



DENVER
THE MILE HIGH CITY

Department of Public Works
Capital Projects Management
Permit Operations and Right of Way Enforcement
Infrastructure Planning & Programming
Traffic Engineering Services
201 W. Colfax Avenue
Denver, CO 80202
www.denvergov.org

REQUEST FOR RESOLUTION TO DEDICATE PUBLIC RIGHT-OF-WAY

TO: Melinda Olivarez, City Attorney's Office
FROM: Robert J. Duncanson P.E., Engineering Manager II
Right-of-Way Services
DATE: May 14, 2010
ROW #: 2010-0154-01 **SCHEDULE #:** Parcel 1 0222113035000
Parcel 2 0222114031000
TITLE: This request is to dedicate existing City owned land as Sherman St., located at the intersection of Sherman St., and 46th Ave.
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 Sherman St.

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 Sherman St. The land is described as follows.

INSERT PARCEL DESCRIPTION ROW (# 2010-0154-01) HERE.

A map of the area to be dedicated is attached.

RD/JL/LRA
JW

cc: Asset Management, Steve Wirth
City Councilperson, Judy Montero, District # 9
City Council Aide, Teresa A. St. Peter and Stephanie Syner
City Council Staff, Gretchen Williams
Environmental Services, David Erickson
Mayor's Office, City Council Liaison, R. D. Sewald
Mayor's Office, Heather Barry
Public Works, Manager's Office, Christine Downs
Public Works, Manager's Office, Debra Baca
Public Works, Right-of-Way Engineering Services, Rob Duncanson
Department of Law, Karen Aviles
Department of law, Melinda Olivarez
Department of law, Arlene Dykstra
Public Works, Right-of-Way Engineering Services, Area surveyor John Lautenschlager
Public Works Survey-Paul Rogalla
Owner: City and County of Denver
Project file folder 2010-0154-01



ORDINANCE/RESOLUTION REQUEST
Please Submit to Mayor's Legislative Team by noon Wednesday to
Milehighordinance@denvergov.org

Please mark one: **Bill Request** or **Resolution Request**

1. In the past 12 months has your agency submitted this request?

Yes **No**

If yes, please explain:

2. Title: This request is to dedicate existing City owned land as Sherman St., located at the intersection of Sherman St., and 46th Ave.

3. Requesting Agency: Public Works Right-of-Way Engineering Services

4. Contact Person: *with actual knowledge of proposed ordinance*

- **Name:** Lisa R. Ayala
- **Phone:** 720-865-3153
- **Email:** lisa.ayala@denvergov.org

5. Contact Person: *with actual knowledge of proposed ordinance who will present the item at Mayor Council and who will be available for first and second reading, if necessary*

- **Name:** Debra Baca
- **Phone:** 720-865-8712
- **Email:** debra.baca@denvergov.org

6. General description 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 Sherman St.

a. Duration: n/a

b. Location: Sherman St., and 46th Ave.

c. Affected Council District: Judy Montero

d. Benefits: n/a

e. Costs: n/a

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

None

(Completed by Mayor's Office): **Ordinance Request Number:**

Date:

Sherman St. Parcel 1



Sherman St. Parcel 2



- Street Centerline
- Denver County (Boundary)
- Parcels
- 2008 Denver
- Denver County (Shaded)
- Denver County
- Adams County
- Arapahoe County
- Jefferson County

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Map generated 1/22/2010. 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, actual or not. This is not a legal document.
0 50 Feet

Two parcels of land located in the Northeast 1/4 of Section 22, 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 Warranty Deed to the City & County of Denver, recorded on the 4th of May 1990 by reception number R-90-0039409 in the City and County of Denver Clerk & Records Office being more particularly described as follows:

A tract or parcel of land No. 2A of the State Department of Highways, Division of Highways, State of Colorado, Project No. IR 25-2(193) UNIT 2 containing 12 square feet more or less, in Lot 25, Block 18 of PLATTEFARM, a subdivision lying in the N ½ of the NE ¼ of Section 22, Township 3 South, Range 68 West, of the Sixth Principal Meridian, in the City and County of Denver, Colorado, said tract or parcel being more particularly described as follows:

Commencing at the SE corner of said Lot 25; Thence S. 89° 33' 20" W., along the south line of said Lot 25, also being along the north right of way line of 46th Ave. North Service Road (December 1989) a distance of 5.00 feet to the true point of beginning;

1. Thence N. 44° 31' 59" E., a distance of 7.07 feet to the east line of said Lot 25; also being the west right of way line of Sherman St., (December 1989);
2. Thence S. 0° 29' 22" E along said east line of Lot 25, also being along said right of way line, a distance of 5.00 feet, to the SE corner of said Lot 25;
3. Thence S. 89° 33' 20" W., along said south lot line, also along said north right of way line of 46th Avenue, a distance of 5.00 feet, more or less, to the true point of beginning.

The above described parcel contains 12 square feet, more or less.

Basis of Bearing. Along the north line of the south half of the NE ¼ Section 22, T. 3 S., R. 68 W., 6th PM., is S. 89° 51' 02.6" E. The east corner of said north line being a "+" on top of a stone in range box in a machine shop yard. The west corner of said north line is a calculated position using the north quarter corner.

Parcel 2

A parcel of land conveyed by Warranty Deed to the City & County of Denver, recorded on the 28th of September 1990 by reception number R-90-0090234 in the City and County of Denver Clerk & Records Office being more particularly described as follows:

A tract or parcel of land No. 5 of the State Department of Highways, Division of Highways, State of Colorado, Project No. IR 25-2(193) UNIT 2 containing 19 square feet more or less, in Lot 24, Block 19 of PLATTEFARM, a subdivision lying in the N ½ of the NE ¼ of Section 22, Township 3 South, Range 68 West, of the Sixth Principal Meridian, in the City and

County of Denver, Colorado, said tract or parcel being more particularly described as follows:

Commencing at the SW corner of said Lot 24; Thence N. $89^{\circ} 33' 20''$ E., along the south line of said Lot 24 also being the north right of way line of 46th Ave. North Service Road (December 1989) a distance of 6.50 feet to the true point of beginning;

1. Thence S. $89^{\circ} 33' 20''$ W., along said south Lot line and also along said north right of way line a distance of 6.50 feet to said SW corner of said Lot 24;
2. Thence N. $0^{\circ} 29' 22''$ W along the west line of said Lot 24, also being along the east right of way line of Sherman St. (December 1989) a distance of 6.00 feet;
3. Thence S. $47^{\circ} 45' 21''$ E., a distance of 8.85 feet, more or less to the true point of beginning.

The above described parcel contains 19 square feet, more or less.

Basis of Bearing. Along the north line of the south half of the NE $\frac{1}{4}$ Section 22, T. 3 S., R. 68 W., 6th PM., is S. $89^{\circ} 51' 02.6''$ E. The east corner of said north line being a "+" on top of a stone in range box in a machine shop yard. The west corner of said north line is a calculated position using the north quarter corner.

R-90-0039409 5/04/90 9:30 U D 1/ 3
FELICIA HUFTIC DENVER COUNTY 12.00 .00

WARRANTY DEED

RECORDER'S STAMP

THIS DEED, Made this 18th day of April

19 90 between REDOT BENJAMIN KRIEGER

of the City and County of Denver and State of

Colorado, grantor, and CITY AND COUNTY OF DENVER
A MUNICIPAL CORPORATION

whose legal address is

of the City and County of Denver and State of Colorado, grantee:

WITNESSETH, That the grantor, for and in consideration of the sum of

Forty and no/100 _____ DOLLARS,

the receipt and sufficiency of which is hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell, convey and confirm unto the grantee, his heirs and assigns forever, all the real property, together with improvements, if any, situate, lying and being in the City and County of Denver and State of Colorado, described as follows:

A tract or parcel of land No. 2 of the State Department of Highways, Division of Highways, State of Colorado, Project No. IR 25-2(193) INT- 2 containing 12 square feet, more or less, in lot 25, Block 18, of PLATTEFARM, a subdivision lying in the N 1/2 of the NE 1/4 of Section 22, Township 3 South, Range 68 West, of the Sixth Principal Meridian, in the City and County of Denver, Colorado, said tract or parcel being more particularly described as follows:

Commencing at the SW corner of said lot 25; thence N. 89° 33' 20" E., along the south line of said lot 25 also being along the north right of way line of 48th Avenue North Service Road (December 1989), a distance of 6.00 feet to the true point of beginning:

1. Thence S. 89° 33' 20" W., along said south lot line and also being along said north right of way line, a distance of 6.00 feet, to said SW corner of lot 25;
2. Thence N. 0° 29' 22" W., along the west line of said lot 25, a distance of 4.00 feet;
3. Thence S. 56° 46' 06" E., a distance of 7.21 feet, more or less, to the true point of beginning.

The above described parcel contains 12 square feet, more or less.

Point of Bearing: Along the north line of the south half of the NE 1/4 of Section 22, T. 3 S., R. 68 W., 6th P.M., is S. 89° 51' 02.6" E. The east corner of said north line being a "+" on top of a stone in range box in a machine shop yard. The west corner of said north line is a calculated position using the north quarter corner.

AND

A tract or parcel of land No. 2A of the State Department of Highways, Division of Highways, State of Colorado, Project No. IR 25-2(193) UNIT 2 containing 12 square feet, more or less, in lot 25, Block 18, of PLATTEFARM, a subdivision lying in the N 1/2 of the NE 1/4 of Section 22, Township 3 South, Range 68 West, of the Sixth Principal Meridian, in the City and County of Denver, Colorado, said tract or parcel being more particularly described as follows:

Commencing at the SW corner of said lot 25; thence S. 89° 33' 20" W.,

*If in Denver, insert "City and" in this blank.

PARCEL 1

INDEXED 6-18-90 RPE

PLATED NE 66

along the south line of said lot 25 also being along the north right of way line of 46th Avenue North Service Road (December 1888), a distance of 5.00 feet to the true point of beginning:

1. Thence N. 44° 31' 59" E., a distance of 7.07 feet, to the east line of said lot 25, also being the west right of way line of Sherman St. (December 1888);
2. Thence N. 0° 29' 22" E., along said east line of lot 25, also being along said west right of way line, a distance of 5.00 feet, to the NE corner of said lot 25;
3. Thence N. 89° 33' 20" W., along said south lot line, also along said north right of way line of 46th Avenue, a distance of 5.00 feet, more or less, to the true point of beginning.

The above described parcel contains 12 square feet, more or less.

Point of Bearing: Along the north line of the south half of the NE 1/4 of Section 32, T. 3 N., R. 68 W., 6th P.M., is N. 89° 51' 02.6" E. The west corner of said north line being a "+" on top of a stone in range box in a machine shop yard. The west corner of said north line is a calculated position using the north quarter corner.

also known by street and number as:

TOGETHER with all and singular the hereditaments and appurtenances therunto belonging, or in anywise appertaining, and the reversions and reversions, remainders and 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, his heirs and assigns forever.

And the grantor, for himself, his heirs, and personal representatives, does covenant, grant, bargain and agree to and with the grantee, his heirs and assigns, that at the time of the enclosing and delivery of these presents, he is well seized of the premises above conveyed, has good, sure, perfect, absolute and indefeasible estate of inheritance, in law, 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

AFTER RECORDING PLEASE MAIL TO:

The Department of Lands of the State of Colorado

1001 East Alameda, Suite 4

Denver, Colorado 80202

ATTENTION: Right of Way Section

and the above bargained premises in the quiet and peaceable possession of the grantee, his heirs and assigns, against all and every person or persons lawfully claiming or to claim the whole or any part thereof, the grantor shall and will WARRANT AND FOREVER DEFEND. The singular number shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders.

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

Redoy Benjamin Krieger
REDOY BENJAMIN KRIEGER

STATE OF COLORADO.

City of _____ County of _____

The foregoing instrument was acknowledged before me this _____ day of April 1990, by Redoy Benjamin Krieger

My commission expires 3/26/91

Witness my hand and official seal.

[Signature]

Notary Public
State of Colorado

NOTARY PUBLIC STATE OF COLORADO
My Commission Expires _____

PROJECT NO. IR-25-2(193) UNIT 2
PARCEL Nos. 2 and 2A

WARRANTY DEED

RADDOY WILLIAMEN ERLEGER

TO
CITY AND COUNTY OF DENVER,
A MUNICIPAL CORPORATION

STATE OF COLORADO.

County of _____)
I hereby certify that this instrument was filed for record
in my office at _____ o'clock
_____ M., _____, 19____, and is duly
recorded in book _____ page _____

By _____

Per, _____

Mail to: _____
for return to:

Send future tax statements to:

STATE OF COLORADO

MHC
DPR

R-90-0090234 9/28/90 11:12 W D 1/ 3
FELICIA HUFTIC DENVER COUNTY 15.00 .00

WARRANTY DEED

RECORDER'S STAMP

THIS DEED, Made this 14th day of August
19 90 between BERTHA ROBLES AND GILBERT SISNEROS

of the City and County of Denver and State of
Colorado, grantor, and CITY AND COUNTY OF DENVER,
A MUNICIPAL CORPORATION
whose legal address is

of the City and County of Denver and State of Colorado, grantee:

WITNESSETH, That the grantor, for and in consideration of the sum of
Three hundred eighty and no/100-----DOLLARS,
the receipt and sufficiency of which is hereby acknowledged, has granted, bargained, sold and conveyed, and
by these presents does grant, bargain, sell, convey and confirm unto the grantee, his heirs and assigns forever,
all the real property, together with improvements, if any, situate, lying and being in the City and County
of Denver and State of Colorado, described as follows:

A tract or parcel of land No. 5 of the State Department of Highways,
Division of Highways, State of Colorado, Project No. IR 25-2(193) UNIT 2
containing 19 square feet, more or less, in Lot 24, Block 19 of PLATTEFARM, a
subdivision lying in the N 1/2 of the NE 1/4 of Section 22, Township 3 South,
Range 68 West, of the Sixth Principal Meridian, in the City and County of
Denver, Colorado, said tract or parcel being more particularly described as
follows:

PARCEL 2

Commencing at the SW corner of said Lot 24; thence N. 89° 33' 20" E.,
along the south line of said Lot 24, also being along the north right of way
line of 48th Ave. North Service Road (December 1989), a distance of 6.50 feet
to the true point of beginning;

1. Thence S. 89° 33' 20" W., along said south line of Lot 24, also along
said north right of way line, a distance of 6.50 feet, to the SW
corner of said Lot 24;
2. Thence N. 0° 29' 22" W., along the west line of said Lot 24, also
being along the east right of way line of Sherman St. (December
1989), a distance of 6.00 feet;
3. Thence S. 47° 48' 21" E., a distance of 8.85 feet, more or less, to
the true point of beginning.

The above described parcel contains 19 square feet, more or less.

Basis of Bearing: Along the north line of the south half of the NE 1/4 of
Section 22, T. 3 S., R. 68 W., 6th P.M., is S. 89° 51' 02.8" E. The east
corner of said north line being a "+" on top of a stone in range box in a
machine shop yard. The west corner of said north line is a calculated
position using the north quarter corner.

AND

A tract or parcel of land No. 5A of the State Department of Highways,
Division of Highways, State of Colorado, Project No. IR 25-2(193) UNIT 2
containing 16 square feet, more or less, in Lot 24, Block 19 of PLATTEFARM, a
subdivision lying in the N 1/2 of the NE 1/4 of Section 22, Township 3 South,
Range 68 West, of the Sixth Principal Meridian, in the City and County of
Denver, Colorado, said tract or parcel being more particularly described as
follows:

*If in Denver, insert "City and" in this blank.

State of Colorado
Highway & Tax Building
1.11 West Sherman Avenue
Denver, Co 80222

Commencing at the NE corner of said lot 24; thence S. 89° 33' 20" W., along the south line of said lot 24, also being along the north right of way line of 46th Ave. North Service Road (December 1989), a distance of 7.00 feet to the true point of beginning;

1. Thence N. 56° 48' 28" E., a distance of 8.32 feet, to the east line of said lot 24;
2. Thence S. 0° 29' 22" E., along said east line of lot 24, a distance of 4.60 feet, to the SE corner of said lot 24;
3. Thence S. 89° 33' 20" W., along said south lot line, also along said north right of way line, a distance of 7.00 feet, more or less, to the true point of beginning.

The above described parcel contains 16 square feet, more or less.

Point of Bearing: Along the north line of the south half of the NE 1/4 of Section 22, T. 3 S., R. 68 W., 6th P.M., is S. 89° 51' 02.6" E. The east corner of said north line being a "+" on top of a stone in range box in a machine shop yard. The west corner of said north line is a calculated position using the north quarter corner.

also known by street and number as: 4602 Sherman

TOGETHER with all and singular the hereditaments and appurtenances therunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and 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, his heirs and assigns forever.

And the grantor, for himself, his heirs, and personal representatives, does covenant, grant, bargain and agree to and with the grantee, his heirs and assigns, that at the time of the executing and delivery of these presents, he is well seized of the premises above conveyed, has good, sure, perfect, absolute and indefeasible estate of inheritance, in law, 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, leases, taxes, assessments, encumbrances and restrictions of whatever kind or nature soever, except

after the above recited and

The State of Michigan
Department of Transportation
1211 East Michigan Avenue
Lansing, Michigan 48223

REGISTERED MAP OF THE STATE

MHEC
28

and the above bargained premises in the quiet and peaceable possession of the grantee, his heirs and assigns, against all and every person or persons lawfully claiming or to claim the whole or any part thereof, the grantor shall and will WARRANT AND FOREVER DEFEND. The singular number shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders.

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

Bertha Robles
BERTHA ROBLES

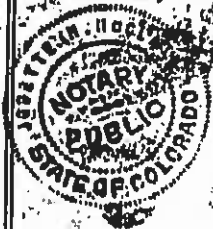
Gilbert Sisneros
GILBERT SISNEROS

STATE OF COLORADO,
City & County of Denver } ss.

The foregoing instrument was acknowledged before me this 14th day of August 90 by Bertha Robles and Gilbert Sisneros

My commission expires 2/26/91

Witness my hand and official seal.



Judette M McClain
Judette M McClain
2000 South Holly Denver, CO 80222

Attest my hand and official seal.
The Department of Secretary of the State of Colorado
Highway Office Building
4201 East Florence Avenue
Denver, Colorado 80222

ATTENTION: IN THE STATE OF COLORADO