

REQUEST FOR RESOLUTION TO DEDICATE PUBLIC RIGHT-OF-WAY

TO: Caroline Martin, City Attorney's Office

FROM: Matt Bryner., Director Engineer-Architect
Right-of-Way Services

DATE: August 22, 2019

ROW #: 2019-Dedication-0000104 **SCHEDULE #:** Adjacent to 0236300003000

TITLE: This request is to dedicate City owned land as N. Detroit St.
Located near the intersection of E. Colfax Ave. and N. Detroit 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 N. Detroit 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 Public Street. The land is described as follows:

INSERT PARCEL DESCRIPTION ROW (2019-Dedication-0000104-001 & 002) HERE.

A map of the area to be dedicated is attached.

MB/BLV

c: Dept. of Real Estate, Katherine Rinehart
City Councilperson Candi CdeBaca
City Council Staff, Zach Rothmier
Environmental Services, David Erickson
Public Works, Manager's Office, Alba Castro
Public Works, Manager's Office Jason Gallardo
Public Works, Right-of-way Engineering Services, Matt Bryner
Department of Law, Maureen McGuire
Department of Law, Martin Plate
Department of Law, Deanne Durfee
Department of Law, Caroline Martin
Department of Law, Stan Lechman
Public Works Survey,
Public Works Survey, Paul Rogalla
PW Ordinance
Project file folder 2019-Dedication-0000104

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: August 22, 2019

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 N. Detroit St.
Located near the intersection of E. Colfax Ave. and N. Detroit St.

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:** Jason Gallardo
- **Phone:** 720-865-8713
- **Email:** Jason.Gallardo@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 N. Detroit St.

****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:** N. Detroit St between E. Colfax Ave. and E. 17th Ave.
- d. **Affected Council District:** Dist. #9 Candi CdeBaca
- 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: 2019-Dedication-0000104

Description of Proposed Project: Dedicate a parcel of public right of way as N. Detroit St.

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

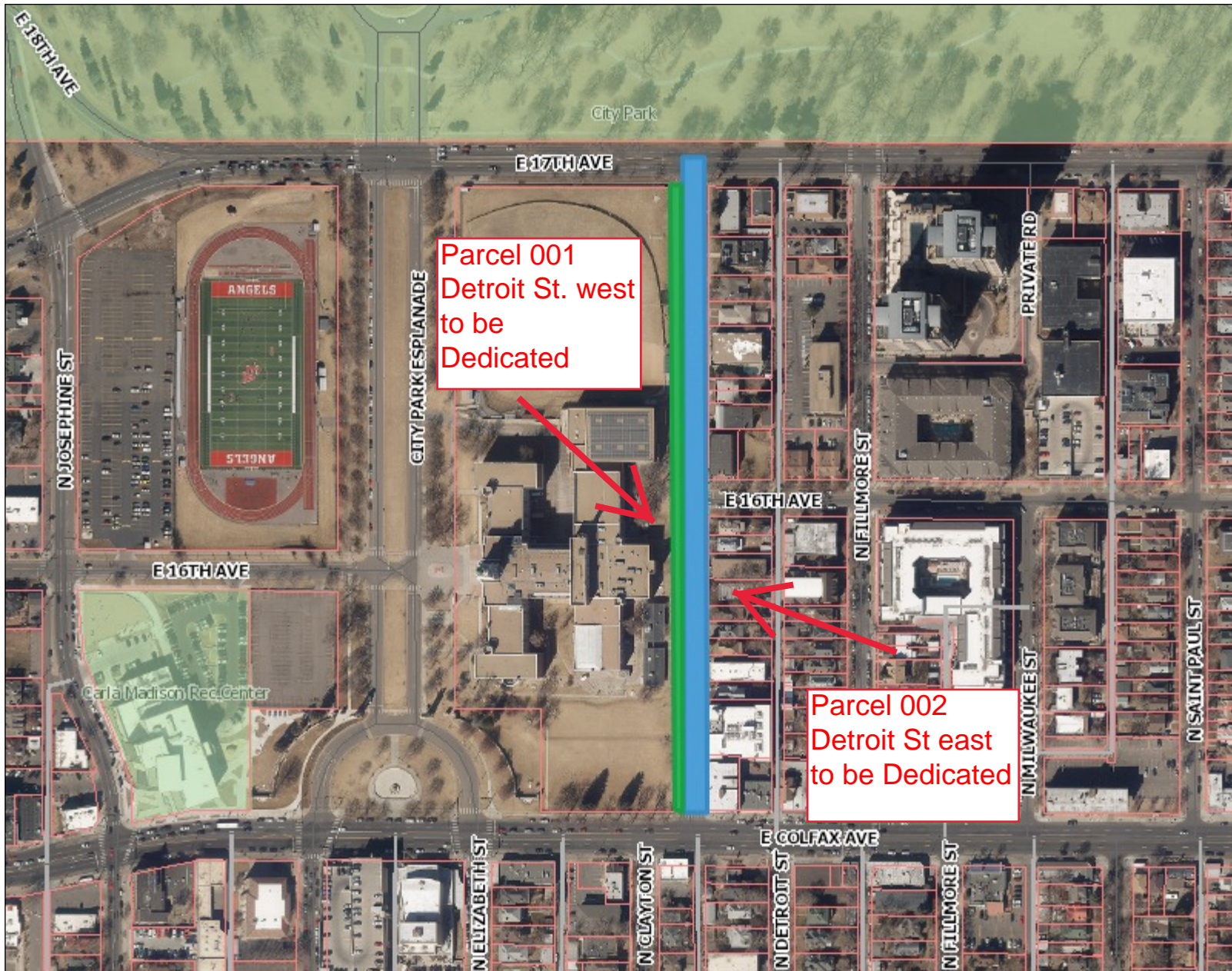
What is the known duration of an MEP: N/A

Will land be dedicated to the City if the vacation goes through :N/A

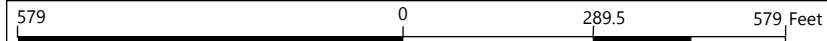
Will an easement be placed over a vacated area, and if so explain: N/A

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
- ▲ Well Restrictions
 - Barrier Restrictions
 - Area Restrictions
 - Liner
 - Sheet Pile Wall Area
 - Streams
 - 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; Liner
 - Mountain Parks



LAND DESCRIPTIONS

A PARCEL OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 36, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN IN THE CITY AND COUNTY OF DENVER, COLORADO, ACQUIRED BY QUIT CLAIM DEED RECORDED MARCH 26, 1902 AT BOOK 1381, PAGE 571 IN THE CLERK AND RECORDER'S OFFICE OF COUNTY OF ARAPAHOE, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTH LINE OF COLFAX AVENUE, WHERE THE EAST LINE OF THE SOUTHWEST ¼ OF THE SOUTHWEST ¼ OF SECTION 36 TOWNSHIP 3 SOUTH OF RANGE 68 WEST INTERSECTS THE SAME AND RUNNING THENCE NORTH ON SAID EAST LINE 1271.57 FEET TO THE NORTH LINE OF THE SOUTHWEST ¼ OF THE SOUTHWEST ¼ OF SAID SECTION;
THENCE WEST ON SAID NORTH LINE 29.43 FEET MORE OR LESS TO A POINT DISTANT 60 FEET WEST OF THE PRODUCED EAST LINE OF DETROIT STREET;
THENCE SOUTH PARALLEL WITH THE EAST LINE OF DETROIT STREET 1271.57 FEET MORE OR LESS TO THE NORTH LINE OF COLFAX AVENUE AND THENCE EAST ON THE NORTH LINE OF SAID AVENUE 29.787 FEET MORE OR LESS TO THE PLACE OF BEGINNING.

AND

A PARCEL OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 36, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN IN THE CITY AND COUNTY OF DENVER, COLORADO, ACQUIRED BY DEED RECORDED FEBRUARY 1, 1923 AT BOOK 3507, PAGE 112 IN THE CLERK AND RECORDER'S OFFICE OF SAID CITY AND COUNTY OF DENVER, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE POINT OF INTERSECTION OF THE NORTH LINE OF COLFAX AVENUE WITH THE WEST LINE OF DETROIT STREET, BEING SIXTY (60) FEET WESTERLY OF THE SOUTHWEST CORNER OF BLOCK NUMBERED THIRTEEN (13) IN COLFAX AVENUE PARK SUBDIVISION;
THENCE WEST ALONG SAID NORTH LINE OF COLFAX AVENUE TWELVE (12) FEET,
THENCE NORTH PARALLEL WITH THE EAST LINE OF DETROIT STREET TWELVE HUNDRED NINETEEN (1219) FEET MORE OR LESS TO THE SOUTH LINE OF SEVENTEENTH AVENUE;
THENCE EAST ALONG THE SOUTH LINE OF SEVENTEENTH AVENUE TWELVE (12) FEET TO A POINT SIXTY (60) FEET WEST OF THE NORTHWEST CORNER OF BLOCK NUMBERED TWELVE (12) IN COLFAX AVENUE PARK SUBDIVISION;
THENCE SOUTH TO THE PLACE OF BEGINNING.

576706

D E E D

SCHOOL DIST. NO. ONE
CITY & COUNTY OF DENVER

to

CITY & COUNTY OF DENVER

Filed for record at 9.45

A. M. Feb. 1, 1923

Charles Moewes

Clerk and Recorder

THIS DEED, made this 23rd. day of October, A.D. 1922,
between SCHOOL DISTRICT NO. ONE, IN THE CITY AND
COUNTY OF DENVER AND STATE OF COLORADO, of the first
part, and the CITY AND COUNTY OF DENVER of the second
part.

WITNESSETH, that the said party of the first part, for
and in consideration of the vacation as a public
street that part of Sixteenth Avenue lying between
the west line of Detroit Street and the east line of
the City Park Esplanade in the City and County of

Denver, has granted, bargained, sold and conveyed and by these presents does grant;
bargain, sell, convey and confirm to the said party of the second part, its succes-
sors and assigns forever, all the following described lot or parcel of land situated
in the City and County of Denver and in the State of Colorado, to-wit:

That part of the southwest quarter of the southwest quarter of section
thirty-six (36) in township three (3) south, of Range Sixty-eight (68) west of the
Sixth P.M. bounded and described as follows, to-wit: Commencing at the point of
intersection of the north line of Colfax Avenue with the west line of Detroit Street,
being sixty (60) feet westerly of the southwest corner of Block numbered thirteen
(13) in Colfax Avenue Park Subdivision, thence west along said north line of Colfax
Avenue twelve (12) feet, thence north parallel with the east line of Detroit Street
twelve hundred nineteen (1219) feet more or less to the south line of Seventeenth
Avenue, thence east along the south line of Seventeenth Avenue twelve (12) feet to
a point sixty (60) feet west of the northwest corner of Block numbered twelve (12)
in Colfax Avenue Park Subdivision, thence south to the place of beginning.

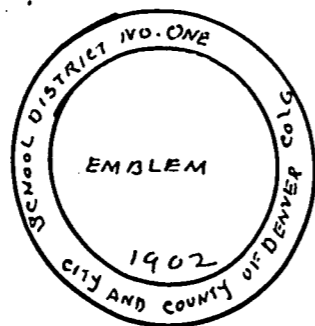
TOGETHER with all and singular the hereditaments and appurtenances there-
unto belonging, or in anywise appertaining and all the estate, right, title, interest,
claim and demand whatsoever of the said party of the first part, either in law or
equity, of, in and to the above bargained premises with the hereditaments and appur-
tenances.

TO HAVE AND TO HOLD the said premises above bargained and described with the
appurtenances to the said party of the second part, its successors and assigns forever.

IN WITNESS WHEREOF, said party of the first part has caused its corporate
name to be hereto subscribed by its President and its corporate seal to be hereto
affixed, attested by its Secretary, the day and year first above written.

Attest:

W. A. E. Stutt,
Secretary



SCHOOL DISTRICT NO. ONE IN THE CITY AND COUNTY
OF DENVER AND STATE OF COLORADO.

By L.F. Hallett,
President

STATE OF COLORADO)

CITY AND COUNTY OF DENVER)

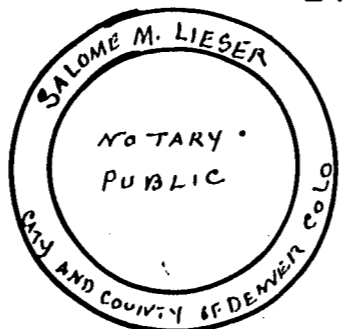
(SS.
)

I, Salome M. Lieser, a Notary Public in and for the City and County

50¢ Revenue Stamp attached

of Denver, in the State of Colorado aforesaid, do hereby certify that L. F. HALLETT and W. A. E. STUTT, who are personally known to me to be the same persons whose names are subscribed to the foregoing deed as president and Secretary, respectively, of School District No. One in the City and County of Denver and State of Colorado and who are known to me to be such officers, appeared before me this day in person and acknowledged that the said L. F. Hallett, President of said School District and the said W. A. E. Stutt as Secretary thereof, and that they respectively subscribed their names thereto as president and Secretary and signed, sealed and delivered said instrument of writing as their free and voluntary act and deed and as the free and voluntary act and deed of the said School District No. One in the City and County of Denver and State of Colorado for the uses and purposes therein set forth.

Given under my hand and notarial seal this 23rd. day of October, A.D. 1922.



My commission expires December 4, 1924.

Form approved
J. N. Marsh, Atty. for
City & County of Denver

Salome M. Lieser,

By T. H. Gibson, 1st. Asst.
H. M. Munroe

Notary Public .

50¢ Revenue Stamp attached

576788

EXECUTORS' DEED
WILLIAM W. GARWOOD, et al
Exrs. &c.

to
MARY A. MORGAN

Filed for record at 11.40
A.M. Feb. 1, 1923

Charles Moewes
Clerk and Recorder

THIS DEED, made this 9th day of October, A.D. 1922, by and between William W. Garwood, John H. Porter and Edward S. Irish, of the City and County of Denver, State of Colorado, as executors of the last will and testament of Charles M. Stebbins, deceased, parties of the first part, and Mary A. Morgan, of the City and County of Denver, State of Colorado, party of the second part:

WITNESSETH: That whereas, on the 16th day of June, 1904, the said Charles M. Stebbins, a resident of

the City and County of Denver, in the State of Colorado, departed this life leaving a last will and testament in which, among other things, said testator devised and bequeathed all his real and personal property wherever situate to William R. Stebbins, William W. Garwood and John H. Porter, the executors named and appointed in the said will, IN TRUST, for the purposes therein set forth, and also in said will expressly authorized and empowered the said William R. Stebbins, William W. Garwood and John H. Porter, and their successors to sell, convey and dispose of all the said property in such manner as to them would seem best to carry out the provisions of the said will; for more particular information as to the provisions of the said will, the power therein contained, reference is hereby made to the record thereof in Book 1691, page 381, of the records of the County Clerk and Recorder of the said city and County of Denver, and,

WHEREAS, On the 10th day of October, A.D. 1905, the said last will and testament was admitted to probate and record by the County Court of the City and County of Denver, having jurisdiction in the premises, and on the same day letters testamentary were issued by the said court to the said parties of the first part as

part, his heirs and
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 (738.5) feet to a stone
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 and assigns forever.
 his heirs, executors
 ith the said party
 sealing and de-
 veyed as of good,
 law, in fee simple,
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 Printed }
 Seal }

I in the State aforesaid, do hereby certify Joseph Mauro personally known to me as 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.

I further certify that my commission expires April 2nd 1902
 Given under my hand and Notarial Seal, this 26th day of March A. D. 1902
 [Notarial Seal] William H. Andrews
 Notary Public

Quit Claim Deed
 State of Colorado
 to
 City of Denver
 Filed for record at
 3¹⁰ P. M. Mch. 26th 1902
 Julius Archele
 Recorder

This Indenture, Made this 18th day of March, in the year of our Lord one thousand nine hundred and two between the State of Colorado, by James B. Orman, Governor of said State, and John G. Joyce, Register of the State Board of Land Commissioners of said State, party of the first part, and the City of Denver, a municipal corporation in the County of Arapahoe and State of Colorado, party of the second part:

Whereas, The said party of the second part has made application to the State Board of Land Commissioners, having the control of the land held by the State of Colorado, for a Deed to a certain strip of land hereinafter described, to be used and maintained by the said party of the second part as a public highway;

And Whereas, The said Board of Land Commissioners has granted such lands for such purpose:

And Whereas, The said James B. Orman, Governor, and the said John G. Joyce, Register as aforesaid, are authorized, in such case, upon the granting of said lands for such purpose, to execute and deliver on the part of the State of Colorado, party of the first part, proper deed, conveying such lands, when so granted;

Now Therefore, These Presents Witnesseth, That the said party of the first part, for and in consideration of the premises aforesaid, and the further consideration of one dollar to the said party of the first part in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, released and conveyed, and by these presents does grant, remise, release and convey unto the said party of the second part and its successors the following described pieces and tracts of land, so long as the same may be used as a public highway, situate in the County of Arapahoe and State of Colorado, to-wit:

Beginning for the same at a point on the north line of Colfax avenue, where the east line of the S. W. 1/4 of the S. W. 1/4 of Section 36 Township 3 south of Range 68 west intersects the same and running thence north on said east line 1271.57 feet to the north line of the S. W. 1/4 of the S. W. 1/4 of said section; thence west on said north line 29.43 feet more or less to a point distant 60 feet west of the produced east line of Detroit street; thence south parallel with the east line of Detroit street 1271.57 feet more or less to the north line of Colfax avenue and thence east on the north line of said avenue 29.787 feet more or less to the place of beginning. Containing ⁸⁵/₁₀₀ of an acre more or less.

Said above described premises to be used by the said party of the second part

only for the purposes of a public highway, and if said premises shall at any time cease to be used for the purpose aforesaid the estate therein shall revert to the State absolutely.

To have and to hold the said premises for the purposes only aforesaid, together with all and singular the appurtenances and privileges thereunto belonging or in anywise appertaining, and all the estate, right, title, interest and claim whatsoever of the said party of the first part, either in law or equity, to the only proper use, benefit and behoof of the party of the second part, and its successors, forever, for the purpose only aforesaid.

In Witness Whereof, I have hereunto set my hand and caused the Seal of the State Board of Land Commissioners to be attached the day and year above written.

Attest:

Jno. T. Joyce
Register

{ Official }
Seal

The State of Colorado
by James B. Orman
Governor

509
Reverend Stamm

Executors Deed
Gilbert P. Truslow

to
Anne Shovelson

Filed for record at
11³⁰ a. m. Mch. 25 1902

Julius Archele
Recorder

This Deed, Made this 24th day of March, in the year of our Lord one thousand nine hundred and two, between Gilbert P. Truslow of the Borough of Brooklyn, City of New York, County of Kings and State of New York, as sole acting Executor of the last will and testament of Kate Hoyt, late of the County of Kings and State of New York, Deceased, party of the first part, and Anne Shovelson, of the City of Denver, County of Arapahoe and State of Colorado of the second part

Whereas, Kate Hoyt, late of the County of Kings, State of New York, Deceased, did by her last will and testament direct her Executors therein named to sell with due diligence, after making certain legacies and bequests, all the rest residue and remainder of her property, both real and personal, at public or private sale, or both, in such lots or quantities, singly or otherwise, as to them might seem expedient and most advantageous, having in mind the desired object of realizing the largest proceeds therefor, and for said purpose did give to the Executors named in said will full power of sale, transfer, conveyance and disposition of all said property, and

Whereas, the said testatrix, Kate Hoyt, did by her said will and testament constitute and appoint Gilbert P. Truslow, party of the first part hereinbefore named, and Francis L. Hine as Executors thereof, and

Whereas, the said will and testament were duly approved and admitted to probate and record in the Surrogate's Court, held in and for the County of Kings in the State of New York on the 12th day of February, 1900, and

Whereas, thereafter a duly verified and exemplified copy of the said last will and testament of the said testatrix, Kate Hoyt, was duly presented and admitted to probate in the County Court sitting in probate for the County of Arapahoe in the State of Colorado on the 12th day of February, 1902, and

Whereas, Gilbert P. Truslow, the party of the first part above named, did on or about the 12th day of June, 1900, qualify as Executor of the said last will and testament, and the said Francis L. Hine, the other Executor named in said will

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