

**RESOLUTION NO.** \_\_\_\_\_ It was moved by Commissioner \_\_\_\_\_ and duly seconded by Commissioner \_\_\_\_\_ to approve and accept, upon recommendation of the County's Engineering Services Division and Director of the Public Works and Development Department, the Drainage Easement Agreement within Cherry Creek granted by City and County of Denver, and to authorize the Board Chair to sign said Easement, granting an interest in the following real property:

**LEGAL DESCRIPTION – EASEMENT:**

A portion of that parcel Quit Claimed to the City and County of Denver filed September 30, 2019 at Reception Number 2019134775, in Section 28, Township 4 South, Range 67 West of the Sixth Principal Meridian, City and County of Denver, Colorado, described as follows:

Note:

1. The Basis of Bearings is the south line of that parcel described in Quit Claim Deed filed at Reception Number 2019134775, as monumented with an aluminum cap PLS 16398 at the east end and a brass cap PLS 16398 at the west end and bears S 89°48'09" W.

Commencing at the southwest corner of said parcel described in Quit Claim Deed filed at Reception Number 2019134775, a brass cap PLS 16398; Thence N 26°47'11" W, along the westerly line of said parcel filed at Reception Number 2019134775, a distance of 42.65 feet, more or less, to the southeast corner of Parcel No. 1 of that Easement to Arapahoe County filed December 19, 1985 in Book 4626 at Page 494 and the POINT OF BEGINNING;

Thence N 26°47'11" W, continuing along said westerly line, a distance of 161.10 feet to a point of curvature;

Thence along a curve to the left a distance of 99.56 feet, continuing along said westerly line, said curve having a radius of 370.20 feet, a delta angle of 15°24'29" and a chord distance of 99.26 feet which bears N 34°25'52" W;

Thence N 28°09'00" W, departing said westerly line, a distance of 44.45 feet;

Thence N 29°12'48" E a distance of 308.22 feet;

Thence S 60°47'12" E a distance of 25.00 feet;

Thence S 29°12'48" W a distance of 294.54 feet;

Thence S 28°09'00" E a distance of 278.50 feet, more or less, to a point on the southeasterly line of said Parcel No. 1 Easement;

Thence S 28°09'22" W, along said southeasterly line, a distance of 21.60 feet to the POINT OF BEGINNING.

Containing 0.291 acres or 12,662.62 square feet, more or less.

The Easement shall be used in connection with Arapahoe County Case No.EE19-028, Cherry Creek Corridor Improvements, and is accepted for the easement purposes expressed in the instrument.

Except as expressly stated in the instrument, Arapahoe County does not accept any other interest in the property, including any responsibility for maintenance, repair, decontamination, cleanup, or

hazardous material response on any portion of the real estate other than the improvements installed by or for Arapahoe County.

Authorization is hereby given to the Director of the Department of Public Works and Development to execute the subject easement on behalf of the Board of County Commissioners.

The vote was:

Commissioner Baker, [yes, no, or Absent and Excused]; Commissioner Holen, [yes, no, or Absent and Excused]; Commissioner Jackson, [yes, no, or Absent and Excused]; Commissioner Sharpe, [yes, no, or Absent and Excused]; Commissioner Warren-Gully, [yes, no, or Absent and Excused]

The [Chair or Chair Pro-Tem] declared the motion carried and so ordered.