

1 BY AUTHORITY

2 RESOLUTION NO. CR14-0824  
3 SERIES OF 2014  
4

COMMITTEE OF REFERENCE:  
Infrastructure & Culture

5 A RESOLUTION

6 **Laying out, opening and establishing as part of the City street system a parcel**  
7 **of land as a public alley south of West Ellsworth Avenue and west of South**  
8 **Kalamath Street.**  
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 a public alley 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**  
16 **OF 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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1 **PARCEL DESCRIPTION ROW NO. 2014-0051-28-001**

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3 A portion of the parcel of land conveyed to the City & County of Denver by Treasurer's  
4 Deed, recorded on the 21st of May, 1932, in Book 4668 Page 170, in the City and County  
5 of Denver Clerk & Recorder's Office located in the Southeast 1/4 of Section 9, Township  
6 4 South, Range 68 West of the Sixth Principal Meridian, City and County of Denver,  
7 State of Colorado. Being more particularly described as follows:

8 Rear Eight (8) feet of Lots One (1) to Eight (8) both Inclusive, for Alley, in Block  
9 Twelve (12) Lake Archer Subdivision.

10 Except that portion south of the northerly line of a parcel of land conveyed to The  
11 Atchison, Topeka and Santa Fe Railway Company by Warranty Deed on the 4<sup>th</sup> of  
12 December 1961 in Book 8772 Page 147, in the City and County of Denver Clerk &  
13 Recorders Office, City and County of Denver, State of Colorado, being described as  
14 Tract 2.

15 All that part of Block 12, Lake Archer Subdivision, and of vacated South Lipan Street  
16 adjacent to said Block 12, more particularly described as follows: Beginning at the  
17 northwest corner of Lot 4 of said Block 12; thence east along the north line of said Lot 4  
18 a distance of 40 feet, more or less, to the northwesterly corner of a tract of land conveyed  
19 to Frank Schwartz by Santa Fe Land Improvement Company by deed dated May 9, 1949;  
20 thence southeasterly along a straight line, and along the southwesterly boundary of said  
21 tract conveyed to Schwartz, a distance of 410.4 feet, more or less, to the southeast corner  
22 of Lot 16 of said Block 12; thence northwesterly along the northeasterly line of the right  
23 of way of The Colorado and Southern Railway Company to a point in the west line of  
24 said Lot 4, a distance of 10.6 feet, more or less, south of the northwest corner thereof;  
25 thence continuing on the last-described course to the extended north line of said Lot 4;  
26 thence east along said extended north line of Lot 4 to the point of beginning; Containing  
27 an area of 0.19 of an acre, more of less.

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

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

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1 COMMITTEE APPROVAL DATE: October 9, 2014 [by consent]

2 MAYOR-COUNCIL DATE: October 14, 2014

3 PASSED BY THE COUNCIL: \_\_\_\_\_, 2014

4 \_\_\_\_\_ - PRESIDENT

5 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
6 EX-OFFICIO CLERK OF THE  
7 CITY AND COUNTY OF DENVER

8 PREPARED BY: Brent A. Eisen, Assistant City Attorney DATE: October 16, 2014

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

13 D. Scott Martinez, Denver City Attorney

14 BY: \_\_\_\_\_, Assistant City Attorney DATE: \_\_\_\_\_, 2014