

1 **BY AUTHORITY**

2 RESOLUTION NO. CR17-0464  
3 SERIES OF 2017

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 near the intersection of South Ogden Street and East**  
7 **Ellsworth Avenue.**

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

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

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

18 **PARCEL DESCRIPTION ROW NO. 2016-DEDICATION-0000266-001:**

19 THAT PARCEL OF LAND CONVEYED BY WARRANTY DEED TO THE CITY AND COUNTY OF DENVER, RECORDED ON THE 7  
20 OF APRIL, 2017, BY RECEPTION NO. 2017046984, IN THE CITY AND COUNTY OF DENVER CLERK AND RECORDERS  
21 OFFICE, STATE OF COLORADO.

22  
23 LEGAL DESCRIPTION:

24  
25 A PARCEL OF LAND 1 FOOT IN WIDTH BEING THE EAST 1 FOOT OF THE WEST 8 FEET OF THE  
26 NORTH 24.4 FEET OF LOT 43, LOTS 44 THROUGH 46, AND THE SOUTH ½ OF LOT 47, BLOCK 7, BROADWAY VIEW,  
27 LOCATED IN THE SOUTHWEST 1/4. OF SECTION 11, TOWNSHIP 4 SOUTH,  
28 RANGE 68 WEST OF THE 6TH P.M., CITY AND COUNTY OF DENVER, STATE OF COLORADO,  
29 MORE PARTICULARLY DESCRIBED AS FOLLOWS:

30  
31 BEGINNING AT THE NORTHWEST CORNER OF THE SOUTH ½ OF SAID LOT 47; THENCE S89°59'43"E ALONG THE  
32 NORTH LINE OF THE SAID SOUTH ½ OF LOT 47, 1.00 FEET; THENCE S00°01'30"E ALONG A LINE 1.0 FEET EAST OF AND  
33 PARALLEL TO THE WEST LINE OF SAID LOT  
34 47 AND SAID LINE EXTENDED, 111.74 FEET TO A POINT ON THE SOUTH LINE OF THE NORTH  
35 24.4 FEET OF SAID LOT 43; THENCE N89°58'57"W ALONG THE SOUTH LINE OF THE SAID  
36 NORTH 24.4 FEET OF SAID LOT 43, 1.00 FEET TO A POINT ON THE WEST LINE OF THE SAID NORTH 24.4  
37 FEET OF SAID LOT 43; THENCE N00°01'30"W ALONG THE SAID WEST LINE OF THE SAID NORTH 24.4 FEET OF  
38 SAID LOT 43 AND SAID LINE EXTENDED, 111.74 FEET TO THE  
39 POINT OF BEGINNING, CITY AND COUNTY OF DENVER, STATE OF COLORADO.  
40

1 THE ABOVE DESCRIBED PARCEL CONTAINS 112 SQUARE FEET OR 0.0026 ACRES, MORE OR LESS.

2

3 BASIS OF BEARINGS: AN ASSUMED BEARING OF S89°59' 43"E BEING A 4.0 FOOT OFFSET LINE SOUTH OF AND  
4 PARALLEL TO THE SOUTH LINE OF BLOCK 7 BETWEEN TWO FOUND MONUMENTS 335.85 FEET APART; ONE  
5 MONUMENT BEING A 4' X 4' OFFSET ALLOY DISK  
6 STAMPED LS 30092 AT THE INTERSECTION OF SOUTH EMERSON STREET AND BAYAUD AVENUE AND THE  
7 OTHER MONUMENT BEING A 4' X 15' OFFSET ALLOY DISK STAMPED LS 3009 2 AT THE INTERSECTION OF  
8 SOUTH OGDEN STREET AND BAYAUD A VENUE

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

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

13 COMMITTEE APPROVAL DATE: April 25, 2017 by Consent

14 MAYOR-COUNCIL DATE: May 2, 2017

15 PASSED BY THE COUNCIL: \_\_\_\_\_

16 \_\_\_\_\_ - PRESIDENT

17 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
18 EX-OFFICIO CLERK OF THE  
19 CITY AND COUNTY OF DENVER

20 PREPARED BY: Brent A. Eisen, Assistant City Attorney DATE: May 4, 2017

21 Pursuant to Section 13-12, D.R.M.C., this proposed resolution has been reviewed by the office of  
22 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed  
23 resolution. The proposed resolution is not submitted to the City Council for approval pursuant to  
24 § 3.2.6 of the Charter.

25 Kristin M. Bronson, Denver City Attorney

26 BY:  \_\_\_\_\_, Assistant City Attorney DATE: May 4, 2017