

Department of Public Works

Permit Operations and Right of Way Enforcement 201 W. Colfax Avenue, Dept. 507

Denver, CO 80202

P: 720-865-2782 F: 720-865-3280

www.denvergov.org/pwprs

REQUEST FOR RESOLUTION TO DEDICATE PUBLIC RIGHT-OF-WAY

TO:

Karen Walton, City Attorney's Office

FROM:

Robert J. Duncanson P.E., Engineering Manager II

Right-of-Way Services

DATE:

November 4, 2014

ROW #:

2014-0051-30

SCHEDULE #: N/A

TITLE:

This request is to dedicate a City owned land as Public Alley.

Located near the intersection of 33rd and Pecos.

SUMMARY:

Request for a Resolution for laying out, opening and establishing certain real property as part of the

system of thoroughfares of the municipality; i.e. as Public Alley.

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

Therefore, you are requested to initiate Council action to dedicate a parcel of existing City owned land for Public Right-of-Way purposes as Public Alley. The land is described as follows.

INSERT PARCEL DESCRIPTION ROW (2014-0051-30-001) HERE.

A map of the area to be dedicated is attached.

RD/AG/BLV

cc: Asset Management, Steve Wirth

City Councilperson & Aides, Montero District # 9

City Council Staff, Gretchen Williams Environmental Services, David Erickson

Public Works, Manager's Office, Alba Castro

Public Works, Manager's Office, Nancy Kuhn

Public Works, Right-of-Way Engineering Services, Rob Duncanson

Department of Law, Karen Aviles

Department of Law, Brent Eisen

Department of Law, Karen Walton

Public Works Survey, Ali Gulaid

Public Works Survey, Paul Rogalla

Owner: City and County of Denver

Project file folder 2014-0051-30

ORDINANCE/RESOLUTION REQUEST

Please email requests to Nancy Kuhn at

Nancy.Kuhn@Denvergov.org by NOON on Monday.

All fields must be completed.

Incomplete request forms will be returned to sender which may cause a delay in processing.

					Date of Request:	November 4, 201				
PI	lease mark one:	☐ Bill Request	or	□ Resolution Req		., =0.				
1.	Has your agency	submitted this request in	the last 12	2 months?						
	☐ Yes	⊠ No								
	If yes, please	explain:								
2.	Title: (Include a concise, one sentence description – please include <u>name of company or contractor</u> and <u>contract control number</u> - that clearly indicates the type of request: grant acceptance, contract execution, amendment, municipal code change, supplemental request, etc.)									
		dedicate a City owned lan intersection of 33rd and P		Alley.						
3.	Requesting Agenc	y: PW Right of Way Eng	ineering Se	ervices						
4.	 Contact Person: (With actual knowledge of proposed ordinance/resolution.) Name: Barbara Valdez Phone: 720-865-3153 Email: Barbara.valdez@denvergov.org 									
5.	 Contact Person: (With actual knowledge of proposed ordinance/resolution who will present the item at Mayor-Council and who will be available for first and second reading, if necessary.) Name: Nancy Kuhn Phone: 720-865-8720 Email: Nancy.Kuhn@denvergov.org 									
6.	General description	n of proposed ordinance	including	contract scope of wor	k if applicable:					
	**Please complete enter N/A for that fi	the following fields: (Inco	omplete fiel	lds may result in a delay	v in processing. If a field is i	not applicable, please				
		Control Number: N/A								
	b. Duration:c. Location:	Permanent 33 rd and Pecos								
		Council District: Monter	o Dist. 9							
	e. Benefits:	N/A								
	f. Costs: N	/A								
7.	Is there any contro	versy surrounding this o	ordinance?	(Groups or individuals	s who may have concerns ab	out it?) Please				
	None									
		To be	completed	by Mayor's Legislative	Team:					
SIR	E Tracking Number:			Date	e Entered:					





Project Title: 2014-0051-30 Alley Dedication bounded by 34th 33rd Pecos and Quivas

Description of Proposed Project: This request is to dedicate a City owned land as Public Alley. Located near the intersection of 33rd and Pecos.

Explanation of why the public right-of-way must be utilized to accomplish the proposed project: Dedicating City owned land to Public Right of Way, from the vacant parcel program approved through City Council.

Has a Temp MEP been issued, and if so, what work is underway: N/A

What is the known duration of an MEP: N/A

Will land be dedicated to the City if the vacation goes through: N/A

Will an easement be placed over a vacated area, and if so explain: N/A

Will an easement relinquishment be submitted at a later date: N/A

Additional information: This land was deeded to the City and County of Denver for the purpose of dedicating it as Public Right-of-Way.



PW Legal Description No. 2014-0051-30-001

Two parcels of land located in the Northwest 1/4 of Section 28, Township 3 South, Range 68 West of the Sixth Principal Meridian, City and County of Denver, State of Colorado.

Parcel 1

A parcel of land conveyed by Quit Claim Deed to the City & County of Denver, recorded on the 29th of January 1907 in Book 1750 Page 291 at the City and County of Denver Clerk & Recorder's Office, being more particularly described as follows:

The West (10) Ten feet of Lot Five, Bagley's Subdivision of Lot Three in Block Twelve in H. Witter's North Denver Addition.

Parcel 2

That portion of land conveyed to the City & County of Denver contained within the following deeds: Treasurer's Deed recorded on the 9th of May 1938 in Book 5219 Page 378, Treasurer's Deed recorded on the 9th of May 1938 in Book 5219 Page 380, Treasurer's Deed recorded on the 9th of May 1938 in Book 5219 Page 382 & Treasurer's Deed recorded on the 10th of November 1939 in Book 5358 Page 545, all recorded in the City and County of Denver Clerk & Recorder's Office, being more particularly described as follows:

The West Eight (8) feet of the East One Half (1/2) of Lot Two (2) in Block (12). H. Witter's North Denver Addition.

Public Alley Quivas, Pecos, W. 33rd & W. 34th



Public Alley Parcel 1

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Coly & Courty of Denver	Witnesseth, That the said part 4- of the arst part, for and in Community Dollars,
	to hard said by the said part of the second part, the receipt
for record at 2 o'clock P M.,	whereof is hereby confessed and acknowledged, had remised, released, sold, conveyed and quit-claimed, and by these presents do for remise, release, sell, convey and quit-claim unto the said fully and Country and by these presents do for remise, release, sell, convey and quit-claim unto the said fully and Country and by these presents do for remise, release, sell, convey and quit-claim unto the said fully and Country and by these presents do for remise, release, sell, convey and quit-claim unto the said fully and Country and the said fully and the sai
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Know all Men by these Presents, That, whereas, the following described several parcels of real property, viz.:
Und'vided One Helf (1/2) of North Sixty-Two and One-Third (62 1/3') feet)
of West Eight (8') feet of East One Helf (1/2) of Lot Two (2), in Block
Twelve (12), H. Witter's North Denver Addition.
Twelve (12), H. Witter's North Denver Addition.
Undivided One Helf (1/2) of West Four (4') feet of West Eight (8') feet of
Eest One Helf (1/2) of Lot Two (2), in Block Twelve (12), H. Witter's
North Denven Addition situated in the City and County of Denver, and State of Colorado, were subject to taxation for the year A.D. 1933... and whereas, the taxes separately assessed upon said several parcels of real property for the year aforesaid, remained due and unpaid at the date of the sale hereinafter named; and whereas, the Manager of Revenue ex-officio Treasurer of the said City and County of Denver, did on the 26th day of November A. D. 19.35, by virtue of the authority vested in him by law, at (an adjourned sale) the sale begun and publicly held on the 19th day of November A. D. 19.35 expose to public sale separately, at the office of the Manager of Revenue ex-officio Treasurer, in the City and County aforesaid, in substantial conformity with the requirements of the statute in such case made and provided, the said several parcels of real property above described, for the payment of the taxes, interest and costs then due and remaining unpaid on the said several parcels of real property; and whereas, at the time and place aforesaid. of the City and County of State of Colorado, having separately bid on all of the above described several parcels of property, in all amounting to the sum of Dollars, and Cents, being the whole amount of taxes, interest and costs then due and remaining unpaid upon said several parcels of real property, for that year; and the said having offered in......said several bids to accept interest upon the said several sum.... at the rate of per cent. per annum for the first six months and at the rate of per cent. per annum for the next six months, and at the rate ofper cent. per annum for the second year, and at the rate of per cent. per annum for the third year, and the said rate of interest being the lowest rate of interest at which any person offered to pay the said taxes, interest and costs so due upon the said several parcels of property for that year, and payment of the said sum having been made by to the said Manager of Revenue ex-officio Treasurer, the said several parcels of property were stricken off to at that price. and State of did on the AND, WHERPAS, The said did on the day of AND. AND. 19 duly assign the certificates of the sale of the several parcels of property as aforesaid, and all rights, title and interest in and to said parcels of property of the City and County of the City and City AND, WHEREAS, At the sale so held as aforesaid by the Manager of Revenue exofficio Treasurer, no bids were offered or made by any person or persons for the said several parcels of property, and no person or persons having offered to pay the said taxes, interest and costs upon the said several parcels of property for that year, and the Manager of Revenue, ex-officio Treasurer having become satisfied that no sale of said several parcels of property could be had, therefore the said several parcels of property were, by the then Manager of Revenue ex-officio Treasurer of the said City and County of Denver, stricken off to the said City and County of Denver, and the certificates of sale were duly issued therefor to the said Gity and County of Denver in accordance with the statute in such case made and provided. AND, WHEREAS, The said Gity and County of Denver, acting by and through its Manager of Revenue ex-officio Treasurer, and in conformity with an order of the Board of Equalization, sitting and acting as a Board of County Commissioners of the City and County of Denver, duly entered of record on the day of ______, A. D. 19. _____, did duly assign the certificates of sale of the said several parcels of property, so issued as aforesaid to said City and County, and all its rights, title and interest in said several par-AND, WHEREAS, The said City end County of Denver has baid subsequent taxes on said several parcels of property in the amount of (\$1.43) One Dollars and. Forty-Three Cents, and whereas, more than three years have elapsed since the date of the said sale, and the said several parcels of property, or any part thereof, have not been redeemed therefrom as

provided by law.

AND, WHEREAS, The said several parcels of property were separately assessed for that year at a sum of less, or more than one hundred dollars.

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NO.350781- RECORDED 12.15 P.M.MAY 9,1938

ALBERT C. MUNSON. RECURDER.

Know all Men by these Presents, That, whereas, the following described real property,

Undivided One Half (1/2) of East Four (4) feet of West Eight (5) feet of East One Helf (1/2) of Lot (2), in Block Twelve (12). H. Witter's North Denver Addition

situate in the City and County of Denver, and State of Colorado, was subject to taxation for the year A. D. 19. 25; and whereas, the taxes assessed upon said real property for the year aforesaid, remained due and impaid at the date of the sale hereinafter named; and whereas, the Manager of Revenue ex-officio Treasurer of the said City and County of Denvended in the said City and Ci the said City and County of Denver, did on the 23rd day of November A. D. 1926 by extruct of the authority vested in him by law, at (an adjourned sale) the sale begun and publicly held on the 16th day of November A. D. 1926 expose to public sale, at the office of the Manager of Revenue, exofficio Treasurer, in the City and County aforesaid, in substantial conformity with the require ments of the statute in such case made and provided, the said real property above described, for the payment of the taxes, interest and costs then due and remaining unpaid on the said real property; and whereas, at the time and place aforesaid. City and County of above above months, and at the rate of per cent, per annum for the second year, and at the rate of per cent. per annum for the third year, and the said rate of interest, being the lowest rate of interest at which any person offered to pay the said taxes, interest and costs so due upon the said property for that year, and payment of the said sum having been made by to the said Manager of Revenue ex-officio Treasurer, the said property was stricken off to at that price. AND. WHEREAS, The said A.D. 19......, duly assign the certificate of the sale of property as aforesaid, and all rights, title and interest in said property to of the City and County of..... and all rights, title and interest in and to said property to and State of AND. WHEREAS, At the sale so held as aforesaid by the Manager of Revenue ex-officio Treasurer, no bids were offered or made by any person or persons for the said property, and no person or persons having offered to pay the said taxes: interest and costs upon the said property for that year, and the Manager of Rev enue ex-officio Treasurer having become satisfied that no sale of said property could be had, therefore the said property was by the then Manager of Revenue exofficio Treasurer of the said City and County of Denver, erricken off to the said City and County of Denver, and the certificate of sale was duly issued therefor to the said City and County of Demer in accordance with the statute in such case made and provided. ND. WHEREAS. The said City and County of Denver, acting by and through its Manager of Reveny ex-officio Treasurer, and in conformity with an order of the Board of Equalization, sitting and acting as a Board of County Commissioners of the City and County of Denver, duly entered of record on the as aforesuid to said City and County, and all its rights, title and interest in said property held by virtue of said of the Cuy and County of for the sum of Dollars and Dollars and AND. WHEREAS. The said did on the day of And And Day assign the certificate of the sale of the said propcrty as aforesaid, and all rights, title and interest in and to said property to of the City and County of and State of and State of AND WHEREAS. The said Gity and County of Denver has paid subsequent taxes of the City and County of Gents; and whereas, more than three years have elapsed since the date of the said sale and the said property, or any part thereof, have not been redeemed therefrom as provided by law.

AND, WHEREAS. The said property property assessed for that year at a sum of less, or more than one hundred dollars. AND. WHEREAS. All of the provisions of the statutes prescribing prerequisites to obtaining tax deeds have been fully complied with, and are now of record, and filed in the office of the Manager of Revenue, exofficio Treasurer of said City and County of Denver.

of Revenue, ex-officio Treasurer of the City and County of in such case inade and provided, have granted, bargained and sell the above and foregoing described real estate unto the sai	sold and hy these by	and by virtue of tesents do grant, ba	he statute orgain and
rights of redemption by minors, insane persons, or idiots, pro IN WITNESS WHEREOF, I, F. F. Will ex-officio Treasurer of the City and County of Denver, as a	s and assigns, forever vided by law.	hiest to Special or Im Manager of	Revenue,
hereunto set my hand and seal this 22nd day of Manager of Rev	hue, ex-officio Treasurer	of the City and County	(SEAL)
		JAN SESEN	LE N
STATE OF COLORADO,	4	0 01011	2
City and County of Denver, Sss. I hereby certify that before me			Public in
I hereby certify that before me	inty at the date of ixed to the foregoing of the said City and	the execution of deed, and who exel County, and who	the above ecuted the acknowl
of said City and County, for the purposes therein expressed. Given under my hand and official seal, this 22ndda	11 1000 500 500 500	Topical and the state of the	- 12 A January
My commission expires. March 26th. 1942.	alohale	dite.	
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ALBERT C.MONSON. RECORDER.

Know all Men by these Presents, That whereas, the following described real property

Undivided One Helf (1/2) of West Eight (8) feet of East One Half (1/2) of Lot Two (2) in Block Thelys (12). H. Witter's North Denver Addition

situate in the City and County of Denver, and State of Colorado, was subject to taxation for the year. A. D. 1929; and whereas, the taxes assessed upon said real property for the year aforesaid, remained due and unpaid at the date of the sale hereinafter named; and whereas, the Manager of Revenue exofficio Treasurer of the said City and County of Denver, did on the 8th day of December ... A. D. 19.33 by virtue of the authority vested in him by law, at (an adjourned sale) the sale begun and publicly held on the 21 st. day of November. A. D. 19: 33. expose to public sale, at the office of the Manager of Revenue, ex-officio Treasurer, in the City and County aforesaid, in substantial conformity with the requirements of the statute in such case made and provided, the said real property above described, for the payment of the taxes, interest and costs then due and remaining unpaid on the said real property; and whereas, at the time inhaid upon said real property, for that year and the said.

having offered in said bid to accept interest upon the said sum at the rate of per cent. per annum for the first six months and at the rate of per cent. per annum for the next six months, and at the rate of per cent. per annum for the heat of per cent. per cent, per annum for the third year, and the sold rate of interest being the lowest rate of interest at which any person offered to pay the said taxes, interest and costs to due upon the said property for that year, and payment of the said sum having been made by too the said property was stricken off to at that price. AND, WHEREAS, The said did on the day of A. D. 19 duly assign the certificate of the sale of property as aforesaid, and all rights, title and interest in said property to A. D. 19...... duly assign the certificate of sale of property as aforesaid and all rights, title and interest in and to said property to.... of the City and County of AND. WHEREAS, At the sale so held as aforesaid by the Manager of Revenue ex-officio Treasurer; no hids were offered or made by any person or persons for the said property, and no person or persons having offered to pay the said taxes, interest and costs upon the said property for that year, and the Manager of Revcine ex-officio Treasurer having become satisfied that no sale of said property could be had, therefore the said property was by the then Manager of Revenue exofficio Treasurer of the said City and County of Denver, stricken off to the said City and County of Denver, and the certificate of sale was duly issued therefor to the said City and County of Denver in accordance with the statute in such case made and provided. AND WHEREAS. The said City and County of Denver, acting by and through its Manage ex-officio Treasurer, and in conformity with an order of the Board of Equalization, sitting and acting as a Board of County Commissioners of the City and County of Denver, duly entered of record on the as aforesaid to said City and County, and all its rights, title and interest in said property held by writtee of said sale to of the City and County of of the City and County of and State of Dollars and Cents. day of _______ A.D. H. duly assign the certificate of the sale of the said property as aforesaid, and all _______ of the City and County of ______ and State of ______ AND WHEREAS. The said. aid property in the amount of and Sixty-Sevan Cents; and whereas, more than three years have elapsed since the date of the said sale, and the said property, or any pare thereof, have not been redeemed therefrom as provided by law.

AND, WHEREAS. The said property.

property.

assessed for that year at a sum of less, or shore than one hundred dollars. AND WHEREAS. All of the provisions of the statutes prescribing prerequisites to obtaining tax deeds have been fully complied with, and are now of record, and filed in the office of the Manager of Revenue, ex officio Treasurer of said City and County of Denver.

NOW THEREFORE, I. F. E. Wilson Manager of Revenue, ex-officio Treasurer of the City and County of Denver, for and in consideration of the stim paid to the Manager of Revenue, exofficio Treasurer of the City and County of Denver, as aforesaid, and by virtue of the statute in such case made and provided have granted, bargained and sold and by these presents do grant, bargain and sell the above and foregoing described real estate unto the said City and County of Denver 1168 heirs and assigns, forever, subject, however, to all the rights of redemption by minors, insane persons, or idiots, provided by law. and subject to Special or Imp.

IN WITNESS WHEREOF, I, F. E. WILSON Manager of Manager of Revenue, day of April hereunto set my hand and seal this 22nd STATE OF COLORADO, City and County of Denver, I hereby certify that before me......Alpha E and for said City and County, personally appeared the above named F. E. Wilson Manager of Revenue, ex-officio Treasurer of said City and County, personally known to me to be the Manager of Revenue, ex-officio Treasurer of said City and County at the date of the execution of the above conveyance, and to be the identical person whose name is affixed to the foregoing deed, and who executed the above conveyance as Manager of Revenue, exofficio Treasurer of the said City and County, and who acknowledged the execution of the same to be his voluntary act and deed as Manager of Revenue, ex-officio. Treasurer of said City and County, for the purposes therein expressed.

Given under my hand and official seal, this 22nd day of. My commission expires. March 26th. Notary Public, City and County of Denver, Colorado.

SECTIONAL PARTY IN THE PARTY OF THE SECTION OF THE

- ALBERT C. MONSON. RECURDER.

Know all Men by these Presents, That, whereas, the following described real property.

Plat. theres, the sale of which the real property hereinafter described was sold for delinquied toxes could not be held on a before the county that the theory of the first pure real that the sale of the sale of

situate in the City and County of Denver, and State of Colorado, was subject to taxation for the year A.D.

19.15; and whereas, the taxes assessed upon said real property for the year aforesaid, remained due and impaid at the date of the sale hereinafter named; and whereas, the Manager of Revenue exofficio Treasurer of the said City and County of Denver, did on the 24th day of November A.D. 1916 by anytue of the authority vested in him by law, at (an adjourned sale) the sale begun and publicly held on the 20th day of November A.D. 19 16 expose to public sale, at the office of the Manager of Revenue, exofficio Treasurer, in the City and County aforesaid, in substantial conformity with the requirements of the stalute in such case made and provided, the said real property, above described, for the payment of the taxes, interest and costs then due and remaining impaid on the said real property; and whereas, at the time and place aforesaid.

City and County of and State of Colorado, having bid on the above described property, the sum of Dollars, and County of and State of Colorado, having bid on the above based property, the sum of Dollars, and the rate of the said sum at the rate of percent, per annum for the first six months and at the rate of the said sum at the rate of percent, per annum for the first six months and at the rate of the said sum having her made by the said taxes, interest and costs odue upon the said property for that year, and payment of the said sum having her made by to the said Manager of Revenue exofficio Treasurer, the said property was stricken off to at that price.

AND WHEREAS. The said of the City and County of did on the and State of the said of the said.

AND. WHEREAS. At the sale so held as aforesaid by the Manager of Revenue ex-officio Treasurer, no hids were offered or made by any person or persons for the said property, and no person or persons having offered to pay the said taxes, interest and costs upon the said property for that year, and the Manager of Revenue ex-officio Treasurer having become satisfied that no sale of said property could be had, therefore the said property was by the then Manager of Revenue ex-officio Treasurer of the said City and County of Denver, stricken off to the said City and County of Denver, and the certificate of sale was duly issued therefor to the said City and County of Denver with the statute in such case made and provided.

less or more than one hundred dollars.

AND WHEREAS All of the provisions of the statutes prescribing prerequisites to obtaining tax deeds have been fully complied with, and are now of record, and filed in the office of the Manager of Revenue, exofficio Treasurer of said City and County of Denver.

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