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2 **BY AUTHORITY**

3 RESOLUTION NO. CR15-0073  
4 SERIES OF 2015

COMMITTEE OF REFERENCE:  
Infrastructure & Culture

5 **A RESOLUTION**

6 **Laying out, opening and establishing as part of the City street system parcels**  
7 **of land as Fox Street between West 29<sup>th</sup> Avenue and West 31<sup>st</sup> Avenue.**  
8

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

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

17 **Section 1.** That the action of the Manager of Public Works in laying out, opening and  
18 establishing as part of the system of thoroughfares of the municipality the following described  
19 portions of real property situate, lying and being in the City and County of Denver, State of  
20 Colorado, to wit:  
21  
22

23 **[THE REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]**  
24  
25  
26

1 **PARCEL DESCRIPTION ROW (2014-0051-38-001)**

2  
3 **PARCEL 1**

4 A parcel of land conveyed by General Warranty Deed to the City and County of  
5 Denver, recorded April 11, 2005, by Reception No. 2005059948, in the City & County  
6 of Denver, Clerk & Recorder's Office, State of Colorado.

7 **Parcel Description**

8 One parcel of land in the northwest quarter of the southwest quarter (NW¼ SW¼) of  
9 Section 27, Township 3 South, Range 68 West of the Sixth Principal Meridian, a  
10 portion of Gerspachs First Addition to Denver, originally recorded in Arapahoe  
11 County, in Plat Book 2, at page 52, 01/29/1874, more particularly described as  
12 follows:

13 Beginning at the north east corner of Lot 14 Gerspachs First Addition to Denver;  
14 Thence S0°03'33"E, 225.00 feet to the north east corner of Lot 5  
15 Gerspachs First Addition to Denver;  
16 Thence S0°03'33"E, 125.00 feet to the south east corner of Lot 1  
17 Gerspachs First Addition to Denver;  
18 Thence S0°03'33"E, 20.00 feet to a point intersecting the east line of  
19 Gerspachs First Addition to Denver and that vacated portion of W. 30<sup>th</sup> Ave. as  
20 vacated in Ordinance No. 339 recorded April 20, 2001 at Reception No. 2001059786,  
21 series 2001;  
22 Thence westerly along that 20 foot Range Line S89°58'52"E, 3.50 feet;  
23 Thence N0°03'33"W, 19.99 feet to a point 3.50 feet west of the south east corner of  
24 Lot 1 Gerspachs First Addition to Denver;  
25 Thence N0°03'33"W, 350.00 feet to a point 3.50 feet west of the Point of Beginning;  
26 Thence N89°58'52"E, 3.50 feet to the Point of Beginning.

27  
28 Parcel contains 1,294.95 square feet, 0.03 acres.

29 **Basis of Bearing:**

30 The Basis of Bearing is based on the W. line of the SW ¼ of Section 27, said line is  
31 monumented to the south with a 3.25 inch Al. Cap, LS #13155, located at the west  
32 1/16 cor NW ¼ SW ¼ Section 27, to the north with a RR Iron at the W ¼ cor. Of  
33 Section 27, bearing between said monuments is S. 0°02'34"W.

34 and

35 **PARCEL 2**

36 A parcel of land conveyed by General Warranty Deed to the City and County of  
37 Denver, recorded 31<sup>st</sup> of December 2001, by Reception No. 2001220613, in the City  
38 and County of Denver, Clerk & Recorder's Office, State of Colorado, more  
39 particularly described as follows:  
40  
41  
42  
43

[continued on next page]

1 A parcel of land being located in the Southwest Quarter of Section 27, Township 3  
2 South, Range 68 West of the 6<sup>th</sup> Principal Meridian, City and County of Denver, State  
3 of Colorado, more particularly described as follows:  
4

5 The Easterly 3.50 feet of Lots 6 through 16, Block 1, Gerspach's First  
6 ADDITION TO DENVER, the plat of which was recorded in Plat Book 2 at Page 52  
7 and the Easterly 3.50 feet of the South 1/2 of West 30<sup>th</sup> Avenue, Vacated by  
8 Ordinance No. 339, Series of 2001, recorded April 20, 2001, under Reception No.  
9 2001059786, containing 1032.3 sq. ft.

10  
11 and

12  
13 **PARCEL 3**

14 A parcel of land conveyed by Warranty Deed to the City and County of Denver,  
15 recorded 11<sup>th</sup> of February 1976, in Book 1197 Page 28, in the City and County of  
16 Denver, Clerk & Recorder's Office, State of Colorado, more particularly described as  
17 follows:  
18

19 That part of Block 1, Gerspach's first Addition to Denver, described as follows:  
20

21 Beginning at a point on the South line of said Block 1, which is 40 feet West of the  
22 Southeast corner of said Block 1; thence East a distance of 40 feet to the Southeast  
23 corner of said Block 1; thence Northerly along the East line of said Block 1 a distance  
24 of 40 feet; thence Southwesterly in a straight line to the point of beginning.  
25

26 be and the same is hereby approved and said real property is hereby laid out and established and  
27 declared laid out, opened and established as Fox Street.

28 **Section 2.** That the real property described in Section 1 hereof shall henceforth be known  
29 as Fox Street.

30 COMMITTEE APPROVAL DATE: February 12, 2015 by consent

31 MAYOR-COUNCIL DATE: February 17, 2015

32 PASSED BY THE COUNCIL: \_\_\_\_\_, 2015

33 \_\_\_\_\_ - PRESIDENT

34 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
35 EX-OFFICIO CLERK OF THE  
36 CITY AND COUNTY OF DENVER

37 PREPARED BY: Brent A. Eisen, Assistant City Attorney DATE: February 19, 2015

38 Pursuant to Section 13-12, D.R.M.C., this proposed resolution has been reviewed by the office of  
39 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed  
40 resolution. The proposed resolution is not submitted to the City Council for approval pursuant to §  
41 3.2.6 of the Charter.

42 D. Scott Martinez, Denver City Attorney

43 BY: \_\_\_\_\_, Assistant City Attorney DATE: \_\_\_\_\_, 2015