

1 **BY AUTHORITY**

2 RESOLUTION NO. CR24-0463
3 SERIES OF 2024

COMMITTEE OF REFERENCE:
Land Use, Transportation & Infrastructure

4 **A RESOLUTION**

5 **Laying out, opening and establishing as part of the City street system a parcel**
6 **of land as a public alley, bounded by North Eliot Street, West 23rd Avenue, North**
7 **Federal Boulevard, and West 22nd Avenue.**

8 **WHEREAS**, the Executive Director of the Department of Transportation and Infrastructure of
9 the City and County of Denver has found and determined that the public use, convenience and
10 necessity require the laying out, opening and establishing as a public alley designated as part of the
11 system of thoroughfares of the municipality that portion of real property hereinafter more particularly
12 described, and, subject to approval by resolution has laid out, opened and established the same as
13 a public alley;

14 **BE IT RESOLVED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

15 **Section 1.** That the action of the Executive Director of the Department of Transportation
16 and Infrastructure in laying out, opening and establishing as part of the system of thoroughfares of
17 the municipality the following described portion of real property situate, lying and being in the City
18 and County of Denver, State of Colorado, to wit:

19 **PARCEL DESCRIPTION ROW NO. 2020-DEDICATION-0000038-001:**

20 **LAND DESCRIPTION - ALLEY PARCEL**

21 A PARCEL OF LAND CONVEYED BY SPECIAL WARRANTY DEED TO THE CITY AND
22 COUNTY OF DENVER, RECORDED ON THE 5TH DAY OF FEBRUARY, 2021, AT RECEPTION
23 NUMBER 2021020395 IN THE CITY AND COUNTY OF DENVER CLERK AND RECORDER'S
24 OFFICE, STATE OF COLORADO, THEREIN AS:

25
26 A PORTION OF LOT 18 AND THE SOUTH 17 FEET OF LOT 19, BLOCK 7, RATHBONE
27 HEIGHTS RESUBDIVISION OF CRANE'S ADDITION SUBDIVISION, AND LOCATED IN THE
28 NORTHEAST QUARTER OF SECTION 32, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE
29 6TH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO, MORE
30 PARTICULARLY DESCRIBED AS FOLLOWS:

31
32 **COMMENCING** AT THE SOUTHWEST CORNER OF SAID LOT 18 ALSO BEING THE **POINT OF**
33 **BEGINNING;**

34
35 THENCE N00°17'57"W A DISTANCE OF 50.00 FEET TO A POINT ON THE WEST LINE OF LOT
36 19;
37 THENCE N89°33'59"E A DISTANCE OF 1.33 FEET;
38 THENCE S00°17'57"E A DISTANCE OF 50.00 FEET;

1 THENCE S89°33'59"W A DISTANCE OF 1.33 FEET BACK TO THE **POINT OF BEGINNING**.
2
3 CONTAINING 66.50 ± SQUARE FEET (0.002 ± ACRES); MORE OR LESS.

4
5 **BASIS OF BEARINGS:**

6
7 BEARINGS ARE BASED ON A 20' RANGE LINE IN ELIOT ST. MONUMENTED BY A FOUND NO.
8 6 REBAR WITH 2.5" ALUMINUM CAP IN RANGE BOX 'L.S. 37601' AT THE INTERSECTION OF
9 W. 23RD AVE. AND ELIOT ST. AND A FOUND 1.5" ALUMINUM CAP IN RANGE BOX 'L.S. 37969'
10 AT THE INTERSECTION OF W. 22ND AVE. AND ELIOT ST. ASSUMED TO BEAR N00°17'57"W

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

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

15 COMMITTEE APPROVAL DATE: April 9, 2024 by Consent

16 MAYOR-COUNCIL DATE: April 16, 2024

17 PASSED BY THE COUNCIL: _____

18 _____ - PRESIDENT

19 ATTEST: _____ - CLERK AND RECORDER,
20 EX-OFFICIO CLERK OF THE
21 CITY AND COUNTY OF DENVER

22 PREPARED BY: Martin A. Plate, Assistant City Attorney DATE: April 18, 2024

23 Pursuant to section 13-9, D.R.M.C., this proposed resolution has been reviewed by the Office of the
24 City Attorney. We find no irregularity as to form and have no legal objection to the proposed
25 resolution. The proposed resolution is not submitted to the City Council for approval pursuant to
26 § 3.2.6 of the Charter.

27
28 Kerry Tipper, Denver City Attorney

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30 BY: Anshul Bagga, Assistant City Attorney DATE: Apr 18, 2024