE DENVER COUNTY CLERK AND RECORDER'S OFFICE;

THENCE ALONG THE NORTH LINE OF SAID PARCEL "A", N86°05'56"W, A DISTANCE OF 24.83 FEET, MORE OR LESS, TO THE NORTHWEST CORNER OF SAID PARCEL "A", SAID POINT ALSO BEING THE SOUTHEASTERLY CORNER OF PARCEL "B" AS DESCRIBED IN THE SAID DOCUMENT RECORDED AT BOOK 2777, PAGE 129;

THENCE ALONG THE NORTHEASTERLY LINE OF SAID PARCEL "B" THE FOLLOWING THREE COURSES:

1) N61°32'41"W, A DISTANCE OF 58.81 FEET;

2) N56°51'00"W, A DISTANCE OF 23.80 FEET;

3) N55°22'22"W, A DISTANCE OF 41.60 FEET TO THE NORTHWEST CORNER OF SAID PARCEL "B";

THENCE DEPARTING THE NORTHEASTERLY LINE OF SAID PARCEL "B" AND ALONG A LINE BEING 20.00 FEET NORTHEASTERLY OF AND PARALLEL WITH THE SOUTHWESTERLY LINE OF THE EXISTING ALLEY ADJACENT TO LOT 1, S62°16'32"E, A DISTANCE OF 111.78 FEET TO A POINT OF CURVATURE;

THENCE ALONG A TANGENT CURVE TO THE LEFT HAVING A CENTRAL ANGLE OF 28°00'17", A RADIUS OF 50.00 FEET AND AN ARC LENGTH OF 24.44 FEET TO A POINT OF TANGENCY;

THENCE TO THE EAST BOUNDARY LINE OF SAID LOT 1, N89°43'11"E, A DISTANCE OF 8.15 FEET TO THE **POINT OF BEGINNING**.

CONTAINING AN AREA OF 889 SQUARE FEET OR 0.020 ACRES, MORE OR LESS.



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4 **and**
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PARCEL DESCRIPTION ROW (#2009-0236-002)

Parcel "A"

That part of Lot 1, Block 7, Highland Park, -described as follows:
 Beginning at the southeast corner of Lot 1, Block 7, Highland Park;
 thence northwesterly along the southwesterly line of said Lot 1 a distance of 28 feet;
 thence easterly a distance of 24.76 feet, more or less, to a point on the east line of said Lot 1 that is 11.34 feet north of the southeast corner of said Lot 1;
 thence southerly along the east line of said Lot 1 a distance of 11.34 feet to the point of beginning.

Parcel "B"

That part of Lot 1, Block 7, Highland Park, described as follows:
 Commencing at the southeast corner of Lot 1, Block 7, Highland Park;
 thence northwesterly along the southwesterly line of said Lot 1 a distance of 28 feet to the true point of beginning;
 thence northwesterly a distance of 58.81 feet to a point that is 86.8 feet northwesterly from the southeast corner of said Lot 1 and 0.75 foot northeasterly by perpendicular measurement from the southwesterly line of said Lot 1;
 thence northwesterly a distance of 23.81 feet to a point that is 110.5 feet northwesterly from the southeast corner of said Lot 1 and 3 feet northeasterly by perpendicular measurement from the southwesterly line of said Lot 1;
 thence northwesterly a distance of 37.01 feet, more or less, to a point on the northwesterly line of said Lot 1 that is 8 feet northeasterly by perpendicular measurement from the southwesterly line of said Lot 1;
 thence southwesterly along the northwesterly line of said Lot 1 a distance of 8.11 feet, more or less, to the southwest corner of said Lot 1;
 thence southeasterly along the southwesterly line of said Lot 1 a distance of 120.51 feet, more or less, to the true point of beginning.

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3 be and the same is hereby approved and said real property is hereby laid out and established and
4 declared laid out, opened and established as a public alley.

5 **Section 2.** That the real property described in Section 1 hereof shall henceforth be a
6 public alley.

7 COMMITTEE APPROVAL DATE: February 9, 2012 [by consent]

8 MAYOR-COUNCIL DATE: February 14, 2012

9 PASSED BY THE COUNCIL: _____, 2012

10 _____ - PRESIDENT

11 ATTEST: _____ - CLERK AND RECORDER,
12 EX-OFFICIO CLERK OF THE
13 CITY AND COUNTY OF DENVER

14 PREPARED BY: Karen A. Aviles, Assistant City Attorney DATE: February 16, 2012

15 Pursuant to section 13-12, D.R.M.C., this proposed resolution has been reviewed by the office of
16 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
17 resolution. The proposed resolution is not submitted to the City Council for approval pursuant to §
18 3.2.6 of the Charter.

19 Douglas J. Friednash, Denver City Attorney

20 BY: _____, Assistant City Attorney DATE: _____, 2012