



**Department of Public Works
Capital Projects Management**

REQUEST FOR RESOLUTION TO DEDICATE PUBLIC RIGHT-OF-WAY

TITLE: This request is to dedicate existing City owned land as a Public Alley at 46th Ave., located between Lincoln St., and Sherman St.

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 a 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 a Public Alley. The land is described as follows.

INSERT PARCEL DESCRIPTION ROW (# 2010-0144-01) HERE.

A map of the area to be dedicated is attached.

RD/JL/LRA

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
Department of Law, Karen Aviles
Department of Law, Melinda Olivarez
Department of Law, Arlene Dykstra
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, Daelene Mix
Public Works, Right-of-Way Engineering Services, Rob Duncanson
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 2010-0144-01



ORDINANCE/RESOLUTION REQUEST

Please email requests to the Mayor's Legislative Team
at MileHighOrdinance@DenverGov.org by NOON on Wednesday.

All fields must be completed.

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

Date of Request: June 14, 2010

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 one sentence description that clearly indicates the type of request – grant acceptance, contract execution, municipal code change, supplemental request, etc.)

This request is to dedicate existing City owned land as a Public Alley at 46th Ave., located between Lincoln St., and Sherman St.

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: Daelene Mix
- Phone: 720-865-8720
- Email: daelene.mix@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 a Public Alley at 46th Ave.

Please include the following:

- a. Duration: N/A
- b. Location: Public Alley at 46th Ave., between Lincoln St and Sherman St.
- c. Affected Council District: Judy Montero, District # 9
- 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

To be completed by Mayor's Legislative Team:

SIRE Tracking Number: _____

Date: _____

Ordinance Request Number: _____

Date: _____

Public Alley Parcel 1



Public Alley Parcel 2



Copyright 2010 City & County of Denver. All rights reserved. This information is provided "as is" without warranty in any kind. Reproduction or amplification, including use in any manner not authorized by the City & County of Denver, is prohibited by law.

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 7th of September 1990 by reception number R-90-0081645 in the City and County of Denver Clerk & Recorders Office being more particularly described as follows:

A tract or parcel of land No. 1 of the State Department of Highways, Division of Highways, State of Colorado, Project No. IR 25-2(193) UNIT 2 containing 10 square feet more or less, in Lot 24, 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 SE corner of said Lot 24; Thence N. 84° 44' 03" W., 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. 54° 23' 35" E., a distance of 6.08 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 4.00 feet, to the SE corner of said Lot 24;**
- 3. Thence N. 84° 44' 03" W., along said north right of way line, a distance of 5.00 feet, more or less to the true point of beginning.**

The above described parcel contains 10 square feet, more or less.

Basis of Bearing. Along the north line of the south half of the NE 1/4 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 4th of May 1990 by reception number R-90-0039409 in the City and County of Denver Clerk & Recorders Office being more particularly 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) 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 N. $89^{\circ} 33' 20''$ E., along the south line of said Lot 25 also being the north right of way line of 46th Ave. North Service Road (December 1989) a distance of 6.00 feet to the true point of beginning;

1. Thence S. $89^{\circ} 33' 20''$ W., along said south Lot line and also being along the said north right of way line a distance of 6.00 feet to said SW corner of said Lot 25;
2. Thence N. $0^{\circ} 29' 22''$ W along the west line of said Lot 25, a distance of 4.00 feet;
3. Thence S. $56^{\circ} 46' 06''$ 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.

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.

Re R-90-0081645 9/07/90 9:58 A.D.
 Re FELICIA MUFTIC DENVER COUNTY 10.00 .00

WARRANTY DEED

RECORDER'S STAMP

PARCEL 1

THIS DEED, Made this 21st. day of August

19 90, between DAVID AVILA

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, grantees;

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

Sixty five 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 grantees, 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. 1 of the State Department of Highways, Division of Highways, State of Colorado, Project No. IR 25-2(193) UNIT 2 containing 10 square feet, more or less, in Lot 24, 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 SE corner of said Lot 24; Thence N. 84° 44' 03" W., along the north right of way line of 46th Ave. North Service Road (December 1989), a distance of 6.00 feet to the true point of beginning;

1. Thence N. 54° 23' 35" E., a distance of 6.08 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 4.00 feet, to the SE corner of said Lot 24;
3. Thence N. 84° 44' 03" W., along said north right of way line, a distance of 6.00 feet, more or less, to the true point of beginning.

The above described parcel contains 10 square feet, more or less.

Basis of Bearing: Along the north line of the north half of the NE 1/4 of Section 22, T. 3 S., R. 68 W., 6th P.M., is S. 89° 51' 04" E. The east corner of said north line being a "+" on top of a stone in a range box in a machine shop yard. The west corner of said north line is a calculated position using the north quarter corner.

INDEXED 12-13-90 PC

PLATTED ..NE 66 ..

AFTER RECORDING PLEASE MAIL TO

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.

David Avila
DAVID AVILA

STATE OF COLORADO.

City of Denver County of Denver

The foregoing instrument was acknowledged before me this 21st day of August

1990, by David Avila

My commission expires 2/26/91

Witness my hand and official seal.



J. W. McLean
Notary Public
4000 South Holly St., Denver, CO 80222
Address

NOTARIAL RECORDING PLEASE HAVE IN

The Department of Highways of the State of Colorado

FINANCE NO. 474 Series 10 90
 Council Bill No. 471 Series 10 90

Meeting Date 8-6 10 90
 Filed by Title, referred to Committee
PUBLIC WORKS,
TRANSPORTATION,

Committee report adopted/rejected:

Council Bill ordered published:

Meeting Date 8-6 10 90
 Filed by Title, August 13, 10 90

Final Bill passed/rejected by the City Council:

NUXED 12.13-90 PCV
 PLATTED 24109

STOED: 10
 Sustained
 Overruled
 No Action Taken
 C.R. 48 Page 1007

ORDINANCE

CY = 8 06 19 2

100% APPROVED

B-90-0039409 5/04/90 9:13 AM D 1/ 3
FELICIA MUFTIC DENVER COUNTY 15.00 .00

WARRANTY DEED

REFUNDABLE STAMP

THIS DEED, Made the 18th day of April 1930, between KEDDY BENJAMIN KRIEGER

of the City and County of Denver and State of

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

whose legal address is

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

WITNESSETH. That the grantee, for and in consideration of the sum of

Forty and no/100 DOLLARS.

the receipt and sufficiency of which is hereto acknowledged, has granted, bargained, sold and conveyed, and

by these presents doth grant, bargain, sell, convey and confirm unto the grantee, his heirs and assigns forever,

all the real property, together with improvements, if any, situated, lying and being in the County of Franklin, in the State of Ohio.

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 23-21931 UNIT-2 containing 12 square feet, more or less, in Lot 25, Block 1A, of PLATTERFARM, a subdivision lying in the N 1/2 of the SE 1/4 of Section 22, Township 3 South, Range 64 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. 88° 33' 20" E., along the south line of said lot 25 then bearing along the north right of way line of 46th Avenue North Service Road (December 1989), a distance of 6.00 feet to the true point of beginning;

1. Thence S. $85^{\circ} 33' 20''$ E., along said south 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. $0^{\circ} 28' 22''$ E., along the west line of said lot 25, a distance of 4.00 feet;
3. Thence S. $56^{\circ} 46' 06''$ E., a distance of 7.21 feet, more or less, to the true point of beginning.

The above described barrel 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 E., 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 fence box in a machine shop yard. The west corner of said north line is a calculated position using the north corner corner.

۲۷۱

A tract or parcel of land No. 24 of the State Department of Highways, Division of Highways, State of Colorado, Project No. IR 25-2(1931) 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:

Cornering at the SW corner of said lot 25; thence S. 89° 33' 20" W.,
"If in Denver, insert "City and" in this blank.

along the south line of said lot 25 also being along the north right of way line of 48th Avenue North Service Road (hereinafter 188A), a distance of 8.00 feet, to the true point of beginning;

1. Thence N. 44° 31' 50" R., 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. (hereinafter 188A);
2. Thence R. 0° 29' 22" R., along said east line of lot 25, also being along said west right of way line, a distance of 8.00 feet, to the NW corner of said lot 25;
3. Thence R. 88° 33' 20" W., along said south line, also along said north right of way line of 48th Avenue, a distance of 8.00 feet, more or less, to the true point of beginning.

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

Point of Beginning: Along the north line of the south half of the NE 1/4 of Section 22, T. 3 R., R. 88 W., 8th P.M., in R. 88° 31' 02.6" R. The east corner of said north line being a "+" on top of a stone in random brick 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 thereunto belonging, or in anywise appertaining, and the reverses 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 sealing and delivery of these presents, he is well seized of the premises above conveyed, has good, sure, perfect, absolute and indefeasible title 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 Minerals of the State of California

1001 Van Ness Avenue
P.O. Box 20000
Sacramento, CA 95814

ATTENTION: RUM OF NEW 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.

Reday Benjamin Krieger
REDAY BENJAMIN KRIEGER

STATE OF COLORADO.

City _____ County of Denver } ss.

The foregoing instrument was acknowledged before me this 12 day of March 1990, by Reday Benjamin Krieger.

My commission expires 3/26/91.

Witness my hand and official seal.

Reday Benjamin Krieger
Reday Benjamin Krieger
Notary Public, State of Colorado
My Commission Expires March 26, 1991

NOTARY PUBLIC PLEASE SIGN HERE

Notary Public, State of Colorado

My Commission Expires March 26, 1991

Notary Public, State of Colorado

