



DENVER
THE MILE HIGH CITY

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: Melinda Olivarez, City Attorney's Office
FROM: Robert J. Duncanson P.E., Engineering Manager II
Right-of-Way Services
DATE: May 14, 2010
ROW #: 2010-0224-01 **SCHEDULE #:** Parcel 1 0509304021000
Parcel 2 0508123003000
TITLE: This request is to dedicate existing City owned land as Yuma St., located at the intersection of Yuma St., and W. 5th 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 Yuma 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 Yuma St. The land is described as follows.

INSERT PARCEL DESCRIPTION ROW (# 2010-0224-01) HERE.

A map of the area to be dedicated is attached.

RD/L/LRA

- cc: Asset Management, Steve Wirth
- City Councilperson, Chris Nevitt, District # 7
- City Council Aides, Valerie Kerns and Jennifer Redies
- City Councilperson, Judy Montero, District # 9
- City Council Aides, Teresa A. St. Peter and Stephanie Syner
- City Council Staff, Gretchen Williams
- Environmental Services, David Erickson
- Mayor's Office, City Council Liaison, R. D. Sewald
- Mayor's Office, Heather Barry
- Public Works, Manager's Office, Christine Downs
- Public Works, Manager's Office, Debra Baca
- Public Works, Right-of-Way Engineering Services, Rob Duncanson
- Department of Law, Karen Aviles
- Department of law, Melinda Olivarez
- Department of law, Arlene Dykstra
- Public Works, Right-of-Way Engineering Services, Area surveyor John Lautenschlager
- Public Works Survey-Paul Rogalla
- Owner: City and County of Denver
- Project file folder 2010-0224-01



ORDINANCE/RESOLUTION REQUEST
Please Submit to Mayor's Legislative Team by noon Wednesday to
Milehighordinance@denvergov.org

Please mark one: Bill Request or Resolution Request

1. In the past 12 months has your agency submitted this request?

Yes No

If yes, please explain:

2. **Title:** This request is to dedicate existing City owned land as Yuma St., located at the intersection of Yuma St., and W. 5th Ave.

3. **Requesting Agency:** PW Right-of-Way Engineering Service

4. **Contact Person:** *with actual knowledge of proposed ordinance*

- **Name:** Lisa R. Ayala
- **Phone:** 720-865-3153
- **Email:** lisa.ayala@denvergov.org

5. **Contact Person:** *with actual knowledge of proposed ordinance who will present the item at Mayor Council and who will be available for first and second reading, if necessary*

- **Name:** Debra Baca
- **Phone:** 720-865-8712
- **Email:** debra.baca@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 Yuma St.

a. **Duration:** n/a

b. **Location:** Yuma St., and W. 5th Ave.

c. **Affected Council District:** Chris Nevitt, and Judy Montero

d. **Benefits:** n/a

e. **Costs:** n/a

7. **Is there any controversy surrounding this ordinance, groups or individuals who may have concerns about it? Please explain.**

None

(Completed by Mayor's Office): **Ordinance Request Number:**

Date:

Yuma St. Parcel 1



- Street Centerline
- Denver County (Boundary)
- Parcels
- 2008 Denver
- Denver County (Shaded)
- Denver County
- Adams County
- Arapahoe County
- Jefferson County

Yuma St. Parcel 2



- Street Centerline
- Denver County (Boundary)
- Parcels
- 2008 Denver
- Denver County (Shaded)
- Denver County
- Adams County
- Arapahoe County
- Jefferson County

Map generated 4/27/2010 - 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 need for a particular use. This is not a legal instrument.

PARCEL 1

A parcel of land conveyed to the City & County of Denver by Warranty Deed, recorded on the 29th of January 1980 in Book 2097 Page 126 in the City and County of Denver Clerk & Records Office located in the Northwest 1/4 of Section 9, 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:

Described as Parcel 1 in deed

That part of Block 46, Fletcher's West Side Subdivision, described as follows: Beginning at the northwest corner of Block 46, Fletcher's West Side Subdivision; thence southerly along the west line of said Block 46 a distance of 27.59 feet; thence southeasterly on an angle to the left of 37°07'15" a distance of 102.47 feet; thence northeasterly on an angle to the left 78°26'55" a distance of 30.62 feet; thence northwesterly on an angle to the left 101°33'05" a distance of 120.63 feet to the north line of said Block 46; thence westerly along said north line a distance of 16.66 feet to the point of beginning.

Described as Parcel 2 in deed

That part of Block 46, Fletcher's West Side Subdivision, described as follows: Commencing at the northwest corner of Block 46, Fletcher's West Side Subdivision; thence southerly along the west line of said Block 46 a distance of 27.59 feet; thence southeasterly on an angle to the left of 37°07'15" a distance of 102.47 feet to the true point of beginning; thence continuing southeasterly on the last described course a distance of 30.44 feet; thence northeasterly on an angle to the left of 66°53'50" a distance of 32.61 feet; thence northwesterly on an angle to the left of 113°06'10" a distance of 37.1 feet; thence southwesterly on an angle to the left of 78°26'55" a distance of 30.62 feet to the true point of beginning.

Described as Parcel 3 in deed

That part of Block 46, Fletcher's West Side Subdivision, described as follows: Commencing at the northwest corner of Block 46, thence southerly along the west line of said Block 46 a distance of 27.59 feet; thence southeasterly on an angle to the left of 37°07'15" a distance of 132.91 feet to the true point of beginning; thence continuing southeasterly on the last described course a distance of 55.62 feet to a point on the east line of said Block 46; thence northerly along the said east line a distance of 49.93 feet; thence northwesterly on an angle to the left of 36°55'25" a distance of 2.91 feet; thence southwesterly on an angle to the left of 66°53'50" a distance of 32.61 feet to the true point of beginning.

PARCEL 2

A parcel of land conveyed to the City & County of Denver by Quit Claim Deed, recorded on the 19th of June 1981 in Book 2396 Page 400 in the City and County of Denver Clerk & Records Office located in the Northeast 1/4 of Section 8, 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:

That part of Lot 1, Block 17, Wier Addition, and of the vacated reserved alley lying east of and adjacent to said Block 17, described as follows: Beginning at a point on the north line of Lot 1, Block 17, Wier Addition, that is 13.46 feet west of the northeast corner of said Lot 1; thence easterly along the north line of said Lot 1 and said north line extended easterly a distance of 29.46 feet to the east line of said vacated reserved alley, said east line also being the west line of Block 46, Fletcher's West Side Subdivision; thence southerly along the east line of said vacated reserved alley a distance of 19.26 feet; thence northwesterly a distance of 35.09 feet, more or less, to the point of beginning.

Parcel 1

That part of Block 46, Fletcher's West Side Subdivision, described as follows:
 Beginning at the northwest corner of Block 46, Fletcher's West Side Subdivision;
 thence southerly along the west line of said Block 46 a distance of 27.59 feet;
 thence southeasterly on an angle to the left of 37°07'15" a distance of 102.47 feet;
 thence northeasterly on an angle to the left of 78°26'55" a distance of 30.62 feet;
 thence northwesterly on an angle to the left of 101°33'05" a distance of 120.63 feet to the north line of said Block 46;
 thence westerly along said north line a distance of 16.65 feet to the point of beginning.

Parcel 2

That part of Block 46, Fletcher's West Side Subdivision, described as follows:
 Commencing at the northwest corner of Block 46, Fletcher's West Side Subdivision;
 thence southerly along the west line of said Block 46 a distance of 27.59 feet;
 thence southeasterly on an angle to the left of 37°07'15" a distance of 102.47 feet to the true point of beginning;
 thence continuing southeasterly on the last described course a distance of 30.44 feet;
 thence northeasterly on an angle to the left of 66°53'50" a distance of 32.61 feet;
 thence northwesterly on an angle to the left of 113°05'10" a distance of 37.1 feet;
 thence southwesterly on an angle to the left of 78°26'55" a distance of 30.62 feet to the true point of beginning.

Parcel 3

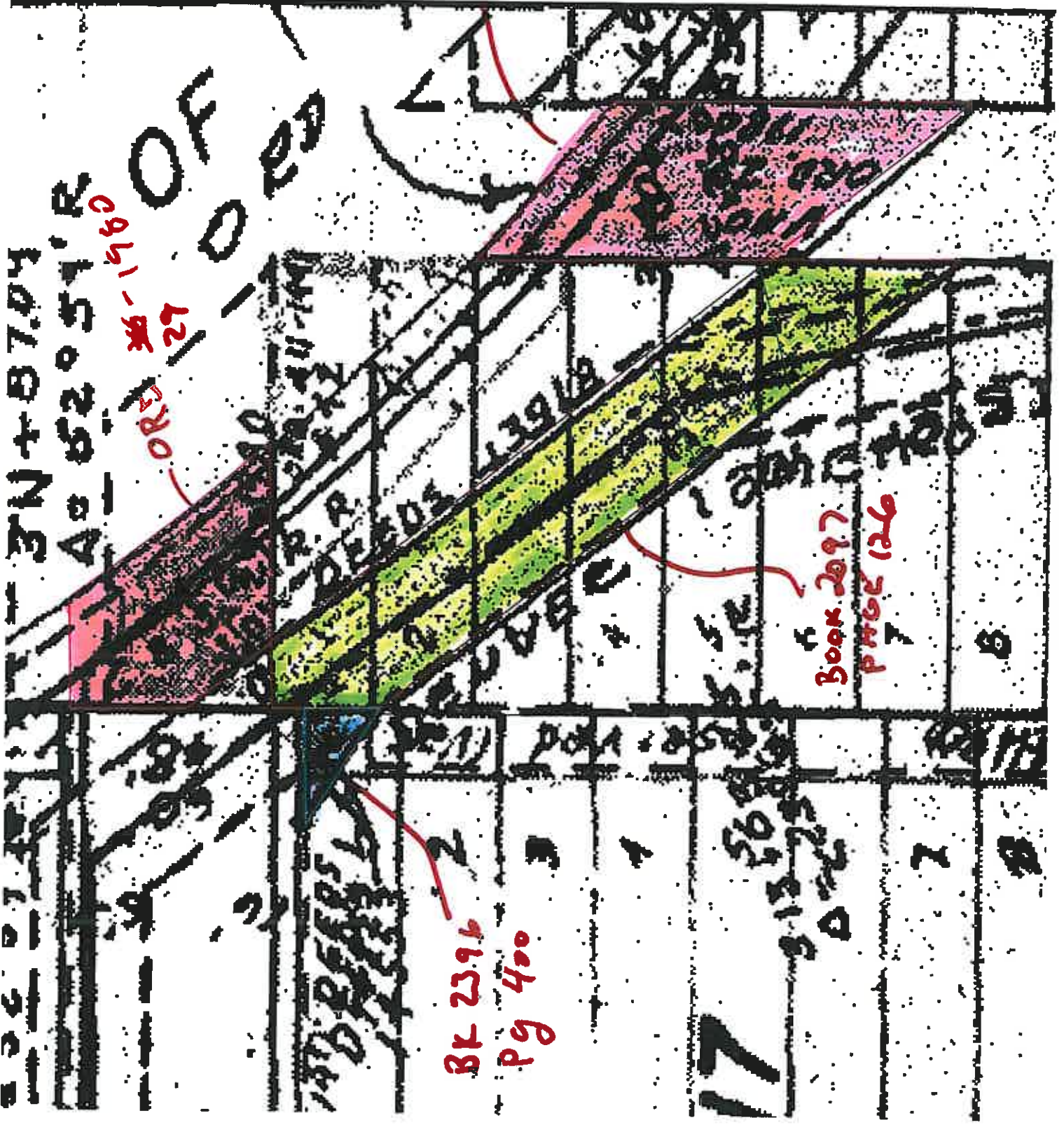
That part of Block 46, Fletcher's West Side Subdivision, described as follows:
 Commencing at the northwest corner of said Block 46;
 thence southerly along the west line of said Block 46 a distance of 27.59 feet;
 thence southeasterly on an angle to the left of 37°07'15" a distance of 132.91 feet to the true point of beginning;
 thence continuing southeasterly on the last described course a distance of 55.62 feet to a point on the east line of said Block 46;
 thence northerly along the said east line a distance of 49.93 feet;
 thence northwesterly on an angle to the left of 36°55'25" a distance of 2.91 feet;
 thence southwesterly on an angle to the left of 66°53'50" a distance of 32.61 feet to the true point of beginning.

3N+87.94
A= 62° 51' E
ORD 27
ORD 27

ORD
27
38-1950

BK 2396
Pg 400

BOOK 2097
PAGE 126



053635

PARCEL 1
196 N 29 PH 2:30

Recorded at _____ o'clock _____ M.,
Reception No. _____

Recorded by F. J. SERAFINI
COUNTY CLERK

DENVER COUNTY

RECORDER'S STAMP

2097 126

000.00 A - 1

Row, Yuma St.

THIS DEED, Made this 19th day of December 1979, between FRED SCHMID REALTY ASSOCIATES, a general partnership,

of the City & County of Denver and State of Colorado, of the first part, and The City & County of Denver, a municipal corporation, whose legal address is 1437 Bannock Street,

of the City & County of Denver and State of Colorado, of the second part;

WITNESSETH, That the said part y of the first part, for and in consideration of the sum of

One Dollar and other good and valuable consideration --- Dollars, to the said party of the first part, in hand paid by the said part Y of the second part, the receipt whereof is hereby confessed and acknowledged, has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell, convey and confirm unto the said part y of the second part, its heirs and assigns forever, all the following described lot or parcels of land, situate, lying and being in the City & County of Denver and State of Colorado, to wit:

(See Exhibit A attached)

also known as street and number-

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 y 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 heirs and assigns forever.

And the said party of the first part, for it self, its heirs, executors and administrators, does covenant, grant, bargain and agree to and with the said part Y of the second part, its heirs and assigns, the above bargained premises in the quiet and peaceable possession of said part y of the second part, its heirs and assigns, against all and every person or persons lawfully claiming or to claim the whole or any part thereof, by, through or under the said part y of the first part to WARRANT AND FOREVER DEFEND.

IN WITNESS WHEREOF, The said party of the first part has hereunto set its hand and seal the day and year first above written.

FRED SCHMID REALTY ASSOCIATES

Signed, Sealed and Delivered in the presence of By _____ [SEAL]

R. Jansen [SEAL]
Harold M. Flanagan [SEAL]
Karla Schmid [SEAL]

STATE OF COLORADO,

City & County of Denver } ss.

The foregoing instrument was acknowledged before me this 19th day of December, 1979, by Roy L. Jansen, Harold M. Flanagan, and Karl A. Schmid.

My commission expires _____, 19____

By _____ Notary Public

Witness my hand and official seal
[Signature]
Notary Public

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED

[Handwritten signature]

STIR
NE 74 8/4, '68

14553

PARCEL 2

Recorded at _____ o'clock **054026** **PM JUN 19 2 56**
Reception No. _____

THIS DEED, Made this 16th day of June
19 61, between **WAREHOUSE CENTRAL LTD., A Limited Partnership**

RECORDED
COUNTY CLERK
DENVER COUNTY

2336 400

of the City and County of Denver and State of Colorado, of the first part, and
CITY AND COUNTY OF DENVER, 1437 Bannock St., Denver, CO 80202, a municipal corporation organized and existing under and by virtue of the laws of the State of Colorado, of the second part:

WITNESSETH, That the said part y of the first part, for and in consideration of the sum of **DOLLARS**, **GOOD AND VALUABLE CONSIDERATION** to the said part y of the first part in hand paid by the said party of the second part, the receipt whereof is hereby confessed and acknowledged, has released, released, sold, conveyed and **QUIT CLAIMED**, and by these presents do es remise, release, sell, convey and **QUIT CLAIM** unto the said party of the second part, its successors and assigns forever, all right, title, interest, claim and demand which the said party of the first part has in and to the following described real property situated, lying and being in the City and County of Denver and State of Colorado, to wit:

That part of Lot 1, Block 17, Wier Addition, and of the vacated reserved alley lying east of and adjacent to said Block 17, described as follows:
Beginning at a point on the north line of Lot 1, Block 17, Wier Addition, that is 13.46 feet west of the northeast corner of said Lot 1; thence easterly along the north line of said Lot 1 and said north line extended easterly a distance of 29.46 feet to the east line of said vacated reserved alley, said east line also being the west line of Block 46, Fletcher's West Side Subdivision; thence southerly along the east line of said vacated reserved alley a distance of 19.26 feet; thence northwesterly a distance of 35.09 feet, more or less, to the point of beginning.

TO HAVE AND TO HOLD the same together with all and singular the appurtenances and privileges thereto belonging or in anywise thereto appertaining, and all the estate, right, title, interest and claim whatsoever, of the said part y of the first part, either in law or equity, to the only proper use, benefit and behoof of the said party of the second part, its successors and assigns forever.

IN WITNESS WHEREOF, The said part y of the first part has hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of _____
WAREHOUSE CENTRAL LTD.,
A Limited Partnership [SEAL]
BY Russell Scott Jr. [SEAL]
RUSSELL SCOTT JR.
A General Partner [SEAL]

STATE OF COLORADO,
City and County of Denver

The foregoing instrument was acknowledged before me this 16th day of June 19 61, by **RUSSELL SCOTT JR., A General Partner of WAREHOUSE LIMITED LTD. A Limited Partnership**
My commission expires 1/28 19 65. Witness my hand and official seal.

Francis A. Spell
Francis A. Spell
My Commission Expires January 28, 1965
2336 400

*If by natural person or persons here insert name or names; if by person acting in representative or official capacity or an attorney-in-fact, then insert name of person as executor, attorney-in-fact or other capacity or description; if by officer of corporation, then insert name of such officer or officers, as the president or other officers of such corporation, naming the Acknowledgment, Section 1847.
No Fee - QUIT CLAIM DEED TO CORPORATION

APPROVED FOR RECORDING
LAND OFFICE
C.S.

AS TO FORM
Francis A. Spell

