



REQUEST FOR RESOLUTION TO DEDICATE PUBLIC RIGHT-OF-WAY

TO: Caroline Martin City Attorney's Office
FROM: Robert J. Duncanson P.E., Engineering Manager II
Right-of-Way Services
DATE: September 20, 2016
ROW #: 2010-Dedication-0040705 **SCHEDULE #:** 0509108051000
TITLE: This request is to dedicate a parcel of land as Public Right of Way as Public alley.
Located near the intersection of W. 4th Ave. and Santa Fe Dr.

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. This parcel(s) of land is being dedicated to the City and County of Denver for Public Right-of-Way, as part of the development project (**Space Gallery**)

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 land for Public Right-of-Way purposes as Public alley. The land is described as follows.

INSERT PARCEL DESCRIPTION ROW # (2010-Dedication-0040705-002) HERE.

A map of the area to be dedicated is attached.

RD/JL:/BLV

cc: Asset Management, Steve Wirth
City Councilperson & Aides, Jolon Clark District # 7
Council Aide Maggie Thompson
Council Aide Anita Banuelos
City Council Staff, Zach Rothmier
Environmental Services, David Erickson
Public Works, Manager's Office, Alba Castro
Public Works, Manager's Office, Angela Casias
Public Works, Right-of-Way Engineering Services, Rob Duncanson
Department of Law, Brent Eisen
Department of Law, Stan Lechman
Department of Law, Adam Hernandez
Department of Law, Caroline Martin
Department of Law, Cynthia Devereaux
Public Works Survey, John Lautenschlager
Public Works Survey, Paul Rogalla
Owner: City and County of Denver
Project file folder 2010-Dedication-0040705

ORDINANCE/RESOLUTION REQUEST

Please email requests to Angela Casias
at angela.casias@DenverGov.org by **12:00 pm 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: September 20, 2016

Please mark one: Bill Request or Resolution Request

1. Has your agency submitted this request in the last 12 months?

Yes No

If yes, please explain:

2. Title: (Include a concise, one sentence description – please include name of company or contractor and contract control number - that clearly indicates the type of request: **grant acceptance, contract execution, contract amendment, municipal code change, supplemental request, etc.**)

This request is to dedicate a parcel of land as Public Right of Way as Public alley.
Located at the intersection of W. 4th Ave. and Santa Fe Dr.

3. Requesting Agency: Public Works – Right-of-Way Services / Survey

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: Angela Casias
- Phone: 720-913-8529
- Email: Angela.Casias@denvergov.org

6. General description/background of proposed ordinance including contract scope of work if applicable:

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. This parcel(s) of land is being dedicated to the City and County of Denver for Public Right-of-Way, as part of the development project (Space Gallery)

****Please complete the following fields:** (Incomplete fields may result in a delay in processing. If a field is not applicable, please enter N/A for that field – please do not leave blank.)

- a. Contract Control Number: N/A
- b. Contract Term: N/A
- c. Location: W. 4th Ave. and Santa Fe Dr.
- d. Affected Council District: Jolon Clark Dist. #7
- e. Benefits: N/A
- f. Contract Amount (indicate amended amount and new contract total): N/A

7. Is there any controversy surrounding this ordinance? (Groups or individuals who may have concerns about it?) Please explain.

None.

To be completed by Mayor's Legislative Team:

SIRE Tracking Number: _____

Date Entered: _____



EXECUTIVE SUMMARY

DENVER
THE MILE HIGH CITY

Project Title: 2010-Dedication-0040705, Space Gallery

Description of Proposed Project: Dedicate a parcel of public right of way as Public Alley.

Explanation of why the public right-of-way must be utilized to accomplish the proposed project: The City and County of Denver was deeded this land to dedicate as Public Right of Way

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

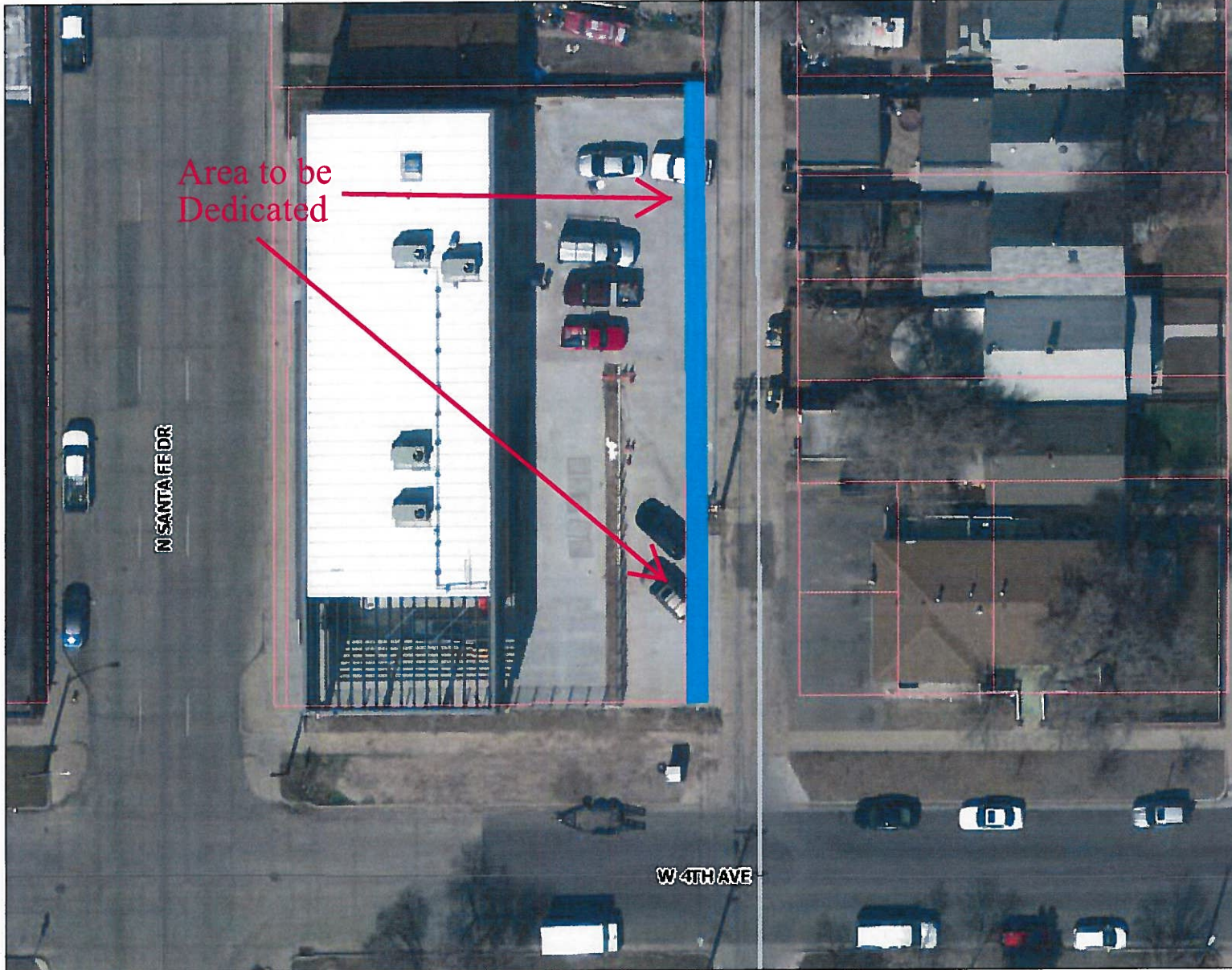
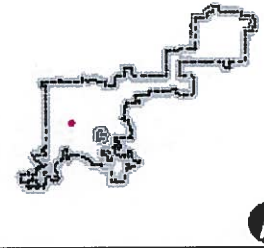
Additional information: This land was deeded to the City and County of Denver for the purpose to dedicate it as Public Right-of-Way, as a part of a development project called, Space Gallery

PW Legal Description No. 2010-0407-05-002

A parcel of land conveyed to the City of Denver by Warranty Deed, recorded on the 17th of January 2012, at Reception No. 2012005698 described as Exhibit "B", in the Clerk & Recorder's Office, City & County of Denver, said parcel of land being located in the Northeast 1/4 of Section 9, Township 4 South, Range 68 West of the Sixth Principal Meridian, City and County of Denver, State of Colorado, and being more particularly described as follows:

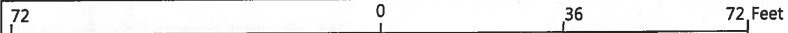
The east 4.00 feet of Lots 8, 9 and 10, Block 7, Sumner's Addition to Denver, City and County of Denver, State of Colorado. Containing 600.60 square feet or 0.0138 acre.

W 4th Ave and Santa Fe



Legend

- Streams
- Irrigation Ditches Reconstructe
(Gardeners)
- Irrigation Ditches
- Streets
- Alleys
- Railroads**
 - + Main
 - + Yard
 - + Spur
 - + Siding
 - + Interchange track
 - + Other
- Bridges
- Rail Transit Stations**
 - Existing
 - Planned
- ▲ Park-N-Ride Locations
- Lakes
- County Boundary
- Parcels
- Parks**
 - Mountain Parks
 - All Other Parks



The City and County of Denver shall not be liable for damages of any kind arising out of the use of this information. The information is provided "as is" without warranty of any kind, express or implied, including, but not limited to, the fitness for a particular use.



2012005698

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01/17/2012 01:11P
RD.00 DO.00

CITY & COUNTY OF DENVER
ASSET MANAGEMENT
201 W. COLFAX AVE DEPT 1010
DENVER, CO 80202

WARRANTY DEED

THIS DEED, is dated JANUARY 17, 2012, and is made between SPACE GALLERY, LLC, A COLORADO LIMITED LIABILITY COMPANY

(whether one, or more than one), the "Grantor," of the * CITY & County of DENVER and State of COLORADO and CITY & COUNTY OF DENVER, A COLORADO MUNICIPAL CORPORATION AND HOME RULE CITY

(whether one, or more than one), the "Grantee," whose legal address is 1437 BANNOCK ST. DENVER, CO 80202

of the CITY & County of DENVER and State of COLORADO

WITNESS, that the Grantor, for and in consideration of the sum of TEN DOLLARS & OTHER GOOD & VALUABLE CONSIDERATION // DOLLARS, (\$ 10.00), the receipt and sufficiency of which is hereby acknowledged, hereby grants, bargains, sells, conveys and confirms unto the Grantee and the Grantee's heirs and assigns forever, all the real property, together with any improvements thereon, located in the CITY & County of DENVER and State of Colorado, described as follows:

FOR A LEGAL DESCRIPTION SEE EXHIBIT "A" ^{AND "B"} ATTACHED HERETO AND MADE A PART OF THIS GENERAL WARRANTY DEED

also known by street address as: and assessor's schedule or parcel number: VACANT LAND

TOGETHER with all and singular the hereditaments and appurtenances thereunto belonging, or in anywise appertaining, the reversions, remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim and demand whatsoever of the Grantor, either in law or equity, of, in and to the above bargained premises, with the hereditaments and appurtenances: TO HAVE AND TO HOLD the said premises above bargained and described, with the appurtenances, unto the Grantee and the Grantee's heirs and assigns forever.

The Grantor, for the Grantor and the Grantor's heirs and assigns, does covenant, grant, bargain, and agree to and with the Grantee, and the Grantee's heirs and assigns: that at the time of the ensembling and delivery of these presents, the Grantor is well seized of the premises above described; has good, sure, perfect, absolute and indefeasible estate of inheritance, in law and in fee simple; and has good right, full power and lawful authority to grant, bargain, sell and convey the same in manner and form as aforesaid; and that the same are free and clear from all former and other grants, bargains, sales, liens, taxes, assessments, encumbrances and restrictions of whatever kind or nature soever, except and subject to: none; or the following matters:

And the Grantor shall and will WARRANT AND FOREVER DEFEND the above described premises, but not any adjoining vacated street or alley, if any, in the quiet and peaceable possession of the Grantee and the heirs and assigns of the Grantee, against all and every person or persons claiming the whole or any part thereof.

IN WITNESS WHEREOF, the Grantor has executed this deed on the date set forth above.

SPACE GALLERY, LLC

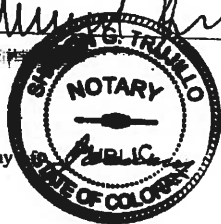
BY: MICHAEL BURNETT

TITLE: Michael Burnett

STATE OF COLORADO

County of

ss.



The foregoing instrument was acknowledged before me this 17th day of JANUARY, 2012, by

Witness my hand and official seal. My commission expires:

MY COMMISSION EXPIRES

ON 09-22-12

Notary Public

*Insert "City and" if applicable.

Name and Address of Person Creating Newly Created Legal Description (§38-35-106.5, C.R.S.)

Asset Mgmt # 12-000
Asset Mgmt # 1-17-12
Red
400 Santa Fe Dr



SCALE 1" = 30'



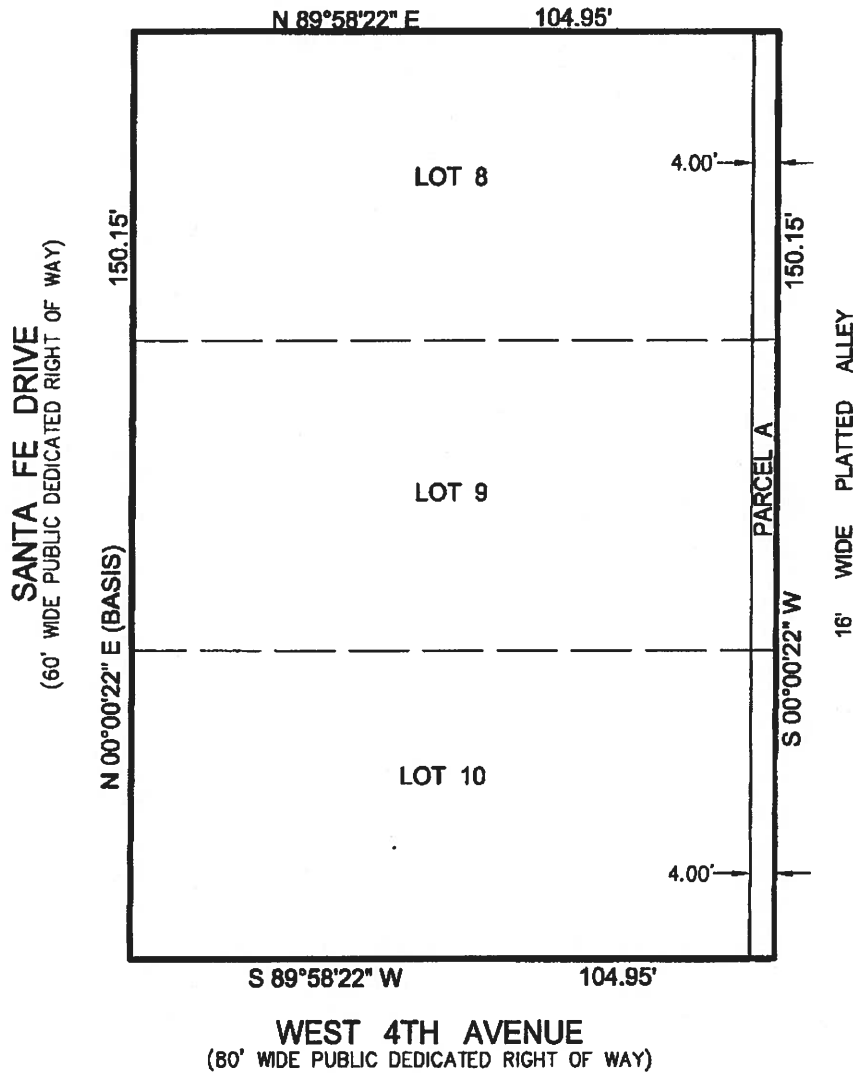
EXHIBIT "B"

NO. 2011-1749.1

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BASIS OF BEARINGS: THE WEST LINE OF LOTS 8, 9 AND 10, BLOCK 7, SUMNER'S ADDITION TO DENVER, AS N 00°00'22" E.

NOTE: THIS EXHIBIT IS FOR INFORMATIONAL PURPOSES ONLY AND DOES NOT PURPORT TO BE A LAND SURVEY PLAT.




PARCEL A:

THE EAST 4.00 FEET OF LOTS 8, 9 AND 10, BLOCK 7, SUMNER'S ADDITION TO DENVER, CITY AND COUNTY OF DENVER, STATE OF COLORADO.

CONTAINING 600.60 SQUARE FEET OR 0.0138 ACRE.

COLORADO ENGINEERING & SURVEYING, INC.

By  _____
 Date NOV 26, 2011

28958

COLORADO REGISTERED SURVEYOR
RONALD W. FLANNERY
NO. 28958