




REQUEST FOR RESOLUTION TO DEDICATE PUBLIC RIGHT-OF-WAY

TO: Ivone Avila-Ponce, City Attorney's Office

FROM: Glen D. Blackburn, P.E., Director, Right-of-Way Services 

DATE: February 14, 2024

ROW #: 2024-DEDICATION-0000030 **SCHEDULE #:** Adjacent to 0221404040000, 0221404013000, 0221403001000, 0221403005000, 0221402018000, and 0221402019000.

TITLE: This request is to dedicate a parcel of land as Public Right-of-Way as West 44th Avenue, located between North Lipan Street and North Inca Street.

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 West 44th Avenue.

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 West 44th Avenue. The land is described as follows:

INSERT PARCEL DESCRIPTION ROW (2024-DEDICATION-0000030-001) HERE.

A map of the area to be dedicated is attached.

GB/PR/BV

cc: Dept. of Real Estate, RealEstate@denvergov.org
City Councilperson Amanda Sandoval District #1
Council Aide Gina Volpe
Council Aide Melissa Horn
Council Aide Alessandra Dominguez
Environmental Services, Andrew Ross
DOTI, Manager's Office, Alba Castro
DOTI, Manager's Office Nicholas Williams
DOTI, Director, Right-of-Way Services, Glen Blackburn
Department of Law, Johna Varty
Department of Law, Martin Plate
Department of Law, Deanne Durfee
Department of Law, Ivone Avila-Ponce
Department of Law, Janet Valdez
DOTI Survey, Paul Rogalla
DOTI Ordinance
Project file folder 2024-DEDICATION-0000030

City and County of Denver Department of Transportation & Infrastructure
Right-of-Way Services
201 W. Colfax Ave. | Denver, CO 80215
www.denvergov.org/doti
Phone: 720-913-1311

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ORDINANCE/RESOLUTION REQUEST

Please email requests to the Mayor's Legislative Team
at [MileHighOrdinance@DenverGov.org](mailto: MileHighOrdinance@DenverGov.org) by 9 a.m. Friday. Contact the Mayor's Legislative team with questions

Date of Request: February 14, 2024

Please mark one: Bill Request or Resolution Request

1. Type of Request:

- Contract/Grant Agreement Intergovernmental Agreement (IGA) Rezoning/Text Amendment
 Dedication/Vacation Appropriation/Supplemental DRMC Change
 Other:

2. **Title:** Dedicate a parcel of land as Public Right-of-Way as West 44th Avenue, located between North Lipan Street and North Inca Street.

3. **Requesting Agency:** DOTI, Right-of-Way Services
Agency Section: Survey

4. Contact Person:

Contact person with knowledge of proposed ordinance/resolution (e.g., subject matter expert)	Contact person for council members or mayor-council
Name: Barbara Valdez	Name: Nicholas Williams
Email: Barbara.Valdez@denvergov.org	Email: Nicholas.Williams@denvergov.org

5. **General description or background of proposed request. Attach executive summary if more space needed:**
Surveyor is requesting a remnant street parcel dedication as West 44th Avenue.

6. **City Attorney assigned to this request (if applicable):**

7. **City Council District:** Amanda Sandoval, District #1

8. ****For all contracts, fill out and submit accompanying Key Contract Terms worksheet****

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: _____

Date Entered: _____

Key Contract Terms

Type of Contract: (e.g. Professional Services > \$500K; IGA/Grant Agreement, Sale or Lease of Real Property):

Vendor/Contractor Name (including any dba's):

Contract control number (legacy and new):

Location:

Is this a new contract? Yes No Is this an Amendment? Yes No If yes, how many? _____

Contract Term/Duration (for amended contracts, include existing term dates and amended dates):

Contract Amount (indicate existing amount, amended amount and new contract total):

<i>Current Contract Amount</i> <i>(A)</i>	<i>Additional Funds</i> <i>(B)</i>	<i>Total Contract Amount</i> <i>(A+B)</i>
<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>

Scope of work:

Was this contractor selected by competitive process? If not, why not?

Has this contractor provided these services to the City before? Yes No

Source of funds:

Is this contract subject to: W/MBE DBE SBE XO101 ACDBE N/A

WBE/MBE/DBE commitments (construction, design, Airport concession contracts):

Who are the subcontractors to this contract?

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: _____

Date Entered: _____

EXECUTIVE SUMMARY

Project Title: 2024-DEDICATION-0000030

Description of Proposed Project: Surveyor is requesting a remnant street parcel dedication as West 44th Avenue from North Lipan Street to North Inca Street.

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 be dedicated as West 44th Avenue

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

What is the known duration of a 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 West 44th Avenue.



Land conveyed by Book 712,
page 131 to be dedicated

Legend

- Streets
- Alleys
- ▭ County Boundary
- ▭ Parcels
- ▭ Lots/Blocks

289 0 144.5 289 Feet

PARCEL DESCRIPTION ROW NO. 2024-DEDICATION-0000030-001:

LEGAL DESCRIPTION – STREET PARCEL:

LAND CONVEYED BY QUIT CLAIM DEED TO THE CITY AND COUNTY OF DENVER, RECORDED ON THE 19TH DAY OF DECEMBER, 1890, AT BOOK 712, PAGE 131 IN THE CITY AND COUNTY OF DENVER CLERK AND RECORDER'S OFFICE, STATE OF COLORADO, DESCRIBED AS FOLLOWS:

LOTS NUMBERED TWO (2) AND TWENTY NINE (29) IN BLOCK NUMBERED ONE (1);
ALSO LOTS NUMBERED TWO (2) AND TWENTY NINE (29) IN BLOCK NUMBERED TWO (2);
ALSO LOTS NUMBERED TWO (2) AND TWENTY NINE (29) IN BLOCK NUMBERED THREE (3);
ALL BEING IN VIADUCT ADDITION TO DENVER.

This Deed, Made this Twenty second day of August in the year of our Lord One Thousand Eight

QUIT CLAIM DEED.

The Denargo Land Company

TO

The City of Denver

Filed for Record at 2:30 o'clock P.M.,

Dec. 19 1892.

Jos. H. Smith Recorder.

Hundred and Ninety... between The Denargo Land Company a corporation organized and existing under and by virtue of the laws of the State of Colorado by N.P. Hill its President and Crawford Hill its Secretary thereto by resolution of its Board of Directors duly authorized of the County of Arapahoe and State of Colorado, of the first part, and The City of Denver a municipal Corporation organized and existing under and by virtue of the laws of the State of Colorado of the County of Arapahoe and State of Colorado, of the second part:

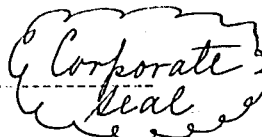
Witnesseth, That the said part... of the first part, for and in consideration of the sum of One Dollar and for the further consideration that the premises herein granted shall always be used only for the purpose of a public highway to the said part... of the first part in hand paid by the said part... of the second part, the receipt whereof is hereby confessed and acknowledged, had... remised, released, sold, conveyed and quit claimed, and by these presents des... remise, release, sell, convey and quit claim unto the said part... of the second part, its successors heirs and assigns forever, all the right, title, interest, claim and demand which the said part... of the first part had... in and to the following described Real Estate situate, lying and being in

the County of Arapahoe and State of Colorado, to-wit: Lots numbered Two (2) and Twenty nine (29) in Block numbered one (1) also lots numbered Two (2) and Twenty nine (29) in Block numbered Two (2); also lots numbered Two (2) and Twenty nine (29) in Block numbered Three (3); all being in Viaduct addition to Denver - the same to be used only for the purposes of a public highway, and to revert to the grantor herein whenever it shall cease to be used.

To Have and to Hold the same, together with all and singular the appurtenances and privileges thereunto belonging, or in anywise thereunto appertaining, and all the estate, right, title, interest and claim whatsoever, of the said part... of the first part, either in law or equity, to the only proper use, benefit and behoof of the said part... of the second part, its successors heirs and assigns forever.

In Witness Whereof, The said part... of the first part hath hereunto set hand and seal the day and year first above written caused its corporate name to be hereunto subscribed by the hand of its President, its Corporate seal to be hereunto affixed and attested by its Secretary, the day and year first above written. Signed, Sealed and Delivered in Presence of

attest: Crawford Hill Secretary



The Denargo Land Company



by N. P. Hill President



STATE OF COLORADO, } SS. COUNTY OF ARAPAHOE, }

I, Thomas Longe

a Notary Public

in and for said County, in the State aforesaid, do hereby certify that N.P. Hill, President and Crawford Hill, Secretary of the Denargo Land Company who are personally known to me to be the person... whose name is subscribed to the foregoing Deed, appeared before me this day in person and acknowledged that they signed, sealed and delivered the said instrument of writing as the free and voluntary act, for the uses and purposes therein set forth, and deed of the Denargo Land Company, for the uses and purposes therein set forth and that the said President had authority from said Company to sign its name and the said Secretary to attach its Corporate seal to said instrument

Given under my hand and Notarial seal this twenty sixth day of August A. D. 1892.



Thomas Longe

Notary Public.

My Commission expires 7th March 1892.