

**Department of Public Works** 

Engineering Regulatory & Analytics 201 W. Colfax Avenue, Dept. 507 Denver, CO 80202 720-865-3001 www.denvergov.org/survey

## REQUEST FOR ORDINANCE TO RELINQUISH EASEMENT

**TO:** Caroline Martin, City Attorney's Office

FROM: Matt Bryner

Director, Public Works Right of Way Services

**PROJECT NO:** 2017-RELINQ-0000030

**DATE:** November 19, 2018

**SUBJECT:** Request for an Ordinance to relinquish a portion of the Deed of Easement with Reception No.

9500126670 (in the Clerk and Recorder's System as 1995126670). Located at Alameda Ave

and Cherokee St.

#### It is requested that the above subject item be placed on the next available Mayor Council Agenda.

This office has investigated the request of Harris Kocher Engineering Group, Inc d/b/a Harris Kocher Smith c/o John Stafford, dated December 18, 2017, on behalf of Price Development Group c/o Chris Bennish for the relinquishment of said easements.

This matter has been checked by this office and has been coordinated with Asset Management; Comcast; the City Councilman Jolon Clark – District 7; CPD: Planning Services; Historic Preservation/Landmark; Denver Water; Denver Fire Department; City Forestry; Parks and Recreation; Engineering, Regulatory, and Analytics Transportation and Wastewater; Public Works: Construction Engineering; Public Works – Policy and Planning; Metro Wastewater Reclamation District; Survey; CenturyLink; and Xcel Energy, all of whom have returned our questionnaires indicating their agreement.

As a result of the investigations, it has been determined that there is no objection to relinquishing the subject easement.

Therefore, you are requested to initiate Council action to relinquish the easements in the following described area(s):

## INSERT PARCEL DESCRIPTION 2017-RELINQ-0000030-001 HERE

A map of the area and a copy of the document creating the easement are attached.

MB:bp

cc:

City Councilperson & Aides
City Council Staff – Zach Rothmier
Department of Law – Bradley Beck
Department of Law – Deanne Durfee
Public Works, Manager's Office – Alba Castro
Public Works, Legislative Services – Sarah Stanek
Public Works, Survey – Paul Rogalla

## ORDINANCE/RESOLUTION REQUEST

Please email requests to Sarah Stanek

at <u>Sarah.Stanek@DenverGov.org</u> by **12:00pm on <u>Monday</u>**. Contact her with questions.

	_		_	Date of Request:	November 19, 2018
Please mark one:	<b>⊠</b> Bill Request	or	☐ Resolution	on Request	
1. Type of Request:					
☐ Contract/Grant Agr	reement	rgovernmental A	Agreement (IG	A) Rezoning/Text A	mendment
☐ Dedication/Vacation	n App	ropriation/Suppl	emental	DRMC Change	
<b>⊠</b> Other: Easement Re	linquishment				
acceptance, contract  Harris Kocher Engin	execution, contract eering Group, Inc c ests for an Ordinance	amendment, mun l/b/a Harris Koche te to relinquish a p	er Smith c/o Jo portion of the D	ange, supplemental request hn Stafford on behalf of Propeed of Easement with Rec	icate the type of request: grant s, etc.) rice Development Group c/o reption No. 9500126670 (in the
3. Requesting Agency:	•			and cherones on	
4. Contact Person:					
Contact person with known	owledge of propose	d		person to present item at M	layor-Council and
ordinance/resolution Name: Brittany Pire	·le		Council Name:	Sarah Stanek	
•	le@denvergov.org		Email:	Sarah.Stanek@denvergov	v.org
-	to relinquish a por 15126670). Located	tion of the Deed of at Alameda Ave	of Easement wi and Cherokee S	cutive summary if more s th Reception No. 9500126 St.	
7. City Council Distric	-		·		
8. **For all contracts,	_fill out and submi	it accompanying	Key Contract	Terms worksheet**	
	,	To be completed b	y Mayor's Leg	islative Team:	
Resolution/Bill Number:				Date Entered:	

# **Key Contract Terms**

Type of Cont	Type of Contract: (e.g. Professional Services > \$500K; IGA/Grant Agreement, Sale or Lease of Real Property):						
Vendor/Cont	tractor Name:						
Contract con	atrol number:						
<b>Location:</b>							
Is this a new	contract?  Yes No Is t	his an Amendment?  Yes No	o If yes, how many?				
Contract Ter	rm/Duration (for amended contra	acts, include <u>existing</u> term dates and <u>a</u>	amended dates):				
Contract Am	nount (indicate existing amount, a	mended amount and new contract to	otal):				
	Current Contract Amount	Additional Funds	Total Contract Amount				
	(A)	(B)	(A+B)				
		. ,					
	Current Contract Term	Added Time	New Ending Date				
Scope of wor	k:						
Was this con	tractor selected by competitive p	rocess? If not,	why not?				
Has this cont	tractor provided these services to	the City before?   Yes   No					
Source of fur	nds:						
Is this contra	act subject to: W/MBE	DBE SBE XO101 ACI	DBE N/A				
WBE/MBE/I	DBE commitments (construction,	design, Airport concession contracts	):				
Who are the	subcontractors to this contract?						
	To h	e completed by Mayor's Legislative Tec	7m·				
Pacolution/D							
vesoinnou/pi	ill Number:	Date E	ntered:				

Right-of-Way Engineering Services Engineering, Regulatory & Analytics Office



201 W Colfax Ave, Dept. 507 Denver, CO 80202 720-865-3003 www.denvergov.org

# EASEMENT RELINQUISHMENT EXECUTIVE SUMMARY

Project Title: 2017-RELINQ-0000030 PDG Design District at Cherokee and Alameda

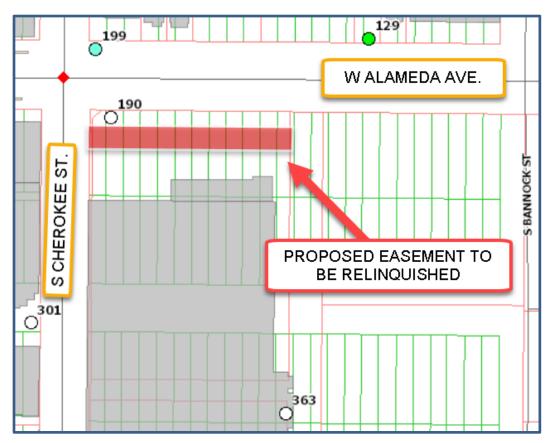
Owner name: TI - Grand Crossings, L.L.C. & Price Development Group

**Description of Proposed Project:** Harris Kocher Engineering Group, Inc d/b/a Harris Kocher Smith c/o John Stafford on behalf of Price Development Group c/o Chris Bennish, requests for an Ordinance to relinquish a portion of the Deed of Easement with Reception No. 9500126670 (in the Clerk and Recorder's System as 1995126670). Located at Alameda Ave and Cherokee St.

Explanation of why the public right-of-way must be utilized to accomplish the proposed project: Redevelopment

Background: N/A

## **Location Map:**





## DESCRIPTION

SITUATED IN THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO

A PARCEL OF LAND BEING A PORTION OF LOTS 13 THROUGH 24, INCLUSIVE, BLOCK 44, BYERS SUBDIVISION, SAID PARCEL BEING A PORTION OF AN EXISTING SANITARY SEWER EASEMENT RECORDED AT RECEPTION NO. 95-00126670 OF THE OFFICIAL RECORDS OF THE CITY AND COUNTY OF DENVER, SITUATED IN THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE EAST RIGHT-OF-WAY LINE OF SOUTH CHEROKEE STREET WITH THE SOUTH RIGHT-OF-WAY LINE OF WEST ALAMEDA AVENUE, SAID POINT ALSO BEING THE SOUTHWEST CORNER OF THE RIGHT-OF-WAY DEDICATION DESCRIBED AT RECEPTION NO. 95-00062201 IN THE AFOREMENTIONED OFFICIAL RECORDS: THENCE SOUTH 00°09'18" WEST, ALONG THE WEST LINE OF SAID BLOCK 44 AND THE EAST RIGHT-OF WAY LINE OF SOUTH CHEROKEE STREET, A DISTANCE OF 18.52 FEET TO THE NORTHWEST CORNER OF SAID EXISTING SANITARY SEWER EASEMENT AND THE POINT OF BEGINNING:

THENCE SOUTH 89°50'42" EAST, ALONG THE NORTH LINE OF SAID EASEMENT, A DISTANCE OF 296.19 FEET; THENCE SOUTH 00°09'18" WEST, A DISTANCE OF 35.00 FEET TO A POINT ON THE SOUTH LINE OF SAID EASEMENT; THENCE ALONG THE SOUTH AND WEST LINES OF SAID EASEMENT THE FOLLOWING TWO (2) COURSES:

- 1. NORTH 89'50'42" WEST, A DISTANCE OF 296.19 FEET TO A POINT ON THE WEST LINE OF SAID BLOCK 44 AND THE EAST RIGHT-OF-WAY LINE OF SAID SOUTH CHEROKEE STREET;
- 2. NORTH 00'09'18" EAST ALONG SAID WEST LINE OF BLOCK 44 AND ALONG SAID EAST RIGHT-OF-WAY LINE OF SOUTH CHEROKEE STREET, A DISTANCE OF 35.00 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 10,367 SQUARE FEET OR 0.24 ACRES, MORE OR LESS.

BEARINGS ARE BASED ON THE EAST LINE OF THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, ASSUMED TO BEAR NORTH 00'45'32" WEST.

PREPARED BY:

RYAN BRYSON

PLS 38538

ON BEHALF OF: HARRIS KOCHER SMITH

1120 LINCOLN STREET, SUITE 1000

DENVER, CO 80203

303.623.6300



1 X4D: 2017.12.04 kmort percel a ccd[U] PLOTTED: FRI 12/15/17 2:59:39P BY: RYAN BRY	rson	
ISSUE DATE: 12-15-2017	PROJECT #:	160721

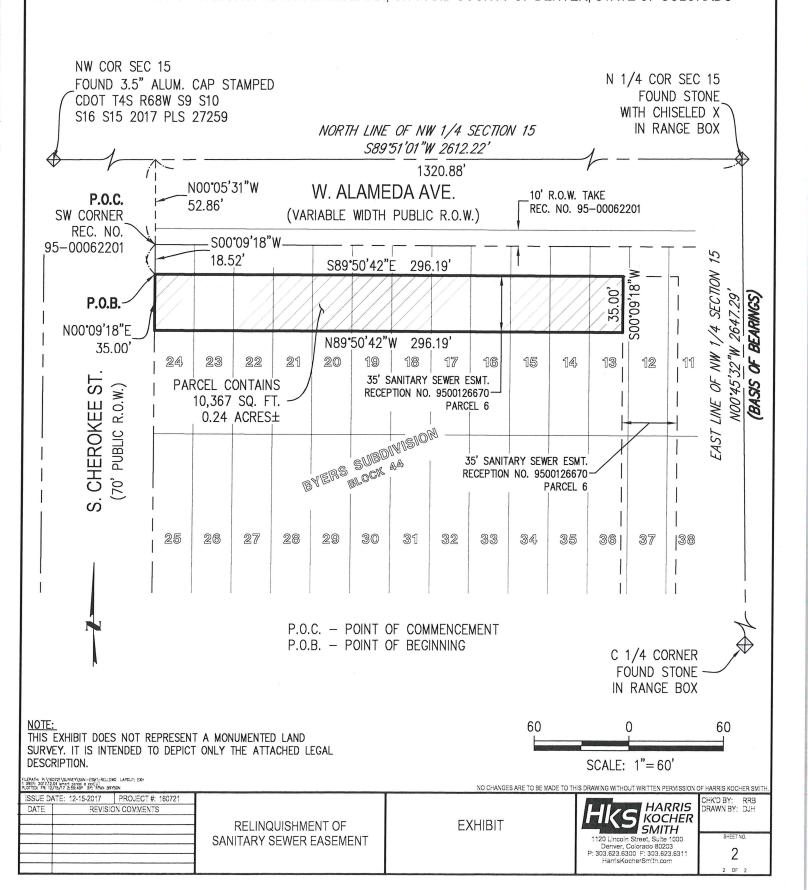
RELINQUISHMENT OF SANITARY SEWER EASEMENT CHK'D BY: RRB DRAWN BY: DJH

**HARRIS KOCHER SMITH** 1120 Lincoln Street, Suite 1000 Denver, Colorado 80203 P: 303.623.6300 F: 303.623.6311 HarrisKocherSmith.com

1

## **EXHIBIT**

SITUATED IN THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO



9500126670 1995/10/12 10:22:00 1/ 16 EAS ELBRA WEDGEWORTH - DENVER COUNTY .00 .00 SMD

## DEED OF EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That Homart Development Co. 55 West Monroe, Suite 2700 Chicago, Illinois

a corporation duly organized and existing under the laws of the State of Delaware, hereinafter sometimes referred to as "Grantor", for and in consideration of One Dollar (\$1.00), receipt of which is acknowledged, and the prospective benefits to be derived by reason of the locating, establishing and constructing drainage facilities for water and sewage under the supervision of and for the City and County of Denver, and other good and valuable considerations in hand paid, do hereby grant, convey and release to the CITY AND COUNTY OF DENVER, a municipal corporation of the State of Colorado, its successors and assigns, sometimes hereinafter referred to as the "City" or "Grantee", a nonexclusive and perpetual easement and right-of-way for drainage facilities for water and sewage across lands owned by Grantor, and situated in the City and County of Denver, State of Colorado.

Grantor hereby grants to Grantee the perpetual right to enter, re-enter and use the hereinafter described easement to locate, construct, inspect, operate, maintain, repair, remove, replace, relocate and reconstruct drainage facilities for water and sewage, including underground and surface facilities and appurtenances thereto, into, within, over, upon, across, through and under the parcel of land for which the easement and right-ofway is hereby granted, and said parcel of land is more particularly described as follows, to wit:

(Legal Description of land for easement itself)

Ten (10) parcels of land described in Exhibit A attached hereto, which by reference is expressly incorporated herein.

The Grantor hereby warrants that Grantor has full right and lawful authority to make the grant herein contained and that Grantor has fee simple title to the land over which said easement is granted, and more particularly described as follows, to wit:

Land owned by Grantor as described by deeds recorded in the records of the City and County of Denver

- on December 21, 1992, at Reception No. R-92-0151489,
- on December 21, 1992, at Reception No. R-92-0151495,
- on February 8, 1993, at Reception No. R-93- 0016227,
- on April 30, 1993, at Reception No. R-93-0054546,
- on April 18, 1994, at Reception No. R-94-0066238, and
- on December 28, 1994, at Reception No. R-94-00190288.

Grantor reserves the right to relocate, at its expense, such facilities to alternate locations and easements upon the approval of Grantee, which approval shall not be unreasonably withheld.

If ingress to and egress from the parcel of land for which an easement is hereby granted from and to a public road or highway is not available, the Grantor grants to Grantee the right

0122.01A-SE THRU 0122.01F-SE AND

BROADWAY MARKETPLACE
SANITARY SEWER

Project No. SP-02-93

WMD No. 0122.02A-SE THRU 0122.02 D-SE

of ingress to and egress from said parcel over and across the land owned by Grantor by means of roads and lanes thereon, if such exist, otherwise by such route or routes as shall occasion the least practicable damage and inconvenience to Grantor; provided that such right of ingress and egress shall not extend to any portion of said land which is isolated from the strip by any public road or highway now crossing or hereafter crossing said land; and provided further, that if any portion of said land is or shall be subdivided and dedicated roads or highways on such portion shall extend to the strip, the right of ingress and egress on that portion shall be confined to such dedicated roads and highways.

Grantor further grants to Grantee the right from time to time to trim and to cut down and clear away any and all trees and brush now or hereafter on the strip which now or hereafter in the opinion of Grantee may be a hazard to the said facilities, or appurtenances thereto, or may interfere with the exercise of Grantee's rights hereunder; provided, however, that all trees which Grantee is hereby authorized to cut and remove, if valuable for timber or wood, shall continue to be the property of Grantor, but all tops, lops, brush and refuse wood shall be burned or removed by Grantee.

Grantor releases the City and County of Denver from any and all claims for damages arising in any way or incident to the construction by Grantor, or his agents, of the said facilities across the described land.

RESERVING, however, to the undersigned and their successors in interest and assigns the right to use and enjoy the above-described premises, PROVIDING such use and enjoyment shall not interfere with the installation, construction, maintenance, repair, inspection, and operation of said facilities installed or permitted to be installed by the City and County of Denver, and PROVIDING FURTHER that the Grantor shall not erect or place any building, tree or other obstruction on the above-described easement and right-of-way and the City shall not be liable for their removal if they are so placed.

Signed and delivered this  $5^{\frac{th}{t}}$  day of Systember A.D., 1995.

Grantor:

HOMART DEVELOPMENT CO., a Delaware corporation

Yh Chesen

Donald L. Chasen
Its Executive Vice President -

Community Centers

ATTEST:

(SEAL)

STATE OF ILLINOIS )
CITY OF CHICAGO
COUNTY OF COOK )
The foregoing instrument was acknowledged before me this day of SCOTEMBER A.D., 1995, by Downer L. CHASEN  as Secretary and by Donald L. Chasen as Executive President - Community Centers of Homart Development Co., a corporation.
My Commission Expires 3/28/48
"OFFICIAL SEAL" DEBORAH L. SZLAK NOTARY PUBLIC, STATE OF ILLINOIS MY COMMISSION EXPIRES 2/28/98

37919.5 RMS 05/30/95 7:43 o

#### LEGAL DESCRIPTIONS

## PARCEL 1 (0122.01A-SE)

A PARCEL OF LAND SITUATED IN THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, IN THE CITY AND COUNTY OF DENVER, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE NW 1/4 SE 1/4 NW 1/4 OF SAID SECTION 15; THENCE S85'07'30"E, A DISTANCE OF 418.92 FEET, MORE OR LESS, TO THE POINT OF BEGINNING, SAID POINT BEING ON THE SOUTH RIGHT-OF-WAY LINE OF VACATED WEST VIRGINA AVERUE; THENCE, ALONG SAID SOUTH RIGHT-OF-WAY LINE, N89'45'45"E, A DISTANCE OF 20.00 FEET; THENCE S00'00'50"W, A DISTANCE OF 439.10 FEET; THENCE N89'59'10"W, A DISTANCE OF 20.00 FEET; THENCE N00'00'50"E, A DISTANCE OF 439.01 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 8781 SQUARE FEET, MORE OR LESS.

## FARCEL 2 (0122.01B-SE)

A PARCEL OF LAND SITUATED IN THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, PRESENTLY PLATTED AS BLOCK 40, BYER'S SUBDIVISION, IN THE CITY AND COUNTY OF DENVER, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE NW 1/4 SE 1/4 NW 1/4 OF SAID SECTION 15; THENCE N84'14'48"E, A DISTANCE OF 419.21 FEET, MORE OF LESS, TO THE POINT OF BEGINNING, SAID POINT BEING THE INTERSECTION OF THE WEST LINE OF A 16 FOOT WIDE VACATED NORTH—SOUTH ALLEY BISECTING BLOCK 40 OF BYER'S SUBDIVISION AND THE NORTH RIGHT—OF—WAY LINE OF VACATED WEST VIRGINIA AVENUE; THENCE, ALONG SAID NORTH RIGHT—OF—WAY LINE, N89'58'54"W, A DISTANCE OF 12.67 FEET; THENCE NOO'00'50"E, A DISTANCE OF 256.05 FEET TO A POINT ON THE SOUTH RIGHT—OF—WAY LINE OF VACATED WEST ALASKA PLACE; THENCE, ALONG SAID SOUTH RIGHT—OF—WAY LINE OF VACATED WEST ALASKA PLACE AND THE INTERSECTION OF THE SOUTH RIGHT—OF—WAY LINE OF VACATED WEST ALASKA PLACE AND THE WEST LINE OF A 16 FOOT WIDE VACATED NORTH—SOUTH ALLEY, SOO'00'50"W, A DISTANCE OF 256.05 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 3244 SQUARE FEET, MORE OR LESS.

## FARCEL 3 (0122.01C-SE)

A PARCEL OF LAND SITUATED IN THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, PRESENTLY PLATTED AS BLOCK 40, BYER'S SUBDIVISION, IN THE CITY AND COUNTY OF DENVER, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE NW 1/4 SE 1/4 NW 1/4 OF SAID SECTION 15; THENCE NO9'42'13"W, A DISTANCE OF 101.33 FEET, MORE OR LESS, TO THE POINT OF BEGINNING, SAID POINT BEING ON THE EAST RIGHT-OF-WAY LINE OF VACATED SOUTH BANNOCK STREET; THENCE, ALONG SAID EAST RIGHT-OF-WAY LINE, NOO'00'50"E, A DISTANCE OF 160.91 FEET; THENCE SO1'35'28"E, A DISTANCE OF 91.16 FEET; THENCE SO2'08'34"W, A DISTANCE OF 69.83 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 205 SQUARE FEET, MORE OR LESS,

100

Bearings are based on the East line of the NW1/4 SE1/4 NW1/4 of Section 15 being ND0'50"51"W.

CERTIFICATION: REGISTERED L	AND SURVE	YOR
JARO A. OO	REVISED	W
10 10 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	REVISED	W
7361	APPROVED	
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A PARTIE ALLOW	DRAWN	JG
or color	SURVEYED	
5-18-95	ACTION	

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REVISED	WEM	5-95	PREPARE
REVISED	WEM	7-94.	1
APPROVED			1
CHECKED	WEM	7-94	PISSECT
DRAWN	.IGN	5-03	1

FY

EXHIBIT "A" S.A. MIRO, INC., CONSULTING ENGINEERS 4882 S. ULSTER ST. PRKWY, SUITE 1501 DENVER, COLORADO 80237 (303)741-3737

## BROADWAY MARKETPLACE SANITARY SEWER

1860/10N (NT-80) R66W, T4S, SEC. 15, NW1/4 (684-15.2) PROJECT NO. W FLE NO. 92-068-SP-02-93

CITY AND COUNTY OF DENVER, DEPARTMENT OF PUBLIC WORKS, WASTEWATER MANAGEMENT DIVISION

DATE

## LEGAL DESCRIPTIONS

## PARCEL 4 (0122.01D-SE)

A PARCEL OF LAND SITUATED IN THE NORTHWEST QUARTER OF SECTION 15, TOWNISHIP 4 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, PRESENTLY PLATIED AS BLOCK 42, 5YER'S SUBDIVISION, IN THE CITY AND COUNTY OF DENVER, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE MORTHEAST CORNER OF THE NW 1/4 SE 1/4 NW 1/4 OF SAID SECTION 15; THENCE N46'42'30'W, A DISTANCE OF \$37.10 FEZT, MORE OR LESS, TO THE PCINT OF BEGINNING, SAID POINT BEING ON THE NORTH RIGHT-OF-WAY LINE OF VACATED WEST ALASKA PLACE FROM WHICH POINT THE SOUTHWEST CORNER OF LOT 37 OF SAID BLOCK 42 BEARS \$89'59'04'E, A DISTANCE OF 3.81 FEET, MORE OR LESS; THENCE NOT'00'50'E, A DISTANCE OF 256.02 FEET, MORE OR LESS, TO A PCINT ON THE SOUTH RIGHT-OF-WAY LINE OF VACATED WEST DAKOTA AVENUE; THENCE, ALONG SAID SOUTH RIGHT-OF-WAY LINE, \$89'59'15'E, A DISTANCE OF 3.80 FEET, MORE OR LESS, TO THE NORTHWEST CORNER OF LOT 12, BLOCK 42 OF SAID BYER'S SUBDIVISION; THENCE, ALONG THE WEST LINE OF SAID LOT 12, S00'00'50'W, A DISTANCE OF 128.01 FEET, MORE OR LESS, TO THE SOUTHWEST CORNER OF SAID LOT 12; THENCE, ALONG THE SOUTH LINE OF SAID LOT 12, S89'59'09'E, A DISTANCE OF 25.01 FEET, MORE OR LESS, TO THE SOUTHEAST CORNER OF SAID LOT 12; THENCE NOO'00'50'E, A DISTANCE OF 128.01 FEET, MORE OR LESS, TO THE NORTH-OF-WAY LINE OF VACATED WEST DAKOTA AVENUE; THENCE, ALONG SAID SOUTH RIGHT-OF-WAY LINE OF VACATED WEST DAKOTA AVENUE; THENCE, ALONG SAID SOUTH RIGHT-OF-WAY LINE OF VACATED WEST DAKOTA AVENUE; THENCE, ALONG SAID SOUTH RIGHT-OF-WAY LINE, S89'59'15'E, A DISTANCE OF 6.19 FEET; THENCE SOUTCO'50'W, A DISTANCE OF 256.02 FEET, MORE OR LESS, TO A DISTANCE OF 6.19 FEET; THENCE SOUTCO'50'W, A DISTANCE OF 350.00 FEET, MORE OR LESS, TO A DISTANCE OF 6.19 FEET; THENCE SOUTCO'50'W, A DISTANCE OF 350.00 FEET, MORE OR LESS, TO A DISTANCE OF 8.19 FEET; THENCE SOUTCO'50'W, A DISTANCE OF 350.00 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 5759 SQUARE FEET, MORE OR LESS.

## PARCEL 5 (0122.01E-SE)

A PARCEL OF LAND SITUATED IN THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, PRESENTLY PLATTED AS BLOCK 43, BYER'S SUBDIVISION, IN THE CITY AND COUNTY OF DENVER, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE NW 1/4 SE 1/4 NW 1/4 OF SAID SECTION 15; THENCE N29'22'38"W, A DISTANCE OF 798.77 FEET, MORE OR LESS, TO THE POINT OF BEGINNING, SAID POINT BEING ON THE NORTH RIGHT-OF-WAY LINE OF VACATED WEST DAKOTA AVENUE FROM WHICH FOINT THE SOUTHWEST CORNER OF LOT 37 OF SAID BLOCK 43 BEARS S89'59'15"E, A DISTANCE OF 3.80 FEET, MORE OR LESS; THENCE NOO'00'50"E, A DISTANCE OF 258.01 FEET TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE, OF VACATED WEST NEVADA PLACE; THENCE, ALONG SAID SOUTH RIGHT-OF-WAY LINE, S89'59'25"E, A DISTANCE OF 35.00 FEET; THENCE SOU'00'50"W, A DISTANCE OF 128.01 FEET, MORE OR LESS, TO A POINT ON THE NORTH LINE OF LOT 38, BLOCK 43 OF SAID BYER'S SURDIVISION; THENCE, ALONG THE NORTH LINE OF SAID LOT 38, N 89'59'20"W, A DISTANCE OF 8.19 FEET, MORE OR LESS, TO THE NORTHWEST CORNER OF SAID LOT 38; THENCE, ALONG THE WEST LINE OF SAID LOT 38, SOU'00'50"W, A DISTANCE OF 128.01 FEET, MORE OR LESS, TO A POINT ON THE NORTH RIGHT-OF-WAY LINE OF VACATED WEST DAKOTA AVENUE; THENCE, ALONG SAID NORTH RIGHT-OF-WAY LINE OF VACATED WEST DAKOTA AVENUE; THENCE, ALONG SAID NORTH RIGHT-OF-WAY LINE, N89'59'15"W, A DISTANCE OF 28.81 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 81(8) SQUARE FEET, MORE OR LESS,

## PARCEL 6 (0122.01F-SE)

A PARCEL OF LAND SITUATED IN THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, PRESENTLY PLATTED AS BLOCK 44, SYER'S SUBDIVISION, IN THE CITY AND COUNTY OF DENVER, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE NW 1/4 SE 1/4 NW 1/4 OF SAID
SECTION 15; THENCE N19'13'25'W, A DISTANCE OF 1980.57 FEET, MORE OR LESS, TO THE POINT OF
BESINNING, SAID POINT BEING ON THE NORTH RIGHT-OF-WAY LINE OF VACATED WEST NEVADA
PLACE FROM WHICH POINT THE SOUTHWEST CORNER OF LOT 38 OF SAID BLOCK 44 BEARS N89'59'25'W,
A DISTANCE OF 6.19 FEET, MORE OR LESS; THENCE ALONG SAID NORTH
A DISTANCE OF 6.19 FEET, MORE OR LESS; THENCE ALONG SAID NORTH
OF-WAY LINE, N89'59'25'W, A DISTANCE OF 35 00 FEET; THENCE NOLFOO'50'E, A DISTANCE
OF 192.48 FEET; THENCE NS9'59'10'W, A DISTANCE AF 296.33 FEET TO A POINT ON THE EAST
RIGHT-OF-WAY LINE OF SOUTH CHEROKEE STREET; THENCE, A DISTANCE OF
RIGHT-OF-WAY LINE OF SOUTH CHEROKEE STREET; THENCE
S89'59'10'E, A DISTANCE OF 331.33 FEET; THENCE S00'00'50'W, A DISTANCE OF
327.48 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 18,333 SQUARE
FEET, MORE OR LESS.

RTIFICATION: REGISTERED LAND SURVEYOR

Bearings are based on the East line of the NW1/4 SE1/4 NW1/4 of Section 15 being NO0'50"51" W.

CERTIFICATION: REGISTERED E	REVISED	WEM	8-95	EXHIBIT "A"
ARD A. GO	REVISED	WEM	5-95	PREPARED ST S.A. MIRO, INC., CONSULTING ENGINEERS
CT CUSTON	REVISED	WEM	7-94.	4582 S. ULSTER ST. PRKWY, SUITE 1501 DENVER, COLCRADO 80237
4 6 0 7	APPROVED			(303)741-3737
× € 7361 ×	CHECKED	WEM	7-94	BROADWAY MARKETPLACE
A P. County S.O.	DRAWN	JGN	5-93	· SANITARY SEWER
OF COLOR	SURVEYED			R65W, T4S, SEC. 15, NW1/4 (684-15.2)
5-18-95	ACTION	BY (#	DATE	92-088-00 SP-02-93 RM File NO. 2 OF 15

#### LEGAL DESCRIPTIONS

## PARCEL 4A (0122.02A-SE)

A PARCEL OF LAND SITUATED IN THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, PRESENTLY PLATTED AS BLOCK 42, BYER'S SUBDIVISION, IN THE CITY AND COUNTY OF DERIVER, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

CCMMENCING AT THE NORTHEAST CORNER OF THE NORTHWEST ONE-QUARTER SOUTHEAST ONE-QUARTER NORTHWEST ONE-QUARTER OF SAID SECTION 15; THENCE N30'06'42"W, A DISTANCE OF 721.70 FEET, MORE OR LESS, TO THE POINT OF BEGINNING, SAID POINT BEING ON THE SOUTH RIGHT-OF-WAY LINE OF VACATED WEST DAKOTA AVENUE AND BEING THE NORTHEAST CORNER OF LOT 12, BLOCK 42 OF SAID BYER'S SUBDIVISION; THENCE ALONG THE EAST LINE OF SAID LOT 12, S00'00'50"W, A DISTANCE OF 128.01 FEET, MORE OR LESS, TO THE SOUTHEAST CORNER OF SAID LOT 12; THENCE, ALONG THE SOUTH LINE OF SAID LOT 12, N89'59'09"W, A DISTANCE OF 25.01 FEET, MORE OR LESS, TO THE SOUTHWEST CORNER OF SAID LOT 12; THENCE ALONG THE WEST LINE OF SAID LOT 12, N00'00'50"E, A DISTANCE OF 128.01 FEET, MORE OR LESS, TO THE NORTHWEST CORNER OF SAID LOT 12, SAID POINT BEING ON THE SOUTH RIGHT—OF-WAY LINE OF VACATED WEST DAKOTA AVENUE; THENCE, ALONG SAID SOUTH RIGHT—OF-WAY LINE, S89'50"'15"E, A DISTANCE OF 25.01 FEET, MORE OR LESS.

## PARCEL 5A (0122.02B-SE)

A PARICEL OF LAND SITUATED IN THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 4 SOUTH, RANGE 88 WEST OF THE SIXTH PRINCIPAL MERIDIAN, PRESENTLY PLATTED AS BLOCK 43, BYER'S SUBDIVISION, IN THE CITY AND COUNTY OF DENVER, STATE OF COLIDRADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE NORTHWEST ONE—QUARTER SOUTHEAST ONE—QUARTER NORTHWEST ONE—QUARTER OF SAID SECTION 15; THENCE N27'32'25"W, A DISTANCE OF 783.03 FEET, MORE OR LESS, TO THE POINT OF BEGINNING, SAID POINT BEING ON THE NORTH RIGHT—OF WAY LINE OF VACATED WEST DAKOTA AVENUE AND BEING THE SOUTHWEST CORNER OF LOT 38, BLOCK 43 OF SAID BYER'S SUBDIVISION; THENCE, ALONG THE WEST LINE OF SAID LOT 38, NOO'00'50'E, A DISTANCE OF 128.01 FEET, MORE OR LESS, TO THE NORTHWEST CORNER OF SAID LOT 38; THENCE ALONG THE NORTH LINE OF SAID LOT 38, S89'59'20'E, A DISTANCE OF 6.19 FEET; THENCE SOO'00'50'W, A DISTANCE OF 128.01 FEET, MORE OR LESS, TO A FOINT ON SAID NORTH RIGHT—OF—WAY LINE OF VACATED WEST DAKOTA AVENUE; THENCE ALONG SAID NORTH RIGHT—OF—WAY LINE, N89'59'15"W, A DISTANCE OF 8.19 FEET TO THE POINT OF BEGINNING, SAID PARCEL CONTAINS 792 SQUARE FEET, MORE OR LESS.

## PARCEL 7 (0122.02C - SE)

A PARCEL OF LAND SITUATED IN THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 4 SOUTH, RANGE 88 WEST OF THE SIXTH PRINCIPAL MERIDIAN, PRESENTLY PLATTED AS BLOCK 38 SYER'S SUBDIVISION, IN THE CITY AND COUNTY OF DENVER, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE NORTHWEST ONE-QUARTER SOUTHEAST ONE-QUARTER NORTHWEST ONE-QUARTER OF SAID SECTION 15; THENCE N32'42'25"E, A DISTANCE OF 824.93 FEET, MORE OR LESS, TO THE POINT OF BEGINNING, SAID POINT BEING ON THE NORTH RIGHT-OF-WAY LINE OF VACATED WEST DAKOTA AVENUE AT THE INTERSECTION WITH THE WEST LINE OF A VACATED NORTH-SOUTH ALLEY IN SAID BLOCK 38; THENCE, ALONG SAID NORTH RIGHT-OF-WAY LINE, N89'59'15"W, A DISTANCE OF 17.49 FEET; THENCE NOO'00'50"E, A DISTANCE OF 120.00 FEET; THENCE N89'49'36"W, A DISTANCE OF 17.62 FEET; THENCE NOO'00'50"E, A DISTANCE OF 2.98 FEET, MORE OR LESS, TO A POINT ON THE SOUTH LINE OF A VACATED EAST-WEST ALLEY IN SAID BLOCK 38; THENCE, ALONG SAID SOUTH LINE, S89'89'20"E, A DISTANCE OF 35.11 FEET, MORE OR LESS, TO A POINT ON THE WEST LINE OF A VACATED NORTH-SOUTH ALLEY IN SAID BLOCK 38; THENCE, ALONG SAID WEST LINE, SOO'00'50"W, A DISTANCE OF 123.03 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 2205 SQUARE FEET, MORE OR LESS.

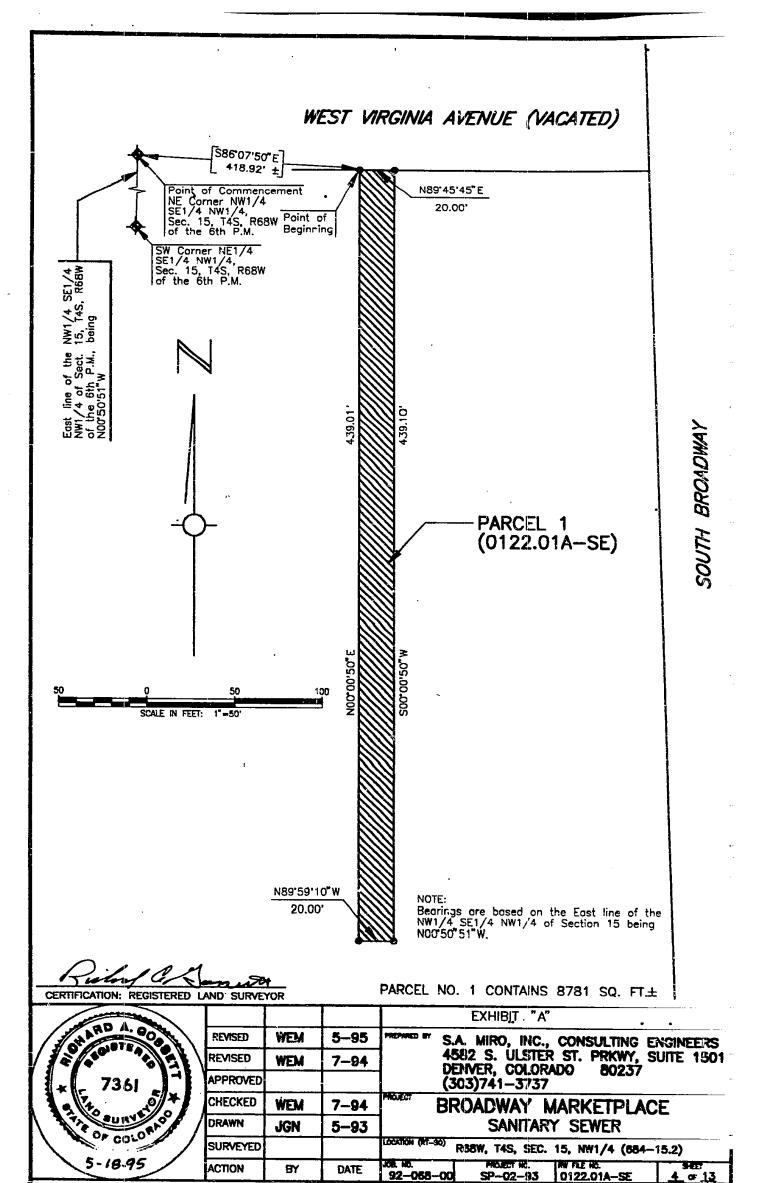
## PARCEL 7A (0122.02D -

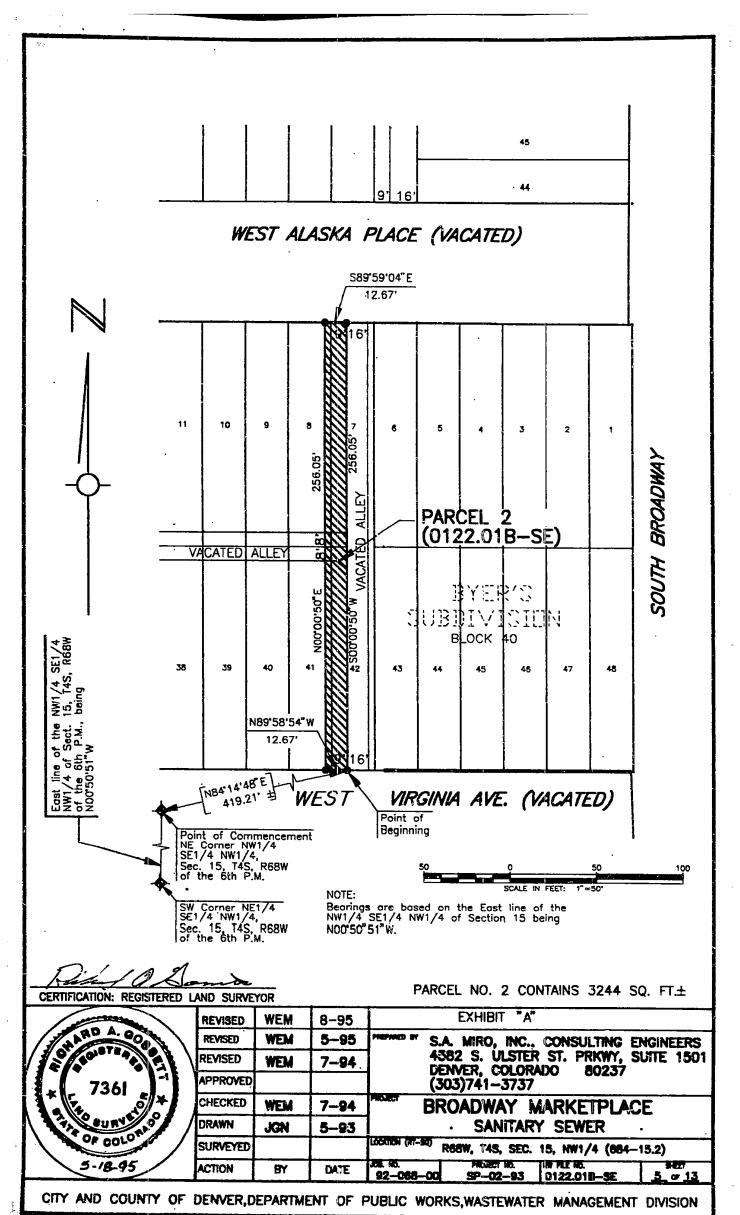
A PARICEL OF LAND SITUATED IN THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, PRESENTLY PLATTED AS BLOCK 38 BYER'S, SUBDIVISION, IN THE CITY AND COUNTY OF DENVER, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

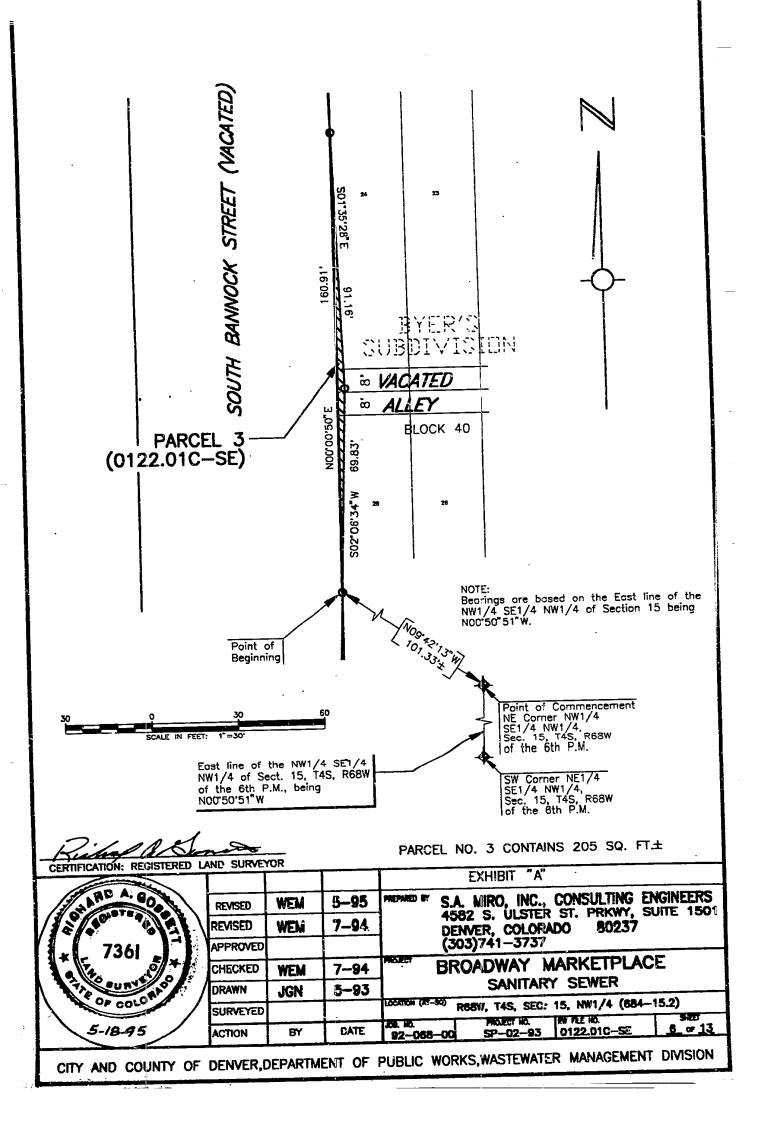
COMMENCING AT THE NORTHEAST CORNER OF THE NORTHWEST ONE-QUARTER SOUTHEAST ONE-QUARTER NORTHWEST ONE-QUARTER OF SAID SECTION 15; THENCE N23'22'33'E, A DISTANCE OF 1035.16 FEET, MORE OR LESS, TO THE POINT OF BEGINNING; SAID POINT BEING ON THE SOUTH RIGHT-OF-WAY LINE OF VACATED WEST NEVADA PLACE, FROM WHICH POINT THE NORTHWEST CORNER OF LCT 7 OF SAID BLOCK 38 BEARS N89'59'25'W, A DISTANCE OF 2.40 FEET, MORE OR LESS; THENCE ALONG SAID SOUTH RIGHT-OF-WAY LINE, S89'59'25'E, A DISTANCE OF 30.00 FEET; THENCE S00'00'50'W, A DISTANCE OF 108.10 FEET; THENCE, S29'49'36'E, A DISTANCE OF 5.11 FEET, MORE OR LESS, TO A POINT ON THE WEST LINE OF A VACATED NORTH-SOUTH ALLEY IN SAID BLOCK 38; THENCE, ALONG SAID WEST LINE, S00'00'50'W, A DISTANCE OF 18.92 FEET, MORE OR LESS, TO A POINT ON THE NORTH LINE OF A VACATED EAST-WEST ALLEY IN SAID BLOCK 38; THENCE ALONG SAID NORTH LINE, N89'59'20'W, A DISTANCE OF 35.11 FEET; THENCE NOO'00'50'E, A DISTANCE OF 123.03 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 3777 SQUARE FEET, MORE OR LESS.

Sund a Some CERTIFICATION: REGISTERED LAND SURVEYOR Bearings are based on the East line of the NV1/4 SE1/4 NW1/4 of Section 15 being NC0'50"51"W.

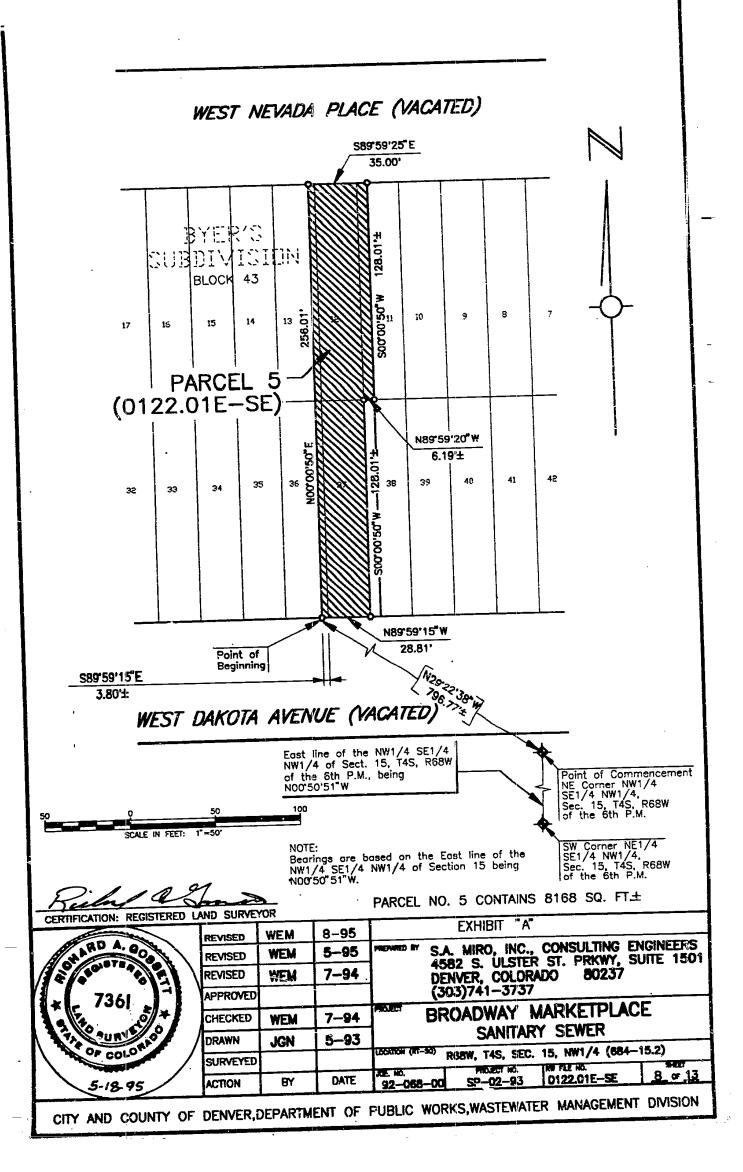
	REVISED	WEM	8-95.	EXHIBIT "A"		
ARD A. GO	REVISED	WEM	5-93	" S.A. MIRO, INC., CONSULTING ENGINEERS		
CT TOUTE OF	REVISED	WEM	9-94	4582 S. ULSTER ST. PRKWY, SUITE 150 DENVER, COLORADO 80237		
7361	APPROVED		İ	(303)741-3737		
* 5	CHECKED	WEM	9-94	BROADWAY MARKETPLACE		
SURY	DRAWN	JGN	5-93	SANITARY SEWER		
OF COLO	SURVEYED	-		R85W, T4S, SEC. 15, NW1/4 (584-15.2)		
5-18-95	ACTION	BY	DATE	92-4068-00 SP-402-93 RV FLE NO. Sect 3. or 13.		

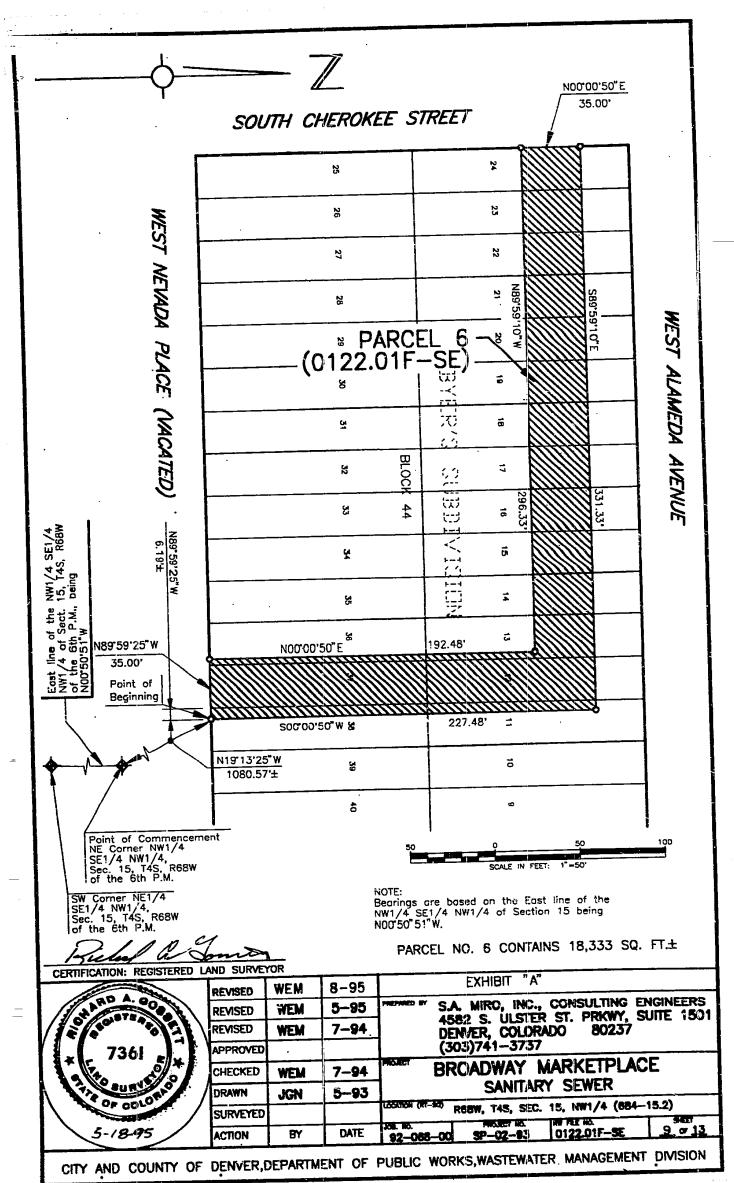




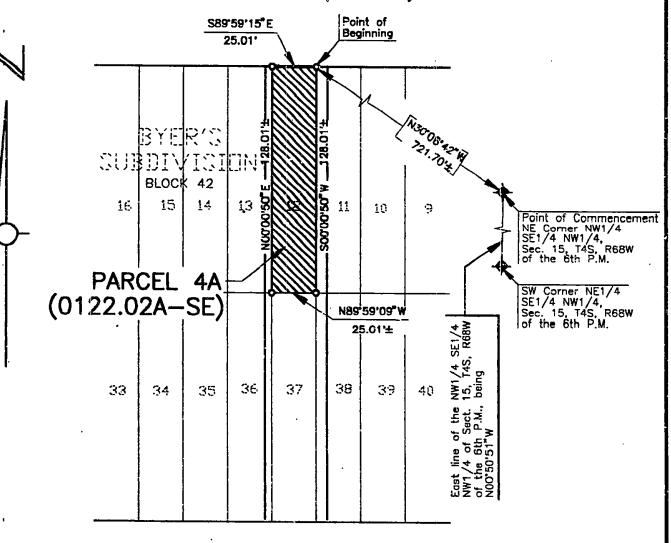


## WEST DAKOTA AVENUE (VACATED) S89"59"15"E S89"59"15"E 6.19 3.80'± BYER(S SUBDIVISION BLOCk 42 256.02\* 14 16 15 10 S89 59 09" E PARCEL 25.01'± (0122.01D-SE)∰ NOCOO'SO'E, ည့် S000 85000 39 40 33 34 35 N89"59'04"W Point of 35.001 Beginning N4542:30'W S89'59'04"E 3.81'± WEST ALASKA PLACE (VACATED) East line of the NW1/4 SE1/4 NW1/4 of Sect. 15, T4S, R68W of the 6th P.M., being NO0'50'51"W Point of Commencement NE Corner NW1/4 SE1/4 NW1/4, Sec. 15, T4S, R68W of the 6th P.M. SW Corner NE1/4 SE1/4 NW1/4, Sec. 15, T4S, R68W of the 6th P.M. NOTE: Bearings are based on the East line of the NW1/4 SE1/4 NW1/4 of Section 15 being N00'50" 51" W. PARCEL NO. 4 CONTAINS 5759 SQ. FT.± CERTIFICATION: REGISTERED LAND SURVEYOR RD A equ EXHIBN "A" S.A. MIRO, INC., CONSULTING ENGINEERS 4582 S. ULSTER ST. PRKWY, SUITE 1501 DENVER, COLORADO 80237 REVISED WEM 5-95 REVISED 7-94 WEN APPROVED (303)741-3737 CHECKED BROADWAY MARKETPLACE WEM 7-94 SANITARY SEWER DRAWN **JGN** -93 R68W, T4S, SEC. 15, NW1/4 (684-15.2) SURVEYED PHOLET NO. N 712 III 5-18-95 ACTION DATE SP-C2-93 0122.01D-SE 7 or 13 92-066-00 CITY AND COUNTY OF DENVER, DEPARTMENT OF PUBLIC WORKS, WASTEWATER MANAGEMENT DIVISION





# WEST DAKOTA AVENUE (VACATED)



# WEST ALASKA PLACE (VACATED)

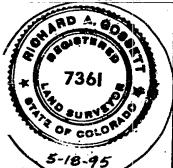


NOTE:

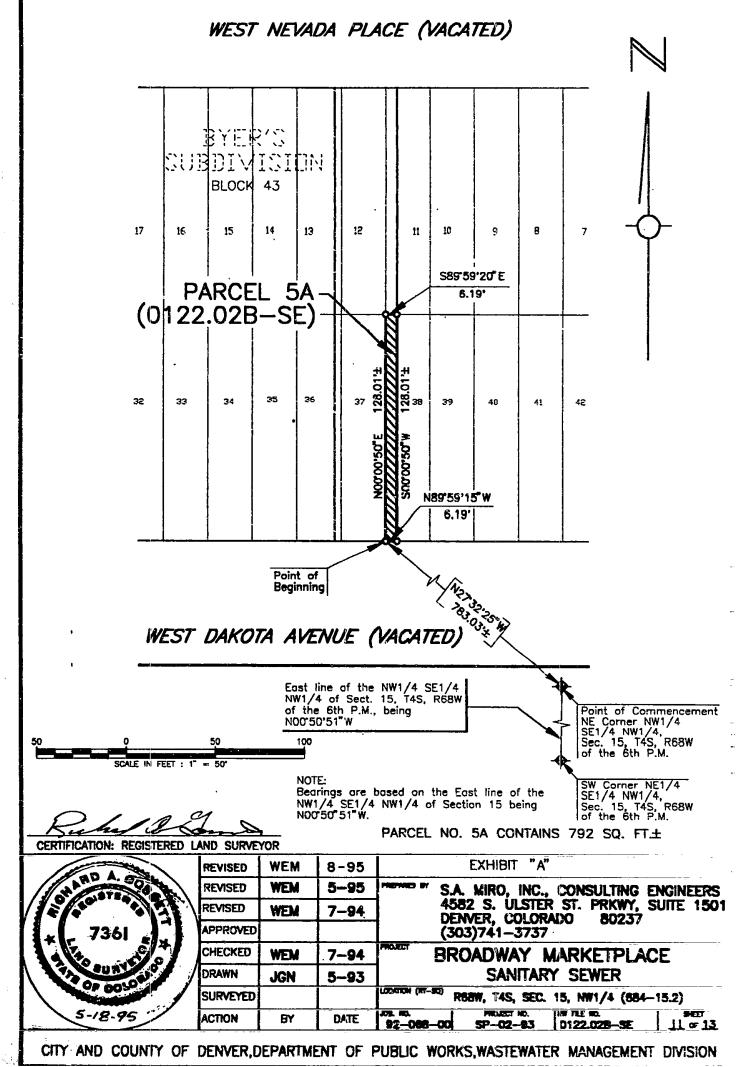
Bearings are based on the East line of the NW1/4 SE1/4 NW1/4 of Section 15 being N00°50"51"W.

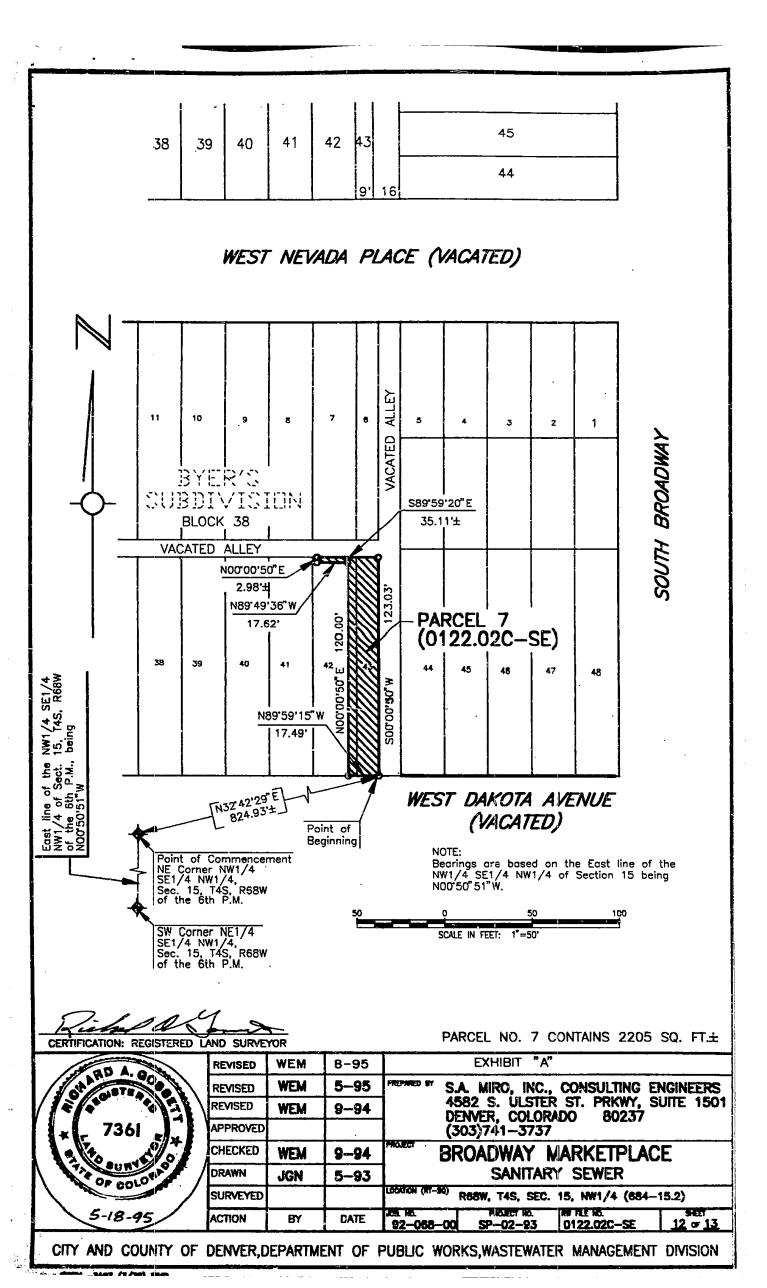
CERTIFICATION: REGISTERED LAND SURVEYOR

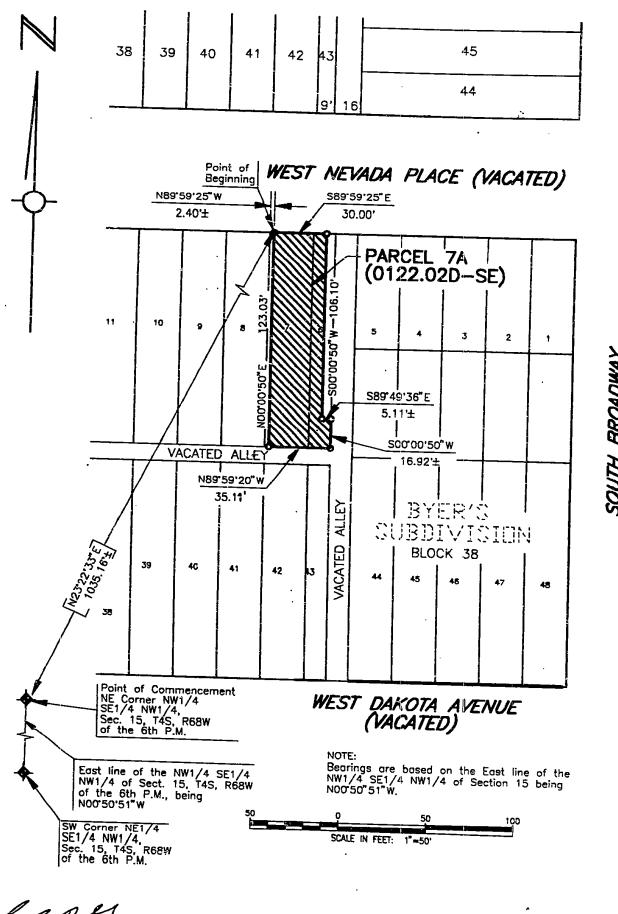
PARCEL NO. 4A CONTAINS 3202 SQ. FT.±



	REVISED	WEM	8-95	EXHIBIT "A"					
	REVISED	WEM	5-95	MONRO BY S.A. MIRO, INC., CONSULTING ENGINEER					
\	REVISED	WEM	7-94	4582 S. ULSTER ST. PRKWY, SUITE 1501 DENVER, COLORADO 80237					
1	APPROVED			(303)741-3737					
	CHECKED	WEM	7-94	BROADWAY MARKETPLACE					
/	DRAWN	JGN	5-93	SANITARY SEWER					
٠.	SURVEYED			1358168 (NT-80) R68W, T4S, SEC. 15, NW1/4 (684-15.2)					
	ACTION	BY	DATE	92-068-00 SP-02-93 0122.02A-SE 10 or 13					









PARCEL NO. 7A CONTAINS 3777 SQ. FT.±

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A THE OF C	NY STOOM
5-19	.95

	REVISED	WEM	8-95	EXHIBIT "A"					
	REVISED	WEM	5-95	FROMED BY S.A. MIDO INC. OCINICIA TRAIN.					
	REVISED	WEM	9-94	S.A. MIRO, INC., CONSULTING ENGINEERS 4582 S. ULSTER ST. PRKWY, SUITE 1501					
	APPROVED			DENVER, COLORADO 80237 (303)7413737					
į	CHECKED	WEM	9-94	BROADWAY MARKETPLACE					
/	DRAWN	JGN	5-93	SANITARY SEWER					
į	SURVEYED			(MT-SE) R85W, T4S, SEC. 15, NW1/4 (884-15.2)					
	ACTION	BY	DATE	108, 10, MOJEC NO. MI FIE NO. SHET					
				32 000 50 02-93   0122.020-\$€   13 o 13					