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THIS INDENTURE, Made this 1st day of June, 1959, WITNESSETH:
That THE COLORADO AND SOUTHERN RAILWAY COMPANY, a corporation incorporated and existing under the laws of the State of Colorado, party of the first part, for and in consideration of the sum of One and No/100 Dollars (\$1.00) to it in hand paid by the Grantee, named below, the receipt whereof is hereby acknowledged, has granted and conveyed, and does hereby grant and convey to THE DEPARTMENT OF HIGHWAYS OF THE STATE OF COLORADO, party of the second part, the permanent right, privilege, and easement to locate, construct, use, and maintain a highway grade separation structure and overpass over and above the parcel of land located in the City and County of Denver, State of Colorado, and described on the print, dated February 3, 1959, attached hereto and made a part hereof (and on which said parcel of land is shown hatched and tinted in yellow) together with the permanent right, privilege, and easement to locate, construct, use, and maintain all piers, foundations, abutments, and supports on said parcel of land as may be necessary for said grade separation structure and overpass.

Said grant and conveyance, however, is hereby made expressly subject to each of the following reservations, provisions, and conditions, to each of which the party of the second part hereby agrees by accepting this deed, to-wit:

Reserving to the party of the first part for itself, its successors, and assigns, the right to use said parcel of land for railroad purposes, and for all other uses whatsoever which are not inconsistent with the rights herein granted, including, but not limited to, the right to maintain, use, and operate the railroad tracks now located thereon, and hereafter to lay down, construct, maintain, use and operate all such additional railroad tracks on said parcel of land as said Railway Company or its successors or assigns from time to time shall elect to construct; and to operate, run, and move all locomotives, cars, and trains upon any and all such tracks now or hereafter constructed.

In the event the use of said parcel of land shall be abandoned for a highway grade separation structure and overpass, all the rights, privileges, and easements hereby granted and conveyed, shall thereby be extinguished and shall thereupon cease to exist, and all of the same shall thereby become merged back into the title of the said Railway Company, or its successors or assigns; and the continuous failure to use said parcel of land for a highway grade separation structure for a continuous period of five (5) years shall be conclusive evidence of the discontinuance of said use.

IN WITNESS WHEREOF said Railway Company has caused this indenture to be executed and to have its seal hereto affixed, by its officers thereunto duly authorized.

Attest:

G. D. Mc Lane
Asst Secretary

THE COLORADO AND SOUTHERN RAILWAY COMPANY
By J. L. Kartheiser
Vice President

APPROVED:

As to Form:

J. C. Stout
Law Department

As to Property Interests:

M. D. Strachan
Land and Tax Department

As to Description:

E. A. Graham
Engineering Department

STATE OF

County of

Lincoln
Cook

ss.

The foregoing instrument was acknowledged before me this 2nd day of June, 1959, by J. L. Kartheiser and G. D. Mc Lane, as Vice President and Asst Secretary, respectively, of The Colorado and Southern Railway Company, a corporation.

R. W. SMITH

My commission expires Notary Public, Cook County, Ill.

Witness my hand and official seal. My Commission Expires March 21, 1961

R. W. Smith
Notary Public

SIDE 271

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S. BROADWAY



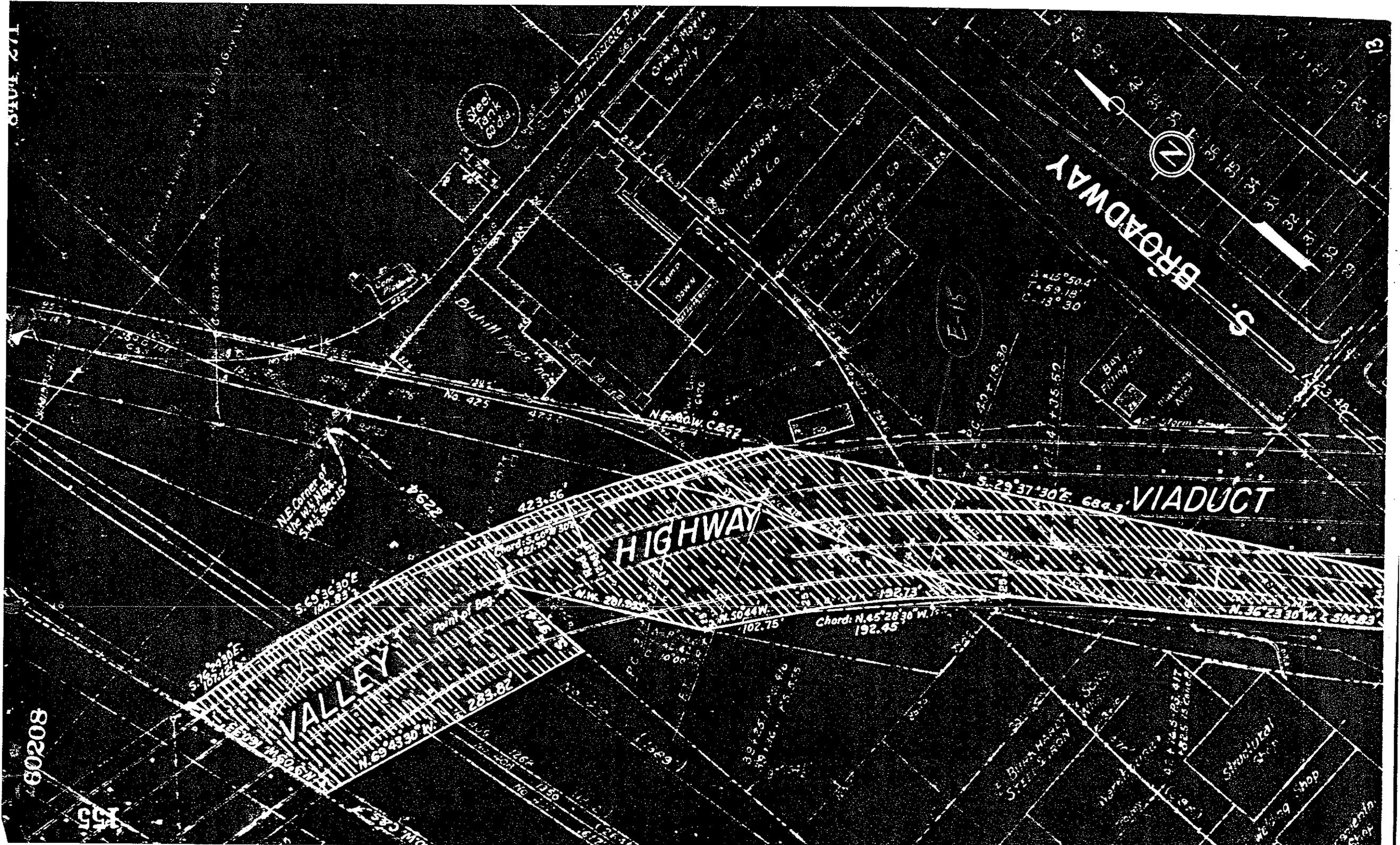
HIGHWAY

VIADUCT

VALLEY

80208

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THE COLORADO AND SOUTHERN RAILWAY COMPANY
 Sketch Showing
 Proposed Easement
 To
 DEPARTMENT OF HIGHWAYS
 STATE OF COLORADO
 For
 Twin Bridges
 Near
 Intersection of Ohio Avenue and South Broadway
 Denver, Colorado
 Scale: 1" = 100'
 Office of Asst. Chief Engineer
 Denver, Colorado February 3, 1959

Legend

 Proposed Easement

Description

A tract or parcel of land in the Northeast Quarter of the Southwest Quarter (NE 1/4, SW 1/4) of Section 15, Township 4 South, Range 68 West of the Sixth P.M., in the City and County of Denver, Colorado, said tract or parcel being more particularly described as follows:

- Beginning at a point on the east line of the West Half of the Northeast Quarter of the Southwest Quarter (W $\frac{1}{2}$, NE 1/4, SW 1/4) of Section 15, Township 4 South, Range 68 West of the Sixth P.M., which is 229.4 feet south of the northeast corner of the West Half of the Northeast Quarter of the Southwest Quarter (W $\frac{1}{2}$, NE 1/4, SW 1/4) of Section 15;
1. Thence southerly on the east line of the West Half of the Northeast Quarter of the Southwest Quarter (W $\frac{1}{2}$, NE 1/4, SW 1/4) of Section 15, a distance of ninety-seven and forty-four hundredths (97.44) feet;
 2. Thence N. 69° 43' 30" W., a distance of 283.82 feet, to a point on the west right of way line of The Colorado and Southern Railway Company;
 3. Thence N. 9° 09' W., a distance of 160.33 feet, to a point on the west right of way line of The Colorado and Southern Railway Company;
 4. Thence S. 76° 24' 30" E., a distance of 107.12 feet;
 5. Thence S. 69° 36' 30" E., a distance of 100.83 feet;
 6. Thence southeasterly on the arc of a curve to the right with a radius of 1,298.33 feet, distance of 423.56 feet, (the chord of which arc bears S. 60° 18' 30" E., a distance of 21.70 feet), to a point on the northeast right of way line of The Colorado and Southern Railway Company as described in a deed of Alvin B. Daniels to The Continental Trust Company, trustee, on September 1, 1908 and recorded September 10, 1908 in Book 1967, page 259 in the records of the Clerk and Recorder's Office of the City and County of Denver;
 7. Thence S. 29° 37' 30" E., a distance of 684.30 feet, along the northeast right of way line of The Colorado and Southern Railway Company, to a point on the west property line of roadway;
 8. Thence S. 0° 26' E., a distance of eighty-one and twenty hundredths (81.20) feet, more or less, along the west property line of Broadway to the center line of Connors Branch Track now constructed;
 9. Thence northwesterly along the center line of the Connors Branch Track to a point that is twenty-five (25) feet southwesterly from, measured on a normal to, the southwest curb of the Broadway Ramp. (Point 9, bears N. 36° 23' 30" W., a distance of 506.83 feet from Point 8);
 10. Thence northwesterly, and parallel to the southwest curb of the Broadway Ramp, along the arc of a curve a distance of 192.73 feet (the chord of which arc bears N. 45° 28' 30" W., distance of 192.45 feet);
 11. Thence N. 50° 44' W., and parallel to the southwest curb of the Broadway Ramp, a distance of 102.75 feet, to a point on the southwest right of way line of The Colorado and Southern Railway Company as described in a decree of condemnation of Alvin B. Daniels to the Denver and New Orleans Railroad Company on June 22, 1883, and recorded in the records of the Clerk and Recorder's Office of the City and County of Denver on April 30, 1890;
 12. Thence northwesterly a distance of 201.93 feet, more or less, along The Colorado and Southern Railway Company's right of way line, to the point of beginning.