

Department of Public Works

www.denvergov.org/pwprs

Right of Way Services 201 W Colfax Avenue, Dept. 507 Denver, CO 80202 P: 720-865-2782

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:

September 18, 2014

ROW #:

2014-0051-28

SCHEDULE #:

Adjacent to 0509610026000, 0509610014000,

0509610014000, 0509610013000, 0509610022000, 0509610006000 &

0509610023000

TITLE:

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

Located south of W. Ellsworth and west of S. Kalamath.

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 (2014-0051-28-001) HERE.

A map of the area to be dedicated is attached.

RD/BLV

c: Asset Management, Steve Wirth

City Councilperson & Aides, Judy 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

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



EXECUTIVE SUMMARY

Project Title: 2014-0051-28 Dedication Ellsworth and Kalamath

Description of Proposed Project: To dedicate City owned land as Public Alley

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.



ORDINANCE/RESOLUTION REQUEST

Please email requests to Nancy Kuhn at

 $\underline{Nancy.Kuhn@Denvergov.org} \ by \ \textbf{NOON on} \ \underline{Monday}.$

All fields must be completed.

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

Pla	ease mark one:	☐ Bill Request	or	⊠ Dos	olution Request	•	st: September 18, 201	
		111			olution Request			
1.	Has your agency submitted this request in the last 12 months?							
	☐ Yes	⊠ No						
	If yes, please	explain:						
2.	Title: (Include a c - that clearly indica supplemental reque	ites the type of request:	scription – p grant accep	olease includ tance, contr	le <u>name of compan</u> act execution, ame	<u>y or contractor</u> and <u>c</u> endment, municipal co	<u>contract control numbe</u> ode change,	
		edicate City owned lan W. Ellsworth Ave and v						
3.	Requesting Agenc	y: Public Works – Rig	ht-of-Way –	Engineering	g Services			
4.	Name: BarbaPhone: 720-8			ordinance/i	resolution.)			
5.	will be available forName: NancyPhone: 720-86	<i>r first and second readi</i> Kuhn	ng, if necess	ordinance/r <u>ary</u> .)	esolution <u>who will</u>	present the item at M	<u>Mayor-Council and who</u>	
6.	General descriptio	n of proposed ordinar	ice includin	g contract s	scope of work if a	pplicable:		
	**Please complete enter N/A for that fi	the following fields: (In eld.)	ncomplete fie	elds may res	ult in a delay in pr	ocessing. If a field is	s not applicable, please	
	a. Contract (Control Number: N/	A					
	b. Duration:	Permanent						
	c. Location:	South of W. Ellswor	th Ave and v	west of S. Ka	alamath St			
	d. Affected C	Council District: Judy	Montero Di	strict #9				
	e. Benefits:	N/A						
	f. Costs: N	/A						
7.	Is there any contro	versy surrounding thi	s ordinance	? (Groups o	or individuals who	may have concerns a	bout it?) Please	
	None							

Public Alley south of W Ellsworth Ave west of S Kalamath St



Denver County (Boundary) Denver County (Shaded) Lots/Blocks (Base Map) Arapahoe County Jefferson County Street Centerline Denver County Adams County US Highway Interstate Parcels Other ₹ 🗆 🗆 Copyright 2014 City & County, of Denver GIS without warranty of any kind, express or implied; including, but not limited to, the 24 2 5 9 00 -N-Kalamath-St -S-Kalamath-St-Public Alley south of W Ellsworth Ave west of S Kalamath St 10 18 23 20 -W-Ellsworth-Ave-Interstate 25 N Rio-Grande-Blva-N Lipan St 25

PW Legal Description No. 2014-0051-28-001

A portion of the parcel of land conveyed to the City & County of Denver by Treasurer's Deed, recorded on the 21st of May, 1932, in Book 4668 Page 170, in the City and County of Denver Clerk & Recorder's Office located in the Southeast 1/4 of Section 9, Township 4 South, Range 68 West of the Sixth Principal Meridian, City and County of Denver, State of Colorado. Being more particularly described as follows:

Rear Eight (8) feet of Lots One (1) to Eight (8) both Inclusive, for Alley, in Block Twelve (12) Lake Archer Subdivision.

Except that portion south of the northerly line of a parcel of land conveyed to The Atchison, Topeka and Santa Fe Railway Company by Warranty Deed on the 4th of December 1961 in Book 8772 Page 147, in the City and County of Denver Clerk & Recorders Office, City and County of Denver, State of Colorado, being described as Tract 2.

All that part of Block 12, Lake Archer Subdivision, and of vacated South Lipan Street adjacent to said Block 12, more particularly described as follows: Beginning at the northwest corner of Lot 4 of said Block 12; thence east along the north line of said Lot 4 a distance of 40 feet, more or less, to the northwesterly corner of a tract of land conveyed to Frank Schwartz by Santa Fe Land Improvement Company by deed dated May 9, 1949; thence southeasterly along a straight line, and along the southwesterly boundary of said tract conveyed to Schwartz, a distance of 410.4 feet, more or less, to the southeast corner of Lot 16 of said Block 12; thence northwesterly along the northeasterly line of the right of way of The Colorado and Southern Railway Company to a point in the west line of said Lot 4, a distance of 10.6 feet, more or less, south of the northwest corner thereof; thence continuing on the last-described course to the extended north line of said Lot 4; thence east along said extended north line of Lot 4 to the point of beginning; Containing an area of 0.19 of an acre, more of less.

OF 4668 PAGE 170	NO.547075- RECORDED 9.15 A.M.MAY 21,1932.
	ALBERT C. MONSON. RECORDER. 20
THE II 104, August, 1931, 1,0004-1905 and Subseque	The parties. That, whereas, the following described several parcels of real parcels of
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DEC 4 1961

WARRANTY DEED

ENOW ALL MEN BY THESE PRESENTS: That SANTA FE LAND IMPROVEMENT
COMPANY, a California corporation, for the consideration of ONE AND NO/100
DOLLARS (\$1.00), in hand paid, hereby sells and conveys to THE ATCHISON,
TOPEKA AND SANTA FR RAILWAY COMPANY, a Kansas corporation, the following
described real property, situate in the City and County of Denver and
State of Colorado, to-wit:

TRACT 1

All of the east 49 feet of the west 116 feet of Lots 1 to 24, inclusive, Block 4, Breenlow Subdivision of South Denver, according to the official plat thereof.

TRACT 2

All that part of Block 12, Lake Archer Subdivision, and of vacated South Lipan Street adjacent to said Block 12, more particularly described as follows:

Beginning at the northwest corner of Lot 4 of said Block 12;

Thrace east along the north line of said Lot 4 a distance of 40 feet, more or less, to the northwesterly corner of a tract of land conveyed to Frank Schwerts by Santa Fe Land improvement Company by dead dated May 9, 1949;

Thence scutheasterly along a streight line, and along the southwesterly boundary of said tract conveyed to Schwartz, a distance of 410.4 feet, more or less, to the southeast corner of lot 16 of said Block 12;

Thence northwesterly along the northwesterly line of the right of way of The Colorede and Southern Railway Company to a point in the west line of said Lot A, distant 10.6 feet, more or less, couth of the northwest corner thereof;

Thence continuing on last-described course to the extended north line of said lot 4;

Thence east along said extended north line of Lot 4 to the point of beginning;

Containing an area of 0.19 of an acre, more or less.

TRACE

All that certain strip or tract of land situated in the northwest quarter of the southeast quarter (NWHSEL), the southwest quarter of the northwest quarter (SWHMEL), and the southeast quarter of the northwest quarter (SWHMEL) of Section 9, Township 4 South, Range 68 West, more particularly described as follows:

. Beginning at the northeast corner of Block 11, Lake Archer Subdivision;

Thence west along the north line of said Block ll a distance of 28.4 feet, more or less, to a point 30 feet southwesterly from, measured at right angles to, the center line of Rie Grande Bouleverd, as now located and laid out;

Thence parallel with said center line of Rio Grande Boulevard, north 44 degrees 44 minutes west (bearings assumed for the purpose of this description), a distance of 492.3 feet, more or less, to a point of curve;

Thence continuing northwesterly, concentric with said center line of Rio Grands Boolevard, on a curve to the right with a radius of 176.19 feet, a distance of 36.4 feet, more or less, to a point of tangency;

Themse continuing parallel with said center line of Rio Grands Boulevard, north 32 degrees 5k minutes west, a distance of 219.8 feet, more or less, to an angle point in the north-easterly boundary of a tract of land conveyed to Boyal Judd and others by Santa Fe Land Improvement Company by deed dated September 1, 1953;

Thence along said northeasterly boundary, south 17 degrees 49 minutes 45 seconds east, a distance of 86.39 feet;

Thence north 44 degrees 42 minutes 21 seconds west a distance of 848.18 feet, more or less, to a point 226 feet southwesterly from, measured at right angles to, said center line of Rio Grande Boulevard;

Thence parallel with said center line of Rio Grande Boulevard, north 32 degrees 54 minutes west, a distance of 242.6 feet; Thence north 28 degrees 12 minutes west a distance of 84.14 feet;

Thence due north a distance of 212.0 feet, more or less, to a point in the south line of West Third Avenue distant 80 feet south and 554.38 feet, more or less, west of the southeast corner of Block 3, Bailey's Addition;

Thence due west along said south line of West Third Avenue a distance of 61.73 feet, more or less, to the northeast corner of a tract of land conveyed to Francis I. Byrne and Carolyn R. Byrne by Santa Fe Land Improvement Company by deed dated March 12, 1952;

Thence due south along the east line of said Byrne tract a distance of 200.0 feet;

Thence due west along the south line of said Byrne tract a distance of 46.11 feet;

Thence north 37 degrees 02 minutes west along the southwesterly line of said Byrne tract a distance of 250.54 feet, more or less, to a point in said south line of West Third Avenue;

Thence due west along said south line of West Third Avenue a distance of 35.3 feet, more or less, to a point in the easterly property line of The Colorado and Southern Railway Company, said easterly line being also the line between points numbered 20 and 21 in the deed from Ralph M. Hogin and wife to Sants Fe Land Improvement Company dated May 21, 1946, and recorded in Book 6067, Page 203; of the deed records of the City and County of Denver;

Thence along said easterly property line, south 25 degrees 41 minutes east (this course being shown as south 25 degrees 45 minutes east in said deed from Hogin), a distance of 42.2 feet, more or less, to the most northerly point in the tract of land designated "Tract H-11" in deed from Santa Fe Land Improvement Company to The Colorado and Southern Railway Company dated September 11, 1958;

Thence along the northeasterly boundary of said Tract H-ll, south 43 degrees 25 minutes east (this course being shown as south 43 degrees 29 minutes east in said deed to The Colorado and Southern Railway Company), a distance of 2,232 feet, more or less, to a point in the east line of said Block 11, Lake Archer Subdivision;

Thence due east a distance of 35 feet to the center line of wacated South Lipan Street;

Thence due north along said center line of vacated street a distance of 86.44 feet, more or less, to the projected north line of said Block 11;

Thence west along said projected north line of Block Il a distance of 35 feet, more or less, to the point of beginning;

Containing an area of 2.02 acres, more or less.

TRACT &

All that certain strip or tract of land situated in the east half of the northwest quarter of Section 9, Township 4 South, Range 68 West, more particularly described as follows:

Commencing at a point in the north line of West Third Avenue, distant 869.24 feet west of the southeast corner of Block 3, Bailey's Addition to Denver; thence northwesterly at an angle of 50 degrees 54 minutes to said north line of . West Third Avenue a distance of 47.4 feet, more or less, to the point of intersection of the extended southwesterly line of Raritan Way with the northeasterly line of the property of The Colorado and Southern Railway Company, said point of intersection being the most southerly point and POINT OF REGINNING of the metes and bounds of the strip of land herein described;

Thence continuing on last-described course, along said southwesterly line of Maritan Way and its extension, a distance of 677.1 feet, more or less, to a point of curve located 375.62 feet west of the west line of Quivas Street and 562.31 feet north of said north line of West Third Avenue;

Thence continuing northwesterly along said southwesterly line of Raritan Way, on a curve to the right with a radius of 1861.58 feet, a distance of 223.8 feet, more or less, to a point 506.0 feet west of said west line of Quivas Street;

Thence continuing on last-described curve, and along the westerly line of a tract of land heretofore conveyed by Santa Fe Land Improvement Company to Joe Gold and Joseph W. Pepper by warranty deed dated January 28, 1954, and recorded in Book 7473 at Page 100, a distance of 151.63 feet to the southeasterly corner of a strip of land conveyed by said Santa Fe Land Improvement Company to Morrison-Merrill and Co. of Colo. by warranty deed dated August 23, 1960;

Thence south 89 degrees 56 minutes west (bearings assumed for the purpose of this description) along the south line of said Morrison-Merrill strip a distance of 24.78 feet,

more or less, to a point 50 feet easterly from, measured normally to, the center line of The Atchison, Topeka and Santa Fe Railway Company's main track, as now located and constructed;

Thence concentric with said main track center line, and along the westerly boundary of said Morrison-Merrill strip, on an arc of a curve to the right with a radius of 2815.2 feet (the chord of said arc bearing north 19 degrees 15 minutes west 603.60 feet), an arc distance of 604.77 feet to a point in the east line of the property of The Colorado and Southern Railway Company, from which point the northwest corner of the northeast quarter of the northwest quarter (NEINWI) of said Section 9 bears north 29 degrees 26 minutes 30 seconds west 289.63 feet;

Thence along the property line common to The Colorado and Southern Railway Company and Santa Fe Land Improvement Company, as follows:

South 0 degrees 46 minutes 30 seconds east a distance of 67 feet, more or less, to a point from which said northwest corner of the northeest quarter of the northwest quarter (HEANNE) of Section 9 bears north 24 degrees 09 minutes west 348.43 feet;

Southeasterly along an arc of a curve to the left with a radius of 2830 feet (the chord of said arc bearing south 26 degrees 36 minutes 30 seconds east 1199.45 feet), an arc distance of 1208.48 feet to a point on the easterly line of the property described in a deed from Robert R. McCormick to the Denver and New Orleans Rail-road Company dated October 17, 1881, and recorded in Book 134, Page 520, of the records of the Clerk and Recorder's Office of the City and County of Denver; and

Southeasterly along said easterly property line a distance of 415 feet, more or less, to the point of beginning.

The area of the strip of land above described is 1.37 acres, more or less.

The total area of the four strips or tracts of land above described is 4.25 acres, more or less,

with all its appurtenances, and warrants the title to the same, subject to the

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lien of the Moffat Tunnel and general taxes for the year 1961, payable in 1962, and subsequent years.

Signed and delivered this 21st day of September

1961.

SANTA PE LAND IMPROVEMENT COMPANY

Its President

WATEST!

Ten AssistantSecretary

2011/01/

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STATE	OF	ILLINOIS)	20
י מוואידי ע	OF	COOK)	.,,,,

The foregoing instrument was acknowledged before me this

lst day of November , 1961 , by R. D. Lutton

President, and by C. F. Mappes

Assistant Secretary of Santa Fe Land Improvement

Company, a corporation.

My notarial commission expires December 20,1964.

Notary Public

一方面打造、上海の大学中華大方面開発の大江下了大学をよくるよるな

28193

CHEST MAY 197 LET UN MANAGEMENT

SANTA PE LAND IMPROVEMENT COMPANY

TO

THE ACCUSON, TORKKA AND SANTA FR RAILWAY COMPANY November 21, 1961.

Warranty Deed.

4.25 scres in all,
Tract No. 1 C.67 acre, F
to 24 Incl. 51k. 4 Breer
tract No. 3 C.19 acre, F
Lake Archer Sub. Divn. Tract No. 3, 2.02 acre, in Natset, situation of the Sub-Diver. Tract No. 4, 1.37 acre, many, sll in Sec. 9, 7-4-5, N-68-H, acre, Pt. Lts. 1 4 Ereenlov Sub.divn. acre, Pt. Elk. 12

0-441 347 °

Denver, Denver County, Colorado.

10.00

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