



**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:** Karen Walton, City Attorney's Office

**FROM:** Robert J. Duncanson P.E., Engineering Manager II  
Right-of-Way Services

**DATE:** November 4, 2013

**ROW #:** 2013-0499-01    **SCHEDULE #:** All three parcels have no schedule numbers at this time. All three parcels were deeded by Warranty Deed 01/14/1929 Book 4268, Page 318.

**TITLE:** This request is to dedicate a City owned land as Public Alley. A Public Alley bounded between W. 20<sup>th</sup> Ave. to W. 21<sup>st</sup> Ave. and Grove St. to Hooker 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 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 2013-0499-01-001 HERE.

A map of the area to be dedicated is attached.

RD/JL/LRA

cc: Asset Management, Steve Wirth  
City Councilperson & Aides, District # 1, Susan K. Shepherd  
City Council Staff, Gretchen Williams  
Environmental Services, David Erickson  
Public Works, Manager's Office, Alba Castro  
Public Works, Manager's Office, Christine Downs  
Public Works, Manager's Office, Nancy Kuhn  
Public Works, Right-of-Way Engineering Services, Rob Duncanson  
Department of Law, Karen Aviles  
Department of Law, Karen Walton  
Department of Law, Brent Eisen  
Public Works Survey, Ali Gulaid  
Public Works Survey, Paul Rogalla  
Owner: City and County of Denver  
Project file folder 2013-0499-01



## ORDINANCE/RESOLUTION REQUEST

Please email requests to Nancy Kuhn at  
Stacie.Loucks@denvergov.org by **NOON 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: November 4, 2013

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, amendment, municipal code change, supplemental request, etc.)

This request is to dedicate a City owned land as Public Alley. A Public Alley bounded between W. 20<sup>th</sup> Ave. to W. 21<sup>st</sup> Ave. and Grove St. to Hooker St.

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

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

- **Name:** Lisa R. Ayala
- **Phone:** 720-865-3153
- **Email:** [lisa.ayala@denvergov.org](mailto: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:** Nancy Kuhn
- **Phone:** 720-865-8720
- **Email:** [nancy.kuhn@denvergov.org](mailto:nancy.kuhn@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 Public Alley.

**\*\*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.)

- a. **Contract Control Number:** NO
- b. **Duration:** Permanent
- c. **Location:** A public alley: bounded between W. 20<sup>th</sup> Ave. to W. 21<sup>st</sup> Ave. and Grove St. to Hooker St.
- d. **Affected Council District:** # 1, Susan K. Shepherd
- e. **Benefits:** N/A
- f. **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 Entered: \_\_\_\_\_



**DENVER**  
THE MILE HIGH CITY

## EXECUTIVE SUMMARY

**Project Title:** 2013-0499-01 Dedication in the public alley bounded by W. 20<sup>th</sup> Ave. to W. 21<sup>st</sup> Ave. and Grove St. to Hooker St.

**Description of Proposed Project:** This request is to dedicate a City owned land as Public Alley. A Public Alley bounded by W. 20<sup>th</sup> Ave. to W. 21<sup>st</sup> Ave. and Grove St. to Hooker St.

**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:** No

**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.





21st Ave.

20th Ave.

Grove St.

Hooker St.

Parcel 3

Parcel 1

Parcel 2



Three parcels of land located in the Northwest 1/4 of Section 32, Township 3 South, Range 68 West of the Sixth Principal Meridian, City and County of Denver, State of Colorado.

Three parcels of land conveyed Warranty Deed to the City & County of Denver, recorded on the 14th of January 1929 in Book 4268 Page 318 in the City and County of Denver Clerk & Records Office being more particularly described as follows:

**Parcel 1**

The east one (1) foot of Lot 29 in The Freeholders Resubdivision of part of Block 7, Witter and Cofield's Subdivision of the Town of Highlands.

**Parcel 2**

That part of Lots 11 and 12 in Block 7, in Resubdivision of Blocks 7, 8, 9, 28, 29 and 30, Witter and Cofield's Subdivision of the Town of Highlands, as described as follows, to-wit: Beginning at the southwest corner of said Lot 12: thence east along the south line of said Lot 12, a distance of 5 feet; thence north and parallel with the west line of said Lot 12, a distance of 30 feet to the north line of said Lot 12; thence northwesterly in a straight line 30.41 feet, more or less, to the northwest corner of said Lot 11 and thence south along the west lines of said Lots 11 and 12 a distance of 60 feet to the place of beginning.

**Parcel 3**

That part of Lots 26 in Block 7 in Resubdivision of Block 7, 8, 9, 28, 29 and 30, Witter and Cofield's Subdivision of the Town of Highlands, described as follows, to wit: Beginning at the southeast corner of said Lot 26; thence north along the east line of said lot a distance of 140 feet to the northeast corner thereof; thence west along the north line of said lot a distance of 2.9 feet; thence south and parallel with the east line of said lot a distance of 80 feet; thence southwesterly in a straight line 20.24 feet, more or less, to a point 40 feet north of the south line and 6 feet west of the east line of said Lot 26; thence south and parallel with the east line of said lot a distance of 40 feet to the south line of said lot and thence east 6 feet to the place of beginning.

4268-318

Adolph F. Konecny and  
Rose M. Konecny  
To  
CITY AND COUNTY OF DENVER

Warranty Deed, Jan. 14, 1929  
Recorded February 6, 1929  
Consideration \$10.00

The east one (1) foot of lot 29 in The Freeholders Resubdivision of part of Block 7, Witter and Cofield's Subdivision of the Town of Highlands; also

PARCEL 1

That part of lots 11 and 12 in Block 7, in Resubdivision of Blocks 7, 8, 9, 28, and 30, Witter and Cofield's Subdivision of the Town of Highlands, described as follows, to-wit:

PARCEL 2

Beginning at the southwest corner of said lot 12; thence east along the south line of said Lot 12, a distance of 5 feet; thence north and parallel with the west line of said Lot 12, a distance of 30 feet to the north line of said Lot 12; thence northwesterly in a straight line 30.41 feet, more or less, to the northwest corner of said lot 11 and thence south along the west lines of said lots 11 and 12 a distance of 60 feet to the place of beginning; also

That part of Lot 26 in Block 7 in Resubdivision of Blocks 7, 8, 9, 28, 29 and 30, Witter and Cofield's Subdivision of the Town of Highlands, described as follows, to-wit:

PARCEL 3

Beginning at the southeast corner of said Lot 26; thence north along the east line of said lot a distance of 140 feet to the northeast corner thereof; thence west along the north line of said lot a distance of 2.9 feet; thence south and parallel with the east line of said lot a distance of 80 feet; thence southwesterly in a straight line 20.24 feet, more or less, to a point 40 feet north of the south line and 6 feet west of the east line of said Lot 26; thence south and parallel with the east line of said lot a distance of 40 feet to the south line of said lot and thence east 6 feet to the place of beginning.

The property here in conveyed is to be used only for public alley purposes, and if at any time in the future the within described property ceases to be used for such purposes it is agreed between the parties hereto that the title to said property will revert to the grantor, his heirs, administrators, executors or assigns.

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4268-324

Dorothy Hotfield  
To  
CITY AND COUNTY OF DENVER

Warranty Deed, Febr. 4, 1929  
February 6th Recorded -1929  
Consideration \$4.00

PARCEL NO. 233

(City v. Josephine M. Seifried, et al)

The rear or westerly 8 feet of lots 47 and 48, in Block 18 Downington.



This Deed, Made this Fourteenth (14th)-----day of January-----

in the year of our Lord one thousand nine hundred and twenty-nine -----

BETWEEN ADOLPH F. KONECNY and ROSE M. KONECNY -----

of the City and County of Denver and State of Colorado, of the first part, and CITY AND COUNTY OF DENVER, a municipal corporation duly organized and existing under and by virtue of the laws and constitution of the State of Colorado, of the second part;

WITNESSETH, That the said part 1ea of the first part, for and in consideration of the sum of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATIONS -----Delivered to the said part 1ea of the first part in hand paid by the said part y of the second part, the receipt whereof is hereby confessed and acknowledged, ha ve granted, bargained, sold and conveyed, and by these presents do grant, bargain, sell, convey and confirm unto the said part y of the second part, its / successors and assigns forever, all the following described lot a or parcel a of land, situate, City and County of Denver and State of Colorado, to-wit:

The east one (1) foot of lot 29 in The Freeholders Resubdivision of part of Block 7, Witter and Coffield's Subdivision of the Town of Highlands; also

PARCEL 1

That part of lots 11 and 12 in Block 7, in Resubdivision of Blocks 7, 8, 9, 28, 29 and 30, Witter and Coffield's Subdivision of the Town of Highlands, described as follows, to-wit: Beginning at the southwest corner of said lot 12; thence east along the south line of said Lot 12, a distance of 5 feet; thence north and parallel with the west line of said Lot 12, a distance of 30 feet to the north line of said Lot 12; thence northwesterly in a straight line 30.41 feet, more or less, to the northwest corner of said lot 11 and thence south along the west lines of said lots 11 and 12 a distance of 60 feet to the place of beginning; also

PARCEL 2

That part of Lot 26 in Block 7 in Resubdivision of Blocks 7, 8, 9, 28, 29 and 30, Witter and Coffield's Subdivision of the Town of Highlands, described as follows, to-wit: Beginning at the southeast corner of said Lot 26; thence north along the east line of said lot a distance of 140 feet to the northeast corner thereof; thence west along the north line of said lot a distance of 2.9 feet; thence south and parallel with the east line of said lot a distance of 80 feet; thence southwesterly in a straight line 20.24 feet, more or less, to a point 40 feet north of the south line and 6 feet west of the east line of said

PARCEL 3



Lot 26; thence south and parallel with the east line of said lot a distance of 40 feet to the south line of said lot and thence east 6 feet to the place of beginning.

The property herein conveyed is to be used only for public alley purposes, and if at any time in the future the within described property ceases to be used for such purposes it is agreed between the parties hereto that the title to said property will revert to the grantor, his heirs, administrators, executors or assigns.

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 parties 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 Y of the second part, ~~its~~ <sup>successors</sup> and assigns forever.

And the said ADOLPH P. KONECNY AND ROSE M. KONECNY -----

parties of the first part, for themselves their heirs, executors and administrators do covenant, grant, bargain and agree to and with the said part Y of the second part, ~~its~~ <sup>successors</sup>

and assigns, that at the time of the enrolling and delivery of these presents, they are well seized of the premises above conveyed as of good, sure, perfect, absolute and indefeasible estate of inheritance, in law, in fee simple, and have 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.