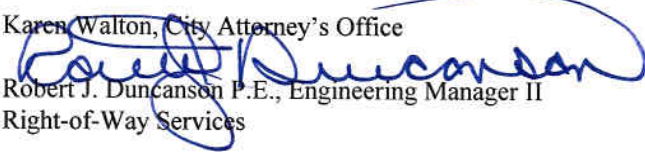


REQUEST FOR RESOLUTION TO DEDICATE PUBLIC RIGHT-OF-WAY

TO: Karen Walton, City Attorney's Office

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

DATE: June 2, 2014

ROW #: 2014-0051-21 **SCHEDULE #:** N/A

TITLE: This request is to dedicate a City owned land as E. Alameda Ave.
Located near the intersection of Alameda Ave and S. Steele 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 E. Alameda Ave.

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 E. Alameda Ave. The land is described as follows.

INSERT PARCEL DESCRIPTION ROW (2014-0051-21-001) HERE.

A map of the area to be dedicated is attached.

RD/JL/BLV

cc: Asset Management, Steve Wirth
City Councilperson & Aides, Charlie Brown District # 6
City Council Staff, Gretchen Williams
Environmental Services, David Erickson
Public Works, Manager's Office, Alba Castro
Public Works, Manager's Office, Nancy Kuhn
Public Works, Right-of-Way Engineering Services, Rob Duncanson
Department of Law, Karen Aviles
Department of Law, Brent Eisen
Department of Law, Karen Walton
Public Works Survey, Ralph Pettit
Public Works Survey, Paul Rogalla
Owner: City and County of Denver
Project file folder 2014-0051-21

ORDINANCE/RESOLUTION REQUEST

Please email requests to Nancy Kuhn at Nancy.Kuhn@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: June 2, 2014

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 E. Alameda Ave.
Located near the intersection of Alameda Ave and S. Steele St.

3. **Requesting Agency:** PW Right of Way Engineering Services

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:** Nancy Kuhn
- **Phone:** 720-865-8720
- **Email:** 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 E. Alameda Ave.

****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:** N/A
- b. **Duration:** Permanent
- c. **Location:** Alameda Ave. and S. Steele St.
- d. **Affected Council District:**
- 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: _____



EXECUTIVE SUMMARY

DENVER
THE MILE HIGH CITY

Project Title: 2014-0051-21 Dedication Alameda and S. Steele

Description of Proposed Project: Dedicate a parcel of public Right of Way as E. Alameda

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: 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 of dedicating it as Public Right-of-Way.

Parcel 1

A parcel of land conveyed by Warranty Deed to the City & County of Denver, recorded on the 24th of January 1961, in Book 8624 Page 401 in the City and County of Denver Clerk & Recorder's Office said parcel of land located in the Southwest 1/4 of Section 12, Township 4 South, Range 68 West of the Sixth Principal Meridian, City and County of Denver, State of Colorado, being more particularly described as follows:

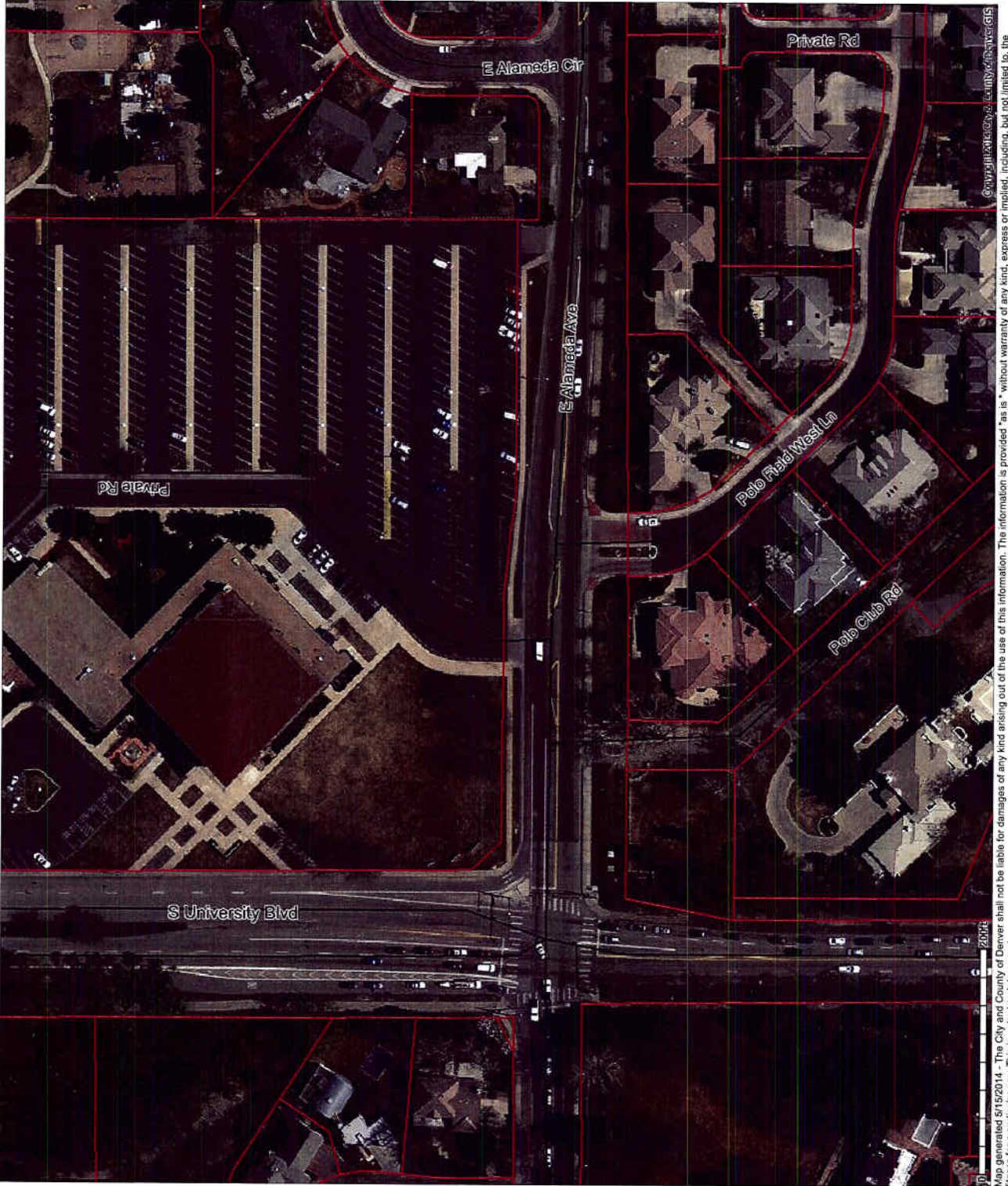
The south 30 feet of Tract 4, Miller Park.

Parcel 2

A portion of the land conveyed by Deed to the City & County of Denver, recorded on the 22nd of November 1954, in Book 7574 Page 317 in the City and County of Denver Clerk & Recorder's Office, said parcel of land located in the Northwest 1/4 of Section 13, Township 4 South, Range 68 West of the Sixth Principal Meridian, City and County of Denver, State of Colorado, being more particularly described as follows:

The northerly seventy (70) feet of said legal description: "Beginning at a point located on the North boundary line of Section Thirteen (13), Township Four (4) South, Range Sixty-eight (68) West thirty (30) feet East of the Northwest corner of said Section; thence Easterly on and along said North boundary line to the Northeast corner of the Northwest Quarter of said Section Thirteen (13); thence Southerly on and along the East boundary line of said Northwest Quarter to a point located on said East boundary line one hundred seventy-five (175) feet North of the Southeast corner of the Northeast quarter of said Northwest Quarter; thence Westerly on and along a line parallel to and one hundred seventy-five (175) feet North of the South boundary line of the Northeast Quarter of said Northwest Quarter, thirty-five feet to a point; thence Northerly on and along a line parallel to and thirty-five (35) feet distance from said East boundary line to a point on said parallel line located one hundred seventy (170) feet South of the North boundary line of said Northwest Quarter; thence Northwesterly on a straight line to a point located seventy (70) feet south of the North boundary line of said Northwest Quarter and one hundred thirty-five (135) feet west of the East boundary line of said Northwest Quarter; thence Westerly on and along a line parallel with and seventy (70) feet South of the North boundary line of said Northwest Quarter to a point on said parallel line thirty (30) feet east of the West boundary line of said Northwest Quarter thence Northerly on and along a line parallel to and Thirty (30) feet distant from the West boundary line of said Northwest Quarter seventy (70) feet, more or less, to the point of beginning"

Alameda Ave Parcel 1



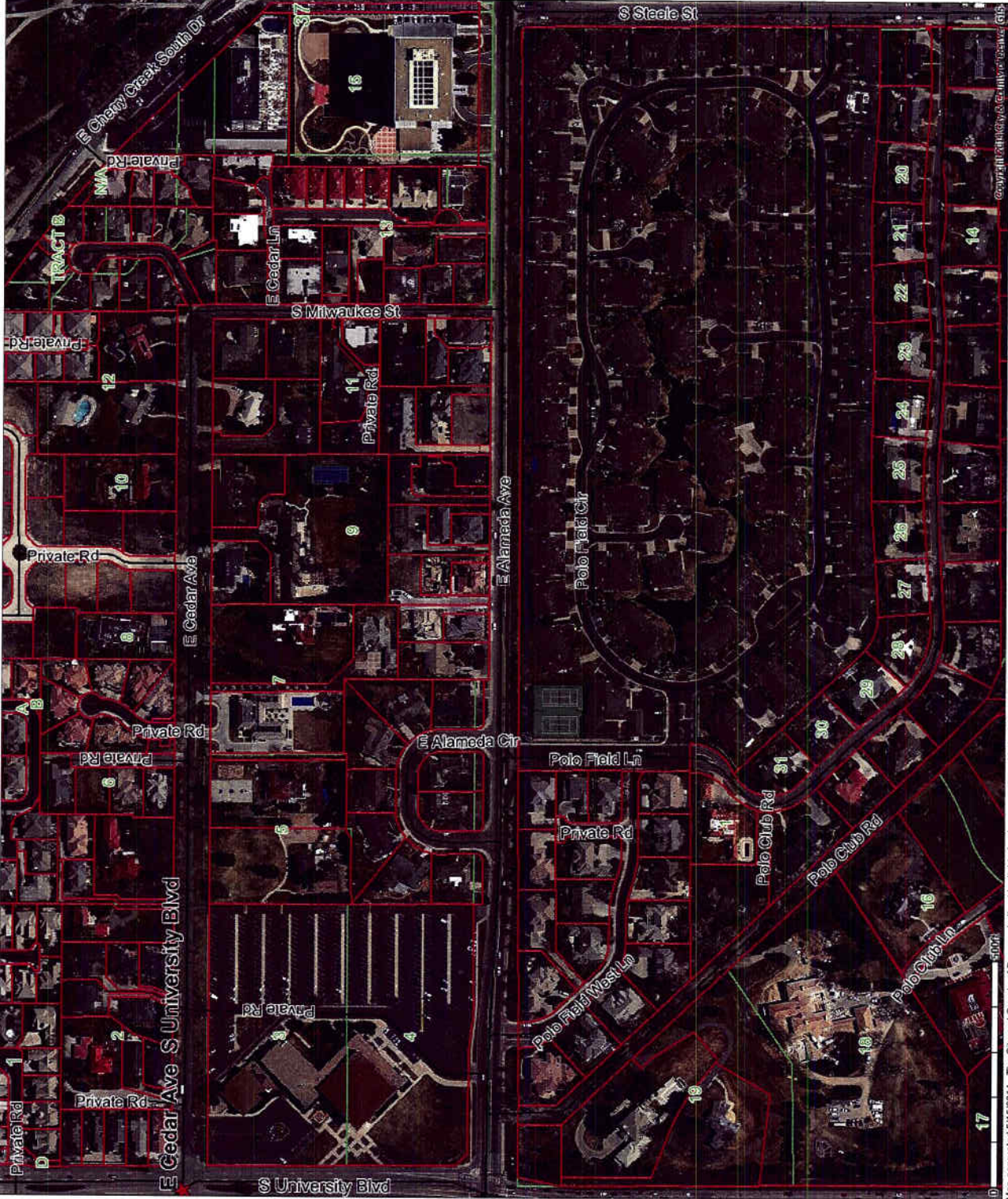
- Denver County (Boundary)
- Street Centerline
- Interstate
- US Highway
- Other
- Parcels
- mask
- 2012_Denver.jp2.lri
- Denver County (Shaded)
- Denver County
- Adams County
- Arapahoe County
- Jefferson County

Map generated 5/15/2014 - The City and County of Denver shall not be liable for damages of any kind arising out of the use of this information. The information is provided "as is" without warranty of any kind, express or implied, including, but not limited to, the fitness for a particular use. This is not a legal document.

Alameda Ave Parcel 1



Alameda Ave Parcel 2

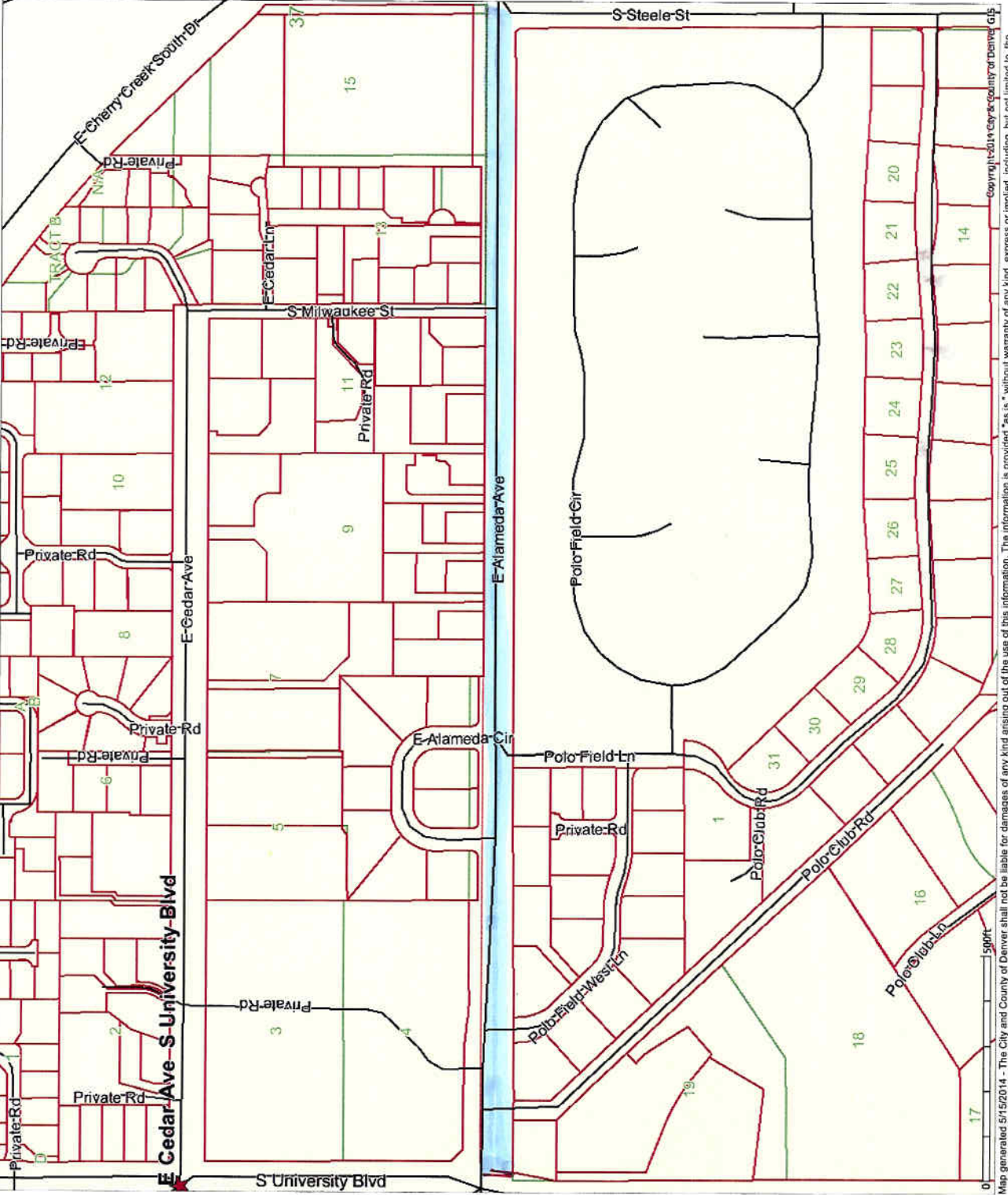


- Denver County (Boundary)
- Street Centerline
- Interstate
- US Highway
- Other
- Parcels
- Block Numbers
- Lots/Blocks (Base Map)
- mask
- 2012_Denver.jp2.r1
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Alameda Ave Parcel 2

- Denver County (Boundary)
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- Other
- Parcels
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The south 30 feet of Tract 4, Miller Park.

Parcel 2

A portion of the land conveyed by Deed to the City & County of Denver, recorded on the 22nd of November 1954, in Book 7574 Page 317 in the City and County of Denver Clerk & Recorder's Office, said parcel of land located in the Northwest 1/4 of Section 13, Township 4 South, Range 68 West of the Sixth Principal Meridian, City and County of Denver, State of Colorado, being more particularly described as follows:

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Recorded at 19215 Book No. JAN 24 1961 Recorder 8624 401

THIS DEED, Made this 20th day of JANUARY in the year of our Lord, one thousand nine hundred and SIXTY-ONE between CENTRAL ASSEMBLY OF GOD

a corporation duly organized and existing under and by virtue of the laws of the 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 of the State of COLORADO of the second part;

*Eye
N 4*

WITNESSETH, That the said party of the first part, for and in consideration of the sum of ONE (\$1.00) DOLLAR AND OTHER VALUABLE CONSIDERATIONS to the said party of the first part in hand paid by the said party of the second part, the receipt whereof is hereby confessed and acknowledged, hath granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell, convey and confirm, unto the said party of the second part, its successors and assigns forever, all the following described or parcel of land, situate, lying and being in the CITY & County of DENVER and State of Colorado, to-wit:

THE SOUTH 30 FEET OF TRACT 4, MILLER PARK.

STATE OF COLORADO
LAND COUNTY
FILED IN OFFICE ON
JAN 24 4 20 PM '61
RECORDED
LOUIS S. MILLER, CLERK AND REC'D

049215
0.00

TOGETHER, with all and singular the hereditaments and appurtenances thereto 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 party 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 conveyed, with the appurtenances unto the said party of the second part, its successors and assigns forever. And the said

CENTRAL ASSEMBLY OF GOD

party of the first part, for itself, its successors and assigns, doth covenant, grant, bargain and agree to and with the said party of the second part, its successors and assigns, that at the time of the passing and delivery of these presents it 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 hath 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 sever;

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

IN WITNESS WHEREOF, The said party of the first part hath caused its corporate name to be hereunto subscribed by its president, and its corporate seal to be hereunto affixed, attested by its secretary, this 20th day and year first above written.

CENTRAL ASSEMBLY OF GOD

By Charles D. Blair President



STATE OF COLORADO, CITY AND COUNTY OF DENVER

This instrument was acknowledged before me this 20th day of JANUARY as President and as Secretary of CENTRAL ASSEMBLY OF GOD, A COLORADO CORPORATION a corporation.

My notarial commission expires April 11, 1961
Witness my hand and official seal.

Frank G. Byrke Notary Public



As to Form

APPROVED FOR RECORDING
LAND OFFICE

Wm. W. Johnson
CITY ASSEMBLY OFFICE

PARCEL 1

THIS DEED, Made this _____ day of _____ 1954, between
WALTER W. ARLSCHLAGER, JR., of _____ and the
CITY AND COUNTY OF DENVER, a body corporate, duly organized,
incorporated and existing under and by the laws of the
State of Colorado, Grantor, _____

WITNESSETH:

WHEREAS, On April 28, 1954, the City Council of the
City and County of Denver enacted Ordinance No. 82, Series of
1954 which was approved by QUIGO REYNOLDS, Mayor, on April 28,
1954, whereby certain lands lying in the Northwest Quarter
(NW1/4) of Section Thirteen (13), Township Four (4) South, Range
Sixty-eight (68) West, in the City and County of Denver, Colo-
rado, were rezoned at the request of the Grantor herein upon
condition that the hereinafter described real estate should be
conveyed to the City and County of Denver for Highway purposes
as described in said Ordinance, and this Deed is executed for
the purpose of complying with said requirement of said Ordinance;

NOW, THEREFORE, The Grantor for and in consideration
of the sum of One Dollar (\$1.00) and other good and valuable
considerations to him in hand paid by the Grantee and for the
further consideration that the Grantee shall use the land here-
inafter conveyed for the purposes of a public street does hereby
sell and convey to the said Grantee its successors and assigns
forever the following real property situate in the City and County
of Denver and State of Colorado, to wit:

"Beginning at a point located on the North boundary
line of Section Thirteen (13), Township Four (4) South,
Range Sixty-eight (68) West thirty (30) feet East of the
Northwest corner of said Section; thence Easterly on and
along said North boundary line to the Northeast corner of
the Northwest quarter of said Section Thirteen (13); thence
Southerly on and along the East boundary line of said North-
west quarter to a point located on said East Boundary line
one hundred Seventy-five (175) feet North of the Southeast
corner of the Northeast quarter of said Northwest Quarter;
thence Westerly on and along a line parallel to and one
hundred seventy-five (175) feet North of the South boundary
line of the Northeast quarter of said Northwest quarter,
thirty-five feet to a point; thence Northerly on and along
a line parallel to and thirty-five (35) feet distant from
said East boundary line to a point on said parallel line
located one hundred seventy (170) feet South of the North
boundary line of said Northwest quarter; thence Northwesterly
on a straight line to a point located seventy (70) feet South
of the North boundary line of said Northeast quarter and one
hundred thirty-five (135) feet West of the East Boundary line
of said Northwest quarter; thence Westerly on and along a
line parallel to and seventy (70) feet South of the North
boundary line of said Northwest quarter to a point on said
parallel line thirty (30) feet East of the West boundary
line of said Northwest quarter; thence Northerly on and along
a line parallel to and thirty (30) feet distant from said
parallel line to the North boundary line of said Northwest
quarter; thence Easterly on and along said North boundary
line to the Northwest corner of said Section Thirteen (13);

PARCEL 2

SUBJECT, MONUMENT TO

(1) Right of way for water pipe line in Section IV, bearing the title "Right of way for pipe line from private water pumps," of the Alameda Investment Company to Annie Clifton Hughes, dated April 26, 1937, recorded in Book 5150, of the records of the Clerk and Recorder of the City and County of Denver, Colorado, as amended by a certain Declaration of Plan dated January 30, 1947, recorded in Book 6165, at page 190, of the records of said Clerk and Recorder, to both of which instruments reference is hereby made for greater particularity, together with the right of ingress and egress over the lands hereinabove conveyed for all purposes necessary for construction, operation, maintenance and repair of the same.

(2) Water wells, pumping plant, pipes, rights of way, and right to surface use, collectively described as Parcel Three in a certain deed from Exposition Land Company to Annie Clifton Hughes, dated April 26, 1937, recorded in Book 5150, at page 74, of the records of said Clerk and Recorder, as amended by paragraph 9(e) of a certain Declaration of Plan dated January 8, 1947, recorded in Book 6165, at page 190, of the records of said Clerk and Recorder, to both of which instruments reference is hereby made for greater particularity, together with the right of ingress and egress over the lands hereinabove conveyed for all purposes necessary for construction, operation, maintenance and repair of the same;

(3) An underground right of way 10 feet wide for the installation, construction, maintenance and use of water pipes and pipe lines constituting a continuation of a right of way running from a pumping station in the Southwest corner of Section Twelve (12), Township Four (4) South of Range Sixty-eight (68) West of the Sixth Principal Meridian, as described in Parcel Four of a certain deed from Exposition Land Company to Annie Clifton Hughes, dated April 26, 1937, recorded in Book 5150, page 74, of the records of said Clerk and Recorder, and constituting a part of the irrigation system described in Exhibit D of said Declaration of Plan, dated January 8, 1947, recorded January 30, 1947 in Book 6165, Page 190, of the records of the Clerk and Recorder of the City and County of Denver, Colorado, to both of which reference is hereby made for greater particularity. The center line of the right of way hereby excepted begins at the point where the center line of the right of way described in said deed crosses the north line of Section 13, Township 4 South, Range 68 West, at a point 363 feet more or less east of the northwest corner of said Section 13, and continues along the course said center line has previously followed, i.e., S. 16° 05' West, until it connects with the water system described in the exception described in the preceding paragraph (2), together with the right of ingress and egress over the lands hereinabove conveyed for all purposes necessary for construction, operation, maintenance and repair of the same.

PARCEL 2

either in law or equity of, in and to the above described premises, unto the said Grantor, his heirs and assigns forever.

IN WITNESS WHEREOF the said Grantor has executed these presents on the day and year first above written.

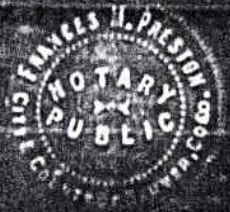
Walter W. Ahlschlager, Jr.
(Walter W. Ahlschlager, Jr.)

STATE OF COLORADO)
) ss.
City and County of Denver)

The foregoing instrument was acknowledged before me this 22nd day of November, 1954 by
WALTER W. AHLSCHLAGER, Jr.

WITNESS my hand and official seal.

My commission expires, Feb. 23, 1955.



Francis M. Preston
NOTARY PUBLIC

7574 3520

UNITED STATES
POSTAL SERVICE
FIRST CLASS PERMIT NO. 100
NEW YORK, N.Y.

93656

NOV 22 1954 PM 12:29

7574 317

*Q. C. Flayd
Trust Dept.
First National
Bank of Denver*

NOV-22-54 690529 LST—MIS 3.75

Parcel 2

PARCEL 2