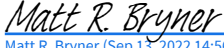


REQUEST FOR RESOLUTION TO DEDICATE PUBLIC RIGHT-OF-WAY

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

FROM: Matt R. Bryner, P.E., Director, Right-of-Way Services 
Matt R. Bryner (Sep 13, 2022 14:56 MDT)

DATE: September 13, 2022

ROW #: 2022-DEDICATION-0000120 **SCHEDULE #:** Adjacent to 0228302034000

TITLE: This request is to dedicate a City-owned parcel of land as Erie St., located at the intersection of Erie St., and W. 32nd 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 Erie 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 Erie St. The land is described as follows:

INSERT PARCEL DESCRIPTION ROW (2022-DEDICATION-0000120-001) HERE.

A map of the area to be dedicated is attached.

MB/AG/LRA

c: Dept. of Real Estate, RealEstate@denvergov.org
City Councilperson, Amanda Sandoval District # 1
Council Aide, Gina Volpe
Council Aide, Melissa Horn
City Council Staff, Zach Rothmier
Environmental Services, Andrew Ross
DOTI, Manager's Office, Alba Castro
DOTI, Manager's Office, Jason Gallardo
DOTI, Director, Right-of-Way Engineering Services, Matt Bryner
Department of Law, Johna Varty
Department of Law, Martin Plate
Department of Law, Deanne Durfee
Department of Law, Ivone Avila-Ponce
Department of Law, Uyen Tran
Department of Law, Stefanie Raph
DOTI Survey, Ali Gulaid
DOTI Ordinance
Project file folder 2022-DEDICATION-0000120

EXECUTIVE SUMMARY

Project Title: 2022-DEDICATION-0000120

Description of Proposed Project: This dedicates the remainder of the deed at Book 368, Page 245 of 1/14/1888 that was not dedicated as part of Resolution 57 of 2007.

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 Public Right-of-Way as, Erie St.

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 Public Right-of-Way as, Erie St.

ORDINANCE/RESOLUTION REQUEST

Please email requests to Jason Gallardo
at Jason.Gallardo@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: September 13, 2022

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:** This request is to dedicate a City-owned parcel of land as Erie St., located at the intersection of Erie St., and W. 32nd Ave.

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

4. **Contact Person:** (With actual knowledge of proposed ordinance/resolution.)

- **Name:** Lisa R. Ayala
- **Phone:** 720-865-3112
- **Email:** lisa.ayala@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:** Jason Gallardo
- **Phone:** 720-865-8723
- **Email:** Jason.Gallardo@denvergov.org

6. **General description/background of proposed resolution including contract scope of work if applicable:** This dedicates the remainder of the deed at Book 368, Page 245 of 1/14/1888 that was not dedicated as part of Resolution 57 of 2007.

****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:** at the intersection Erie St., and W. 32nd Ave.
- d. **Affected Council District:** Amanda Sandoval District # 1
- 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: _____

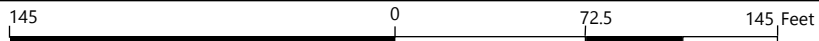
Date Entered: _____



Street Parcel to be dedicated

Legend

-  Well Restrictions
-  Barrier Restrictions
- Area Restrictions
 -  Liner
 -  Sheet Pile Wall Area
-  Streams
-  Irrigation Ditches Reconstruct (Gardeners)
-  Irrigation Ditches
-  Streets
-  Alleys
- Railroads
 -  Main
 -  Yard
 -  Spur
 -  Siding
 -  Interchange track
 -  Other
-  Bridges
- Rail Transit Stations
 -  Existing
 -  Planned
-  Park-N-Ride Locations
-  Lakes
-  County Boundary
-  Parcels
-  Lots/Blocks
- Parks
 -  All Other Parks; Linear
 -  Mountain Parks



PARCEL DESCRIPTION ROW NO. 2022-DEDICATION-0000120-001:

LAND DESCRIPTION – ERIE STREET PARCEL:

A PARCEL OF LAND LOCATED IN THE SOUTHWEST QUARTER OF SECTION 28, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, COLORADO, AND CONVEYED TO THE CITY AND COUNTY OF DENVER BY DEED RECORDED JANUARY 14, 1888 AT BOOK 368, PAGE 245 IN THE OFFICE OF THE CLERK AND RECORDER OF THE CITY AND COUNTY OF DENVER, COLORADO, DESCRIBED THEREIN AS:

THAT PART OF BLOCK 22 KASSERMAN'S ADDITION TO THE CITY OF DENVER LYING EAST OF (THE) PRODUCED WEST LINE OF ARLINGTON ST. (NOW N. SHOSHONE ST.) AS SAME NOW EXISTS BETWEEN BLOCK 2 AND 3 OF H. WITTER'S NORTH DENVER ADDITION.

This Deed, Made this Twenty sixth day of November in the year of our Lord, one

WARRANTY DEED.
Charles Wheeler
The City of Denver
Filed for record at 8 o'clock A. M.
Jan 7 1888
John H. Smith
RECORDER.

thousand eight hundred and eighty seven, between
Charles Wheeler
of the County of Arapahoe, and State of Colorado, of the first part, and
The City of Denver
of the County of Arapahoe, and State of Colorado, of the second part, WITNESSETH:
That the said part 4 of the first part, for and in consideration of the sum
of One Dollars,
to the said part 4 of the first part in hand paid by the said part 4 of the
second part, the receipt whereof is hereby confessed and acknowledged, has
granted, bargained, sold and conveyed and by these presents does grant,
bargain, sell, convey and confirm unto the said part 4 of the second part,
~~heirs and assigns~~ forever, all the following described lot or
parcels of land, situate, lying and being in the County of Arapahoe, and
State of Colorado, to wit:

All that part of Block Twenty two (22) Kasserman's addition to the City
of Denver described as follows:
Commencing at the Extreme Northwest Corner of Kasserman's addition to Denver running
South along the West line of said Addition Twenty (20) feet. Thence East parallel
to the North line of said Addition to an intersection with the South West line of the alley
in Block Twenty two (22) of said Addition. Thence North West along the South West line
of said Alley to an intersection with the North line of said Kasserman's Addition. Thence West along of said North line of
Kasserman's addition to the place of beginning. The same to be a part of Davidson Avenue provided the same shall always be
used as a public street and thoroughfare. Also all that part of Block Twenty two (22) of Kasserman's addition to the City
of Denver lying East of the produced West line of Davidson Street as the said Block now exists between Blocks
Four (4) and Three (3) of St. Witters North Denver addition to Denver provided the same shall
always be used as a public street or thoroughfare

TOGETHER with all and singular the hereditaments and appurtenances thereunto 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 said part 4 of the first part, 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 said part 4 of the second part,
~~heirs and assigns~~ forever. And the said Charles Wheeler

part 4 of the first part, for ~~himself~~
heirs, executors and administrators, does covenant, grant, bargain and agree to and with the said part 4 of the
second part, ~~heirs and assigns~~, that at the time of the ensembling and delivery of these presents
he is well seized of the premises above conveyed, as of 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 aforesaid, and that the same are free and clear from all former and
other grants, bargains, sales, liens, taxes, assessments and incumbrances of whatever kind or nature soever;

and the above bargained premises in quiet and peaceable possession of the said part 4 of the second part,
~~heirs and assigns~~, against all and every person or persons lawfully claiming or to claim the whole or any part
thereof,
the said part 4 of the first part shall and will WARRANT AND FOREVER DEFEND,

In Witness Whereof, the said part 4 of the first part has hereunto set his hand and seal the
day and year above written.
Signed, Sealed and Delivered in Presence of

Charles Wheeler



STATE OF COLORADO, } ss.
County of Arapahoe

William P. Gray a Notary Public in and for said County, in the State aforesaid, do hereby certify that
Charles Wheeler
who is personally known to me to be the person whose name is subscribed to
the annexed Deed, appeared before me this day in person, and acknowledged that he signed, sealed and delivered the said
instrument of writing as his free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and Notarial seal, this Twenty sixth day of November A. D. 1888



William P. Gray

(Notary Commission Expires Feb 28 1888) Notary Public