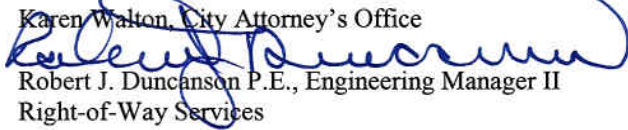




REQUEST FOR RESOLUTION TO DEDICATE PUBLIC RIGHT-OF-WAY

TO: Karen Walton, City Attorney's Office
FROM: 
Robert J. Duncanson P.E., Engineering Manager II
Right-of-Way Services
DATE: March 5, 2014
ROW #: 2013-0482-03 **SCHEDULE #:** 0232111043000
TITLE: This request is to dedicate a parcel of land as Public Right of Way as a Public Alley.
Located between W. 25th Ave., Clay St., W. 24th Ave and Bryant 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. This parcel(s) of land is being dedicated to the City and County of Denver for Public Right-of-Way, as part of the development project **(2450 Clay 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 land for Public Right-of-Way purposes as Public Alley. The land is described as follows.

INSERT PARCEL DESCRIPTION ROW # (2013-0482-03-001) HERE.

A map of the area to be dedicated is attached.

RD/AG/BLV

cc: Asset Management, Steve Wirth
City Councilperson & Aides, Susan Shepard District # 1
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, Ali Gulaid
Public Works Survey, Paul Rogalla
Owner: City and County of Denver
Project file folder 2013-0482-03

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: March 5, 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 parcel of land as Public Right of Way as a Public Alley.
Located between W. 25th Ave., Clay St, W. 24th Ave and Bryant 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 Public Alley. This parcel(s) of land is being dedicated to the City and County of Denver for Public Right-of-Way, as part of the development project (2450 Clay 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.)

- a. Contract Control Number: N/A
- b. Duration: Permanent
- c. Location: Between W. 25th Ave., Clay St, W. 24th Ave., and Bryant 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: 2013-0482-03, Dedication Alley bounded by W. 25th Ave., Clay St. W. 24th Ave. and Bryant St.

Description of Proposed Project: Dedicate a parcel of public right of way as Public Alley.

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

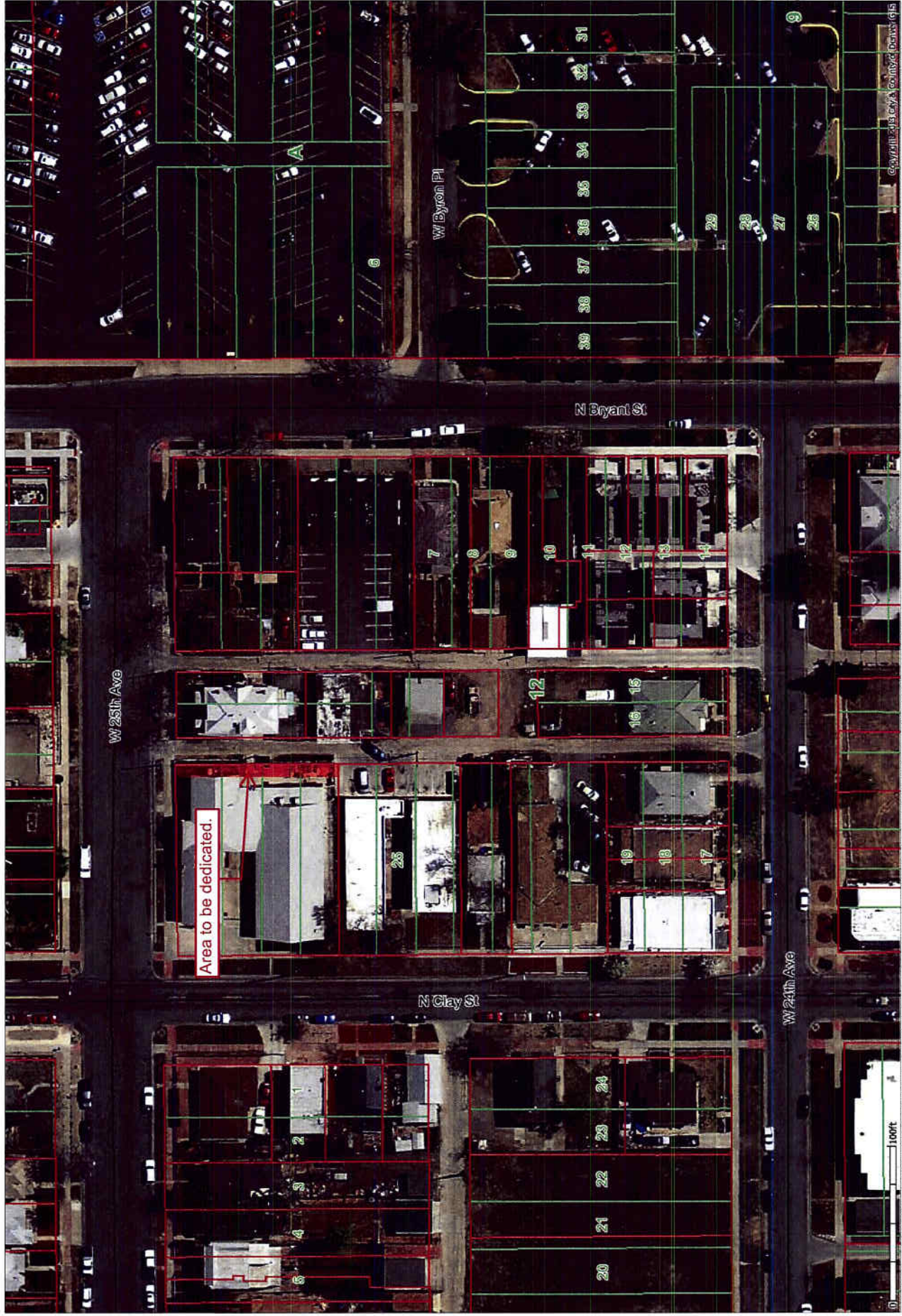
Will land be dedicated to the City if the vacation goes through: N/A

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, as a part of a development project called, 2450 Clay St.

2450 Clay St



LEGAL DESCRIPTION:

A PARCEL OF LAND CONVEYED BY WARRANTY DEED TO THE CITY & COUNTY OF DENVER, RECORDED ON OCTOBER 11, 2013 BY RECEPTION NUMBER 2013149884 IN THE CITY AND COUNTY OF DENVER CLERK & RECORDER'S OFFICE, STATE OF COLORADO.

A PARCEL OF LAND LOCATED WITHIN THE NORTHEAST QUARTER OF SECTION 32, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH P.M., CITY AND COUNTY OF DENVER, STATE OF COLORADO, SAID PARCEL BEING A PORTION OF LOTS 27 THROUGH 30, INCLUSIVE, RE-SUBDIVISION OF BLOCK 12 HIGHLAND, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BASIS OF BEARINGS: BEARINGS ARE BASED UPON THE EAST LINE OF LOTS 27 THROUGH 30, INCLUSIVE, RE-SUBDIVISION OF BLOCK 12 HIGHLAND, MONUMENTED BY A FOUND 1.25" YELLOW PLASTIC CAP STAMPED P.L.S. #37929 AT THE NORTHEASTERLY CORNER OF SAID LOT 30 AND A FOUND 1.25" YELLOW PLASTIC CAP STAMPED P.L.S. #37929 AT THE SOUTHEASTERLY CORNER OF SAID LOT 27, SAID LINE BEARING SOUTH 00°03'12" EAST A DISTANCE OF 103.03 FEET WITH ALL BEARINGS CONTAINED HEREIN BEING RELATIVE THERETO.

BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 30, SAID POINT BEING ON THE SOUTHERLY RIGHT-OF-WAY OF WEST 25TH AVENUE; THENCE SOUTH 00°03'12" EAST ALONG THE EASTERLY LINES OF SAID LOTS 27 THROUGH 30, INCLUSIVE, RE-SUBDIVISION OF BLOCK 12 HIGHLAND, SAID EASTERLY LINES ALSO BEING THE BASIS OF BEARINGS, A DISTANCE OF 103.03 FEET; THENCE NORTH 89°59'19" WEST ALONG THE SOUTHERLY LINE OF LOT 27 A DISTANCE OF 3.00 FEET; THENCE NORTH 00°03'12" WEST A DISTANCE OF 103.03 FEET; THENCE NORTH 89°59'44" EAST A DISTANCE OF 3.00 FEET TO THE POINT OF BEGINNING.

CONTAINING ±309 SQUARE FEET OR ±0.007 ACRES MORE OR LESS.

EXHIBIT "A"
LEGAL DESCRIPTION
Log#2013D00439

LEGAL DESCRIPTION:

A PARCEL OF LAND LOCATED WITHIN THE NORTHEAST QUARTER OF SECTION 32, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH P.M., CITY AND COUNTY OF DENVER, STATE OF COLORADO, SAID PARCEL BEING A PORTION OF LOTS 27 THROUGH 30, INCLUSIVE, RE-SUBDIVISION OF BLOCK 12 HIGHLAND, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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CONTAINING ±309 SQUARE FEET OR ±0.007 ACRES MORE OR LESS.



SHEET 1 OF 2



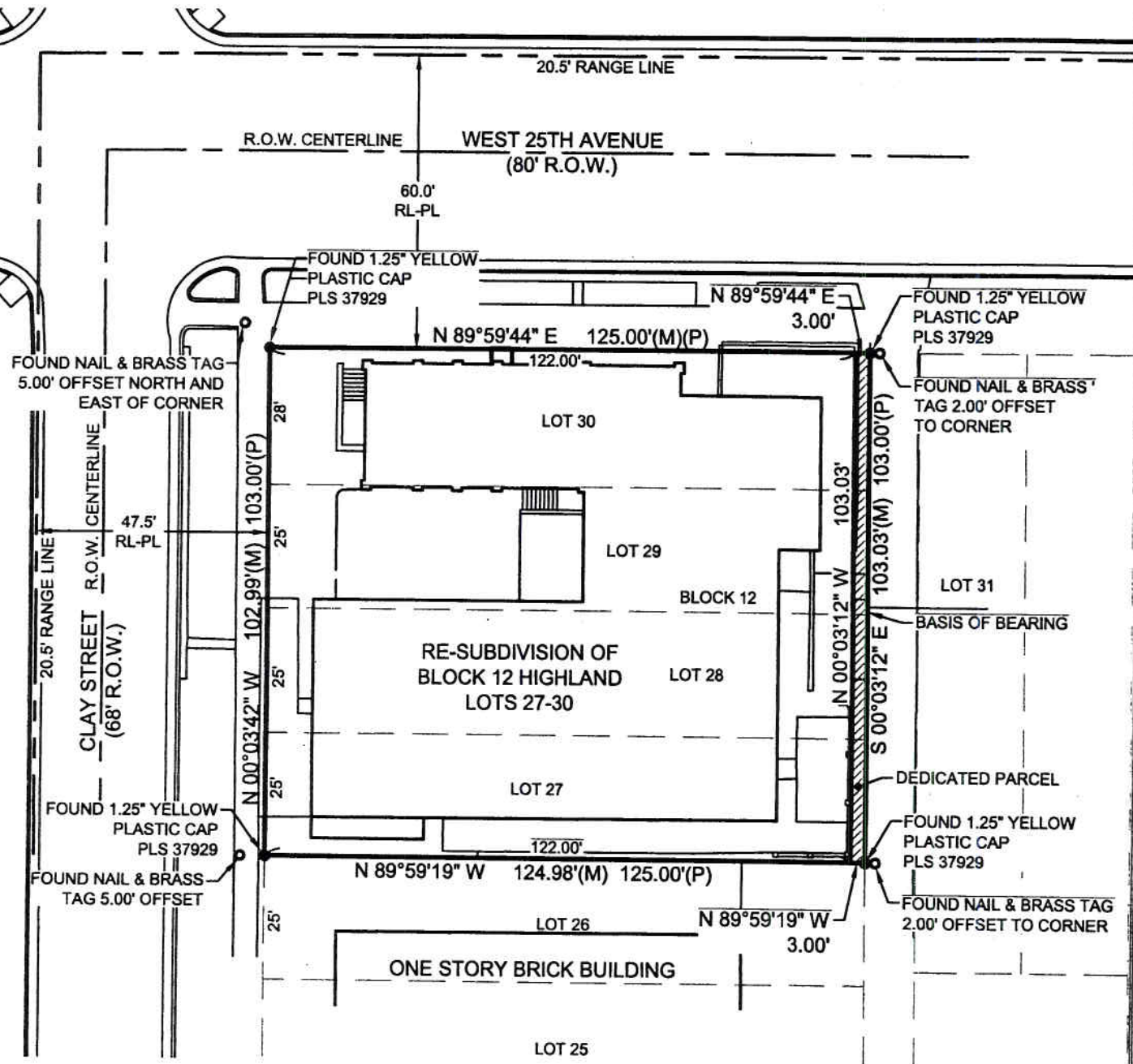
120 W. 84TH AVENUE
THORNTON, COLORADO 80260

PH. 303-702-1817
FAX. 303-702-1488
WWW.POWERSURVEYING.COM

RICHARD BRUCE GABRIEL
COLORADO P.L.S. 37929

DRAWING BY: MB DATE: 08/21/13
PROJECT NO. 501-13-228

EXHIBIT "A"
 EXHIBIT OF LEGAL DESCRIPTION
 Log#2013D00439



SHEET 2 OF 2



120 W. 84TH AVENUE
 THORNTON, COLORADO 80260
 PH. 303-702-1617
 FAX. 303-702-1488
 WWW.POWERSURVEYING.COM

DRAWING BY: MB DATE: 08/21/13
 PROJECT NO. 501-13-228



2013149884

Page: 1 of 3
10/11/2013 11:04A

City & County Of Denver WD R0.00 D0 00

WARRANTY DEED

CITY & COUNTY OF DENVER
ASSET MANAGEMENT
201 W. SOLEMAN AVE DEPT 1010
DENVER, CO 80202

13-123
Asset Mgmt. #

THIS DEED, dated Oct-11, 2013, is between **Elkquist Capital LLC**, a Colorado limited liability company ("Grantor"), and the **City and County of Denver**, a home rule city and municipal corporation of the State of Colorado ("Grantee"), whose address is 1437 Bannock Street., Denver, CO 80202.

WITNESS, that the Grantor, for and in consideration of the sum of TEN DOLLARS AND 00/100 (\$10.00), and other good and valuable consideration, 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 Grantee, its successors 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:

EXHIBIT "A" attached hereto and incorporated herein

Assessor's schedule or parcel number: Vacant Land
Address: Vacant Land

TOGETHER with all and singular the hereditaments and appurtenances thereunto belonging, or in anywise appertaining, 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 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, its successors and assigns forever. The Grantor covenants, grants, bargains, and agrees to and with the Grantee, its successors and assigns, that at the time of the ensembling and delivery of these presents, it is well seized of the premises above conveyed, has 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 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 whatsoever, except for all matters of record.

The grantor shall and will WARRANT AND FOREVER DEFEND the above bargained premises in the quiet and peaceable possession of the grantee, its successors and assigns, against all and every person or persons lawfully claiming the whole or any part thereof, except for all matters of record.

IN WITNESS WHEREOF, the Grantor has executed this deed on the date set forth above.

Elkquist Capital LLC
By: [Signature]
Title: PRINCIPAL

CERTIFICATION
The Clerk and Recorder for the CITY AND COUNTY OF DENVER State of Colorado does hereby certify this document to be a full, true and correct copy of the original document recorded in my office.



Clerk and Recorder
by Bridget M Svalberg
Deputy County Clerk
Date October 11, 2013
Bridget M. Svalberg

2450 Clay

STATE OF COLORADO
COUNTY OF DENVER

The foregoing instrument was acknowledged before me this day 20 of SEPTEMBER, 2013 by SEAN ELKEN as PRINCIPAL for Elkquist Capital LLC.