

REQUEST FOR RESOLUTION TO DEDICATE PUBLIC RIGHT-OF-WAY

TO: Charlene Thompson, City Attorney's Office

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

DATE: August 30, 2016

ROW #: 2016-Dedication-0000163 **SCHEDULE #:** N/A

TITLE: This request is to dedicate City owned land as Public Alley.
Located in the alley bounded by Cherokee St. Bannock St W. 3rd Ave. and W. 4th 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 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 (2016-Dedication-0000163-001) HERE.

A map of the area to be dedicated is attached.

RD/BLV

c: Asset Management, Steve Wirth
City Councilperson & Aides, Jolon Clark Dist. 7
Council Aide Maggie Thompson
Council Aide Anita Banuelos
City Council Staff, Shelley Smith
Environmental Services, David Erickson
Public Works, Manager's Office, Alba Castro
Public Works, Manager's Office, Angela Casias
Public Works, Right-of-way Engineering Services, Rob Duncanson
Department of Law, Brent Eisen
Department of Law, Stan Lechman
Department of Law, Adam Hernandez
Department of Law, Caroline Martin
Department of Law, Cynthia Devereaux
Public Works Survey, John Lautenschlager
Public Works Survey, Paul Rogalla

ORDINANCE/RESOLUTION REQUEST

Please email requests to Angela Casias
at angela.casias@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 30, 2016

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 Public Alley.
Located in the alley bounded by Cherokee St. Bannock St W. 3rd Ave. and W. 4th Ave.

3. Requesting Agency: Public Works – Right-of-Way Services / 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: Angela Casias
- Phone: 720-913-8529
- Email: Angela.Casias@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 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 – please do not leave blank.)

- a. Contract Control Number: N/A
- b. Contract Term: N/A
- c. Location: W. 3rd and Cherokee St.
- d. Affected Council District: Jolon Clark Dist. 7
- e. Benefits: N/A
- f. Contract Amount (indicate amended amount and new contract total): 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: 2016-Dedication-0000162, Alley bounded by Cherokee St. Bannock St. W. 3rd Ave, and W. 4th Ave.

Description of Proposed Project: This request is to dedicate a City owned land as Public Alley.

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.

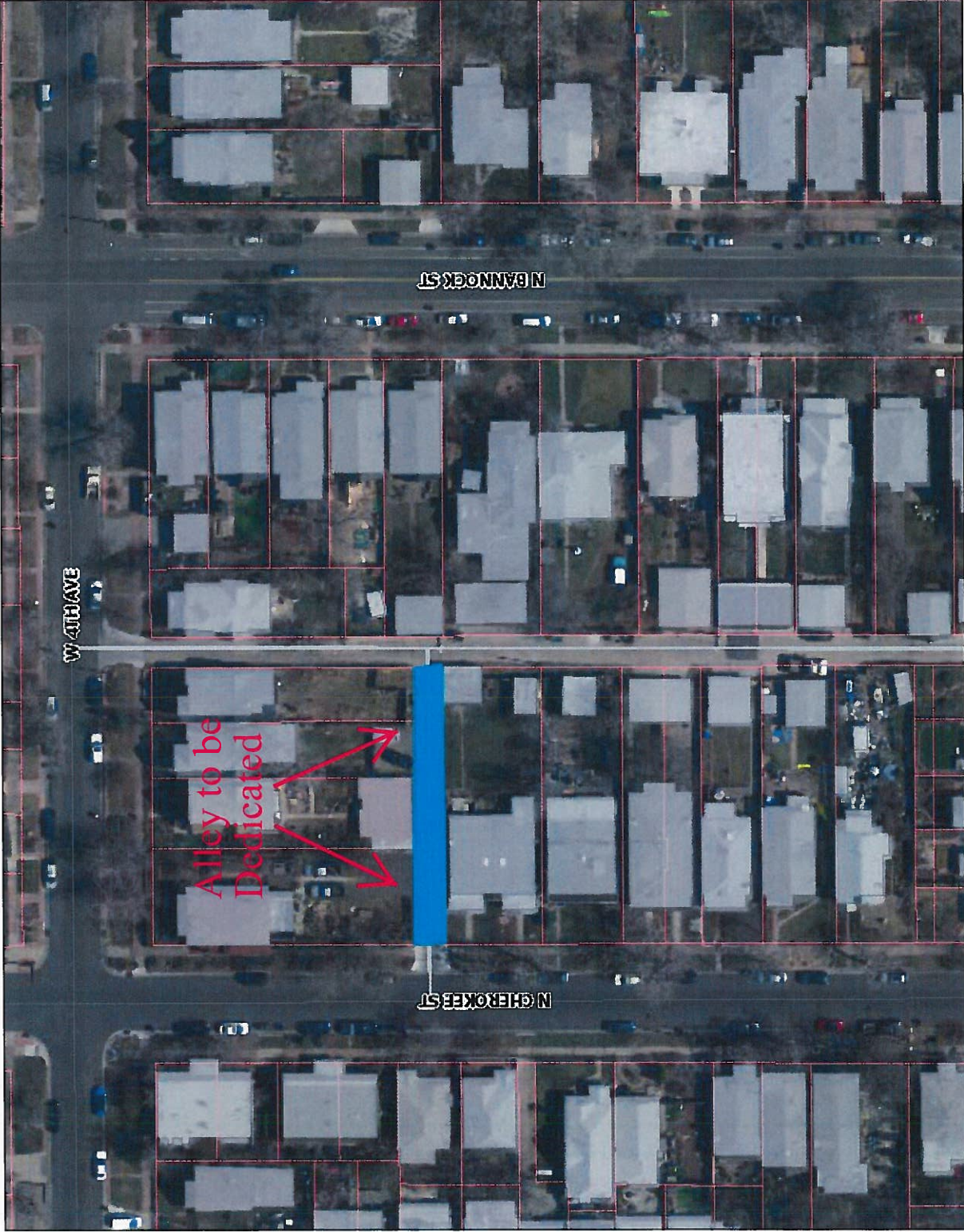
PW Legal Description No. 2016-Dedication-0000163-001

A parcel of land conveyed to the City of Denver by Warranty Deed, recorded on the 17th of December 1887, in Book 355, Page 370, in the Clerk & Recorder's Office, City & County of Denver, said parcel of land being located in the Northwest 1/4 of Section 10, Township 4 South, Range 68 West of the Sixth Principal Meridian, City and County of Denver, State of Colorado, and being more particularly described as follows:

South fifteen feet of Lot numbered three in Block numbered nine (9), Broadway Terrace Addition to Denver. To be used as an alley by the public generally.



Alley to be dedicated (Deed 355-370)



WGS_1984_Web_Mercator_Auxiliary_Sphere
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1: 1,175

Map Generated 8/30/2016

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.



- Legend**
- Streams
 - Irrigation Ditches Reconstruct
 - Gardener's
 - Irrigation Ditches
 - Buildings 2014
 - 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
 - Mountain Parks
 - All Other Parks

370

This Deed, Made this 28th day of October in the year of our Lord, and

WARRANTY DEED.

Harvey H. Forman

The City of Denver

Filed for record at 10th o'clock A. M.
Dec 17 1887
H. H. Scott
RECORDED.

thousand eight hundred and eighty seven, between
Harvey H. Forman
of the County of Arapahoe, and State of Colorado, of the first part, and
The City of Denver
County of Arapahoe, and State of Colorado, of the second part, WITNESSETH
That the said part 1st of the first part, for and in consideration of the sum
of *one* Dollars,
to the said part 2^d of the first part in hand paid by the said part 2^d of the
second part, the receipt whereof is hereby confessed and acknowledged, he 2^d
granted, bargained, sold and conveyed and by these presents do 2^d grant,
bargain, sell, convey and confirm unto the said part 2^d of the second
part, *heirs and assigns forever*, all the following described lot on
parcel of land, situate, lying and being in the County of Arapahoe, and
State of Colorado, to wit:

*South fifteen feet of lot numbered three in Block numbered
Nine (9) Broadway Terrace Addition to Denver. To be used as
an Alley by the public generally*

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 1st 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 2^d of the second part,
heirs and assigns forever. And the said *Harvey H. Forman*
part 1st of the first part, for *himself his*
heirs, executors and administrators, do 2^d covenant, grant, bargain and agree to and with the said part 2^d of the
second part, *heirs and assigns*, that at the time of the enrolling and delivery of these presents
well seized of the premises above conveyed, as of good, sure, perfect, absolute and indefeasible estate
of inheritance, in law, in fee simple, and ha *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 2^d 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 1st of the first part shall and will WARRANT AND FOREVER DEFEND,

In Witness Whereof, the said part 1st of the first part ha 2^d hereunto set *his* hand and seal the
day and year above written.

Signed, Sealed and Delivered in Presence of

Harvey H. Forman



STATE OF COLORADO,) ss.

County of Arapahoe.

I, *J. H. Anderson* a Notary Public in and for said County, in the State aforesaid, do hereby certify that
Harvey H. Forman
who is personally known to me to be the person whose name is subscribed to
the above 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 28th day of October A. D. 1887



J. H. Anderson
Notary Public

My Commission Expires Sept 15. 1889

This Deed

WARRANTY DEED.

Harvey H. Forman

The City of Denver

Filed for record at 10th o'clock A. M.
Dec 17 1887
H. H. Scott
RECORDED.

*Reas Nine
in Block
Nine
South 10th*

TOGETHER with all and singular the hereditaments and appurtenances thereunto belonging or in anywise
appertaining, and all the estate, rigl or equity, of, in an the said premises
heirs and assigns forever.

and the above bargained premises in quiet and peaceable possession of the said part 2^d 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 1st of the first part shall and will WARRANT AND FOREVER DEFEND,

In Witness Whereof, the said part 1st of the first part ha 2^d hereunto set *his* hand and seal the
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STATE OF COLORADO,) ss.

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J. H. Anderson
Notary Public