

REQUEST FOR RESOLUTION TO DEDICATE PUBLIC RIGHT-OF-WAY

TO: Caroline Martin, City Attorney's Office

FROM: Matt Bryner., Senior Engineering Manager
Right-of-Way Services

DATE: February 26, 2018

ROW #: 2018-Dedication-0000029 **SCHEDULE #:** 0130308001000

TITLE: This request is to dedicate City owned land as E. Martin Luther King Blvd.
Located at the intersection of E. Martin Luther King Blvd. and N. Colorado Blvd.

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 E. Martin Luther King Blvd.

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 Right of Way. The land is described as follows:

INSERT PARCEL DESCRIPTION ROW (2018-Dedication-0000029-001) HERE.

A map of the area to be dedicated is attached.

MB/BLV

c: Asset Management, Robert Koehler
City Councilperson & Aides, Chris Herndon District # 8
Council Aide Amanda Schoultz
Council Aide Shelby Wieman
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, Matt Bryner
Department of Law, Bradley Beck
Department of Law, Shaun Sullivan
Department of Law, Caroline Martin
Department of Law, Stan Lechman
Department of Law, Cynthia Devereaux
Public Works Survey, John Lautenschlager
Public Works Survey, Paul Rogalla

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: February 26, 2018

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 City owned land as E. Martin Luther King Blvd.
Located at the intersection of E. Martin Luther King Blvd. and N. Colorado Blvd.

3. Requesting Agency: Public Works-Right-of-Way Services
Agency Division: 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 E. Martin Luther King Blvd.

****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:** E. Martin Luther King Blvd at N. Colorado Blvd
- d. **Affected Council District:** Chris Herndon Dist. #8
- e. **Benefits:** N/A
- f. **Contract Amount (indicate amended amount and new contract total):**

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: _____



DENVER
THE MILE HIGH CITY

EXECUTIVE SUMMARY

Project Title: 2018-Dedication-0000029

Description of Proposed Project: Dedicate a parcel of public right of way as E. Martin Luther King Blvd

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

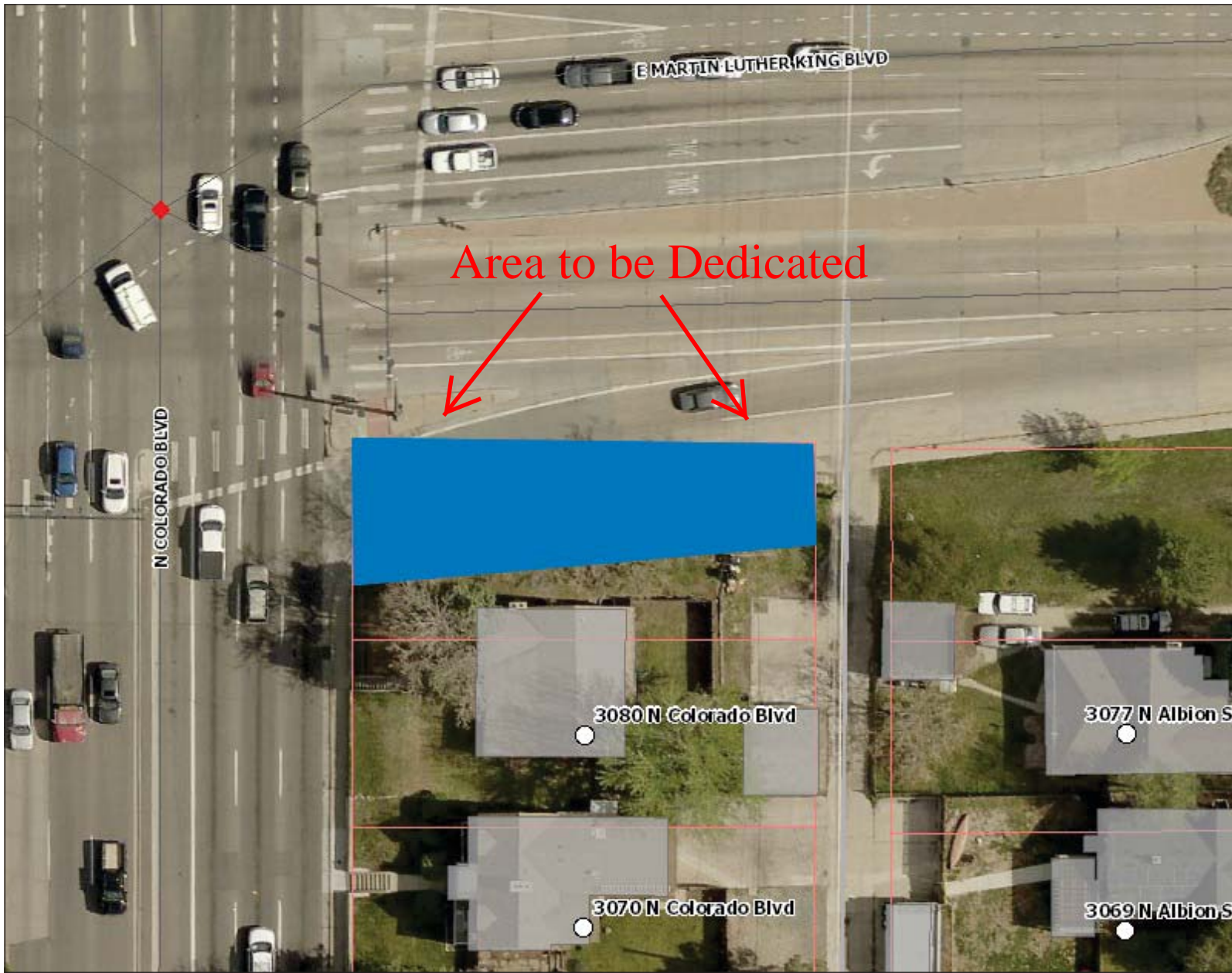
What is the known duration of an MEP: N/A

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.



Legend

- Active Addresses
 - Associated
 - Land
 - Structure
 - Utility
- Streams
- Buildings
- 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
 - All Other Parks; Linear
 - Mountain Parks

75 0 37.5 75 Feet

PW Legal Description No. 2018-Dedication-0000029-001

Land Description

A portion of that parcel of land conveyed by Treasurer's Deed to the City & County of Denver recorded September 8, 1948, in Book 6438 Page 511 in the City & County of Denver, Clerk & Recorder's Office, said parcel of land located in the SW1/4, of Section 30 Township 3 South, Range 67 West, of the 6th Principal Meridian, City & County of Denver, State of Colorado, described as follows:

Lots One (1) and Two (2), Block Eight (8), Third Addition to Park Hill Heights.

Excepting that parcel of land conveyed by Special Warranty Deed, Recorded May 4th, 1962, in Book 8840 Page 554 in the City & County of Denver Clerk & Recorder's Office, more particularly described as follows:

That part of Lot 2, Block 8, 3rd Addition to Park Hill Heights, lying south of a line that extends from the northeast corner of said Lot southwesterly to a point on the west line of said Lot that is 14 feet northerly of the south west corner thereof.

8840 554

MAY 4 1962

31652

SPECIAL WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, THAT THE CITY AND COUNTY OF DENVER, A MUNICIPAL CORPORATION DULY ORGANIZED AND EXISTING UNDER AND BY VIRTUE OF THE CONSTITUTION OF THE STATE OF COLORADO, FOR THE CONSIDERATION OF TEN (\$10.00) DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATIONS IN HAND PAID, RECEIPT OF WHICH IS HEREBY ACKNOWLEDGED, DOES HEREBY SELL AND CONVEY TO GEORGE SASSONE AND MARGARET E. SASSONE, NOT IN TENANCY IN COMMON BUT IN JOINT TENANCY, THE SURVIVOR OF THEM, THEIR ASSIGNS AND THE HEIRS AND ASSIGNS OF SUCH SURVIVOR FOREVER, THE FOLLOWING DESCRIBED REAL PROPERTY SITUATE IN THE CITY AND COUNTY OF DENVER, STATE OF COLORADO, TO-WIT:

THAT PART OF LOT 2, BLOCK 8, 3RD ADDITION TO PARK HILL HEIGHTS, LYING SOUTH OF A LINE THAT EXTENDS FROM THE NORTHEAST CORNER OF SAID LOT SOUTHWESTERLY TO A POINT ON THE WEST LINE OF SAID LOT THAT IS 14 FEET NORTHERLY OF THE SOUTHWEST CORNER THEREOF;

(EXECUTED BY AUTHORITY OF ORDINANCE No. 122, SERIES OF 1962)

WITH ALL ITS APPURTENANCES AND WARRANTS THE TITLE AGAINST ALL PERSONS CLAIMING UNDER IT.

SIGNED AND DELIVERED THIS 1st DAY OF MAY A. D. 1962.

ATTEST:
MARY E. GREGORY, CLERK AND RECORDER, EX-OFFICIO CLERK OF THE CITY AND COUNTY OF DENVER

BY [Signature] CLERK

STATE OF COLORADO
CITY AND COUNTY OF DENVER

CITY AND COUNTY OF DENVER

[Signature]
MAYOR

MAY 4 11 22 AM '62
RECORDED
8840 554
MARY E. GREGORY
CLERK AND RECORDER

021652

MAY-4-62 916856

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS

1st DAY OF MAY, 1962, BY R. Y. BATTERTON AS MAYOR AND JOSEPH W. KUBAT, JR., AS DEPUTY CITY CLERK OF THE CITY AND COUNTY OF DENVER, A MUNICIPAL CORPORATION. WITNESS MY HAND AND OFFICIAL SEAL.



MY COMMISSION EXPIRES:
OCTOBER 21, 1964

[Signature]
NOTARY PUBLIC

0.00

SEP 8, 1948

BOOK 6438 PAGE 511

RD-17 (SINGLE PARCEL)

Book 15, Page 110

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

27
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viz.: Lots One (1) and Two (2) Only, in Block Eight (8), Third Addition to Park Hill Heights

situate in the City and County of Denver, and State of Colorado, was subject to taxation for the year A. D. 1931; 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 ex-officio Treasurer of the said City and County of Denver, did on the 23rd day of November, A. D. 1932, by virtue of the authority vested in him by law, at (an adjourned sale) the sale begun and publicly held on the 15th day of November, A. D. 1932, 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 and place aforesaid,

of the City and County of _____ and State of Colorado, having bid on the above described property, the sum of _____ Dollars, and _____ Cents, being the whole amount of taxes, interest and costs then due and remaining unpaid 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 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 _____ 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 _____ of the City and County of _____ and State of _____

AND, WHEREAS, The said _____ did on the _____ day of _____, 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 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 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 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 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 certificate of sale of the said property, so issued as aforesaid to said City and County, and all its rights, title and interest in said property held by virtue of said sale, to _____

of the City and County of _____ and State of _____ for the sum of _____ Dollars and _____ Cents.

AND, WHEREAS, The said _____ did on the _____ day of _____, A. D. 19____, duly assign the certificate of the sale of the said property as aforesaid, and all _____ rights, title and interest in and to said property to _____ of the City and County of _____ and State of _____

AND, WHEREAS, The said _____ did on the _____ day of _____, A. D. 19____, duly assign the certificate of the sale of the said property as aforesaid, and all _____ rights, title and interest in and to said property to _____ of the City and County of _____ and State of _____

AND, WHEREAS, The said _____ City and County of Denver has paid subsequent taxes on said property in the amount of _____ Dollars and _____ Cents, 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 was assessed for that year at a sum of _____ more than one hundred dollars.

28
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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, Kenneth L. Smith Manager of Revenue, ex-officio Treasurer of the City and County of Denver, for and in consideration of the sum paid to the Manager of Revenue, ex-officio 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, its Successors

and assigns, forever, subject, however, to all the rights of redemption by minors, insane persons, or idiots, provided by law.

IN WITNESS WHEREOF, I, Kenneth L. Smith Manager of Revenue, ex-officio Treasurer of the City and County of Denver, as aforesaid, by virtue of the authority aforesaid, have hereunto set my hand and seal this 27th day of August, A. D. 1948.

#26511
L-276
1931-713


Manager of Revenue, ex-officio Treasurer of the City and County of Denver



STATE OF COLORADO }
City and County of Denver, }

I hereby certify that before me, Alpha E. White a Notary Public in and for said City and County, personally appeared the above named Kenneth L. Smith 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, ex-officio 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 27th day of August, A. D. 1948.
My commission expires March 26, 1950


Notary Public, City and County of Denver, Colorado.



552929

Treasurer's Deed

FROM
Kenneth L. Smith
Manager of Revenue ex-officio Treasurer
of the City and County of Denver
TO
City and County of Denver

STATE OF COLORADO }
City and County of Denver, }

I hereby certify that this Deed was filed
for record in my office at 2:30 p.m. doct
27 SEP - 8 1948

and is duly recorded in Book 6438
Page 512


Notary Public


Deputy

TREASURER'S DEED
Fee, \$ 1.00