



Department of Public Works
Right-of-Way Services
201 W. Colfax Avenue, Dept. 507
Denver, CO 80202
720-865-3001
www.denvergov.org/survey

REQUEST FOR ORDINANCE TO RELINQUISH EASEMENT

TO: Caroline Martin, City Attorney's Office
FROM: Robert J. Duncanson, P.E.
Manager 2, Development Engineering Services
PROJECT NO: 2013-0514-04
DATE: February 23, 2015
SUBJECT: Request for an Ordinance to relinquish a sanitary sewer easement established by:
Book 307, Page 642

It is requested that the above subject item be placed on the next available Mayor Council Agenda.

This office has investigated the request of Chad Wheeler of The Dimension Group, dated May 21, 2014, on behalf of Twin Star Energy for the relinquishment of said easements.

This matter has been checked by this office and has been coordinated with Asset Management; Comcast; the City Councilperson; CPD: Planning Services; Historic Preservation/Landmark; Denver Water; Denver Fire Department; City Forestry; Parks and Recreation; Engineering, Regulatory, and Analytics Transportation and Wastewater; Public Works: Construction Engineering; Public Works – Policy and Planning; Metro Wastewater Reclamation District; Survey; CenturyLink; and Xcel Energy, all of whom have returned our questionnaires indicating their agreement.

As a result of the investigations, it has been determined that there is no objection to relinquishing the subject easement.

Therefore, you are requested to initiate Council action to relinquish the easements in the following described areas:

INSERT PARCEL DESCRIPTION ROW 2013-0514-04-001 HERE

A map of the area and a copy of the document creating the easement are attached.

RJD:aal

cc:
Asset Management – Steve Wirth
City Councilperson & Aides
City Council Staff – Shelley Smith
Department of Law – Karen Aviles
Department of Law – Brent Eisen
Department of Law – Shaun Sullivan
Public Works, Manager's Office – Alba Castro
Public Works, Legislative Services – Angela Casias
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.

Date of Request: February 23, 2015

Please mark one: Bill Request or Resolution Request

Is this request: A new contract* A contract amendment* or Neither

*If this request is a contract or an amendment, is it:

A revenue agreement or An expenditure agreement

Contract Control Number:

Contract Terms/Dates:

Costs (if this is a contract amendment please include the original cost, additional cost and new total. *Failure to provide this information may delay processing*):

1. **Bill Description for the City Council Agenda:** (please give a one sentence description of the ordinance request. Describe if the request is a contract, amendment, lease, grant, change to code, rezoning, etc. and any other information that Council needs to approve the request)

2013-0514-04: This is a request to relinquish easements established by Book 307, Page 642.

2. **Requesting Agency:** Public Works - Survey

3. **Contact Person:** (Subject Matter Expert on the request)

- **Name:** Adrienne Lorantos, AICP
- **Phone:** 720-865-3119
- **Email:** Adrienne.Lorantos@denvergov.org

4. **Contact Person:** (Please list the person who will read this item at Mayor Council and attend first and second reading to answer questions)

- **Name:** Angela Casias
- **Phone:** 720-913-8529
- **Email:** Angela.Casias@denvergov.org

5. **Background on the request:**

This is a request to relinquish easements established by Book 307, Page 642.

6. **Please complete the following fields:**

- A. **Location:** 4880 N Federal Blvd.
- B. **Affected Council District:** #1 – Susan Shepherd
- C. **Benefits:** N/A

7. **Is there any controversy surrounding this ordinance? 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: 2013-0514-04: Easement Relinquishment at 4880 N Federal Blvd.

Description of Proposed Project: This is a proposal to relinquish an easement established by Book 307, Page 642.

Explanation of why the public right-of-way must be utilized to accomplish the proposed project: N/A

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: None.

56764

DEED OF EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

THAT MISSIONARY SISTERS OF THE SACRED HEART, A Colorado corporation
(non profit)
A CORPORATION DULY ORGANIZED AND EXISTING UNDER AND BY VIRTUE OF THE
LAWS OF Colorado, FOR AND IN CONSIDERATION OF ONE (\$1.00)
DOLLAR AND OTHER GOOD AND VALUABLE CONSIDERATIONS, IN HAND PAID,
DOES HEREBY GRANT AND CONVEY TO THE CITY AND COUNTY OF DENVER, A
MUNICIPAL CORPORATION DULY ORGANIZED AND EXISTING UNDER AND BY VIRTUE
OF THE CONSTITUTION OF THE STATE OF COLORADO, AN EASEMENT AND RIGHT-
OF-WAY FOR A SEWER OVER, UPON, ACROSS, IN, THROUGH AND UNDER THE
FOLLOWING DESCRIBED REAL PROPERTY SITUATE IN THE CITY AND COUNTY
OF DENVER, STATE OF COLORADO, TO-WIT:

#25

The East 5 feet of Lots 1-12 inclusive, and the West 5 feet of
Lots 37-48 inclusive, Block 1, East Berkeley

056764
STATE OF COLORADO
CITY AND COUNTY
OF DENVER
FILED IN MY OFFICE ON
APR 13 4 08 PM '71
RECORDED
F. J. SHERIDAN
CLERK AND RECORDER
307 642

APR-13-71 367470 I FEEMIS 0.00

APPROVED FOR RECORDING:
LAND OFFICE
M.P. McManamy

RESERVING, HOWEVER, TO THE UNDERSIGNED, ITS SUCCESSORS AND ASSIGNS,
THE RIGHT TO UTILIZE AND ENJOY THE ABOVE DESCRIBED PREMISES PRO-
VIDING THE SAME SHALL NOT INTERFERE WITH THE CONSTRUCTION, MAINTEN-
ANCE, REPAIRING, INSPECTION, AND OPERATION OF SAID SEWER, AND
PROVIDING FURTHER THAT THE GRANTOR SHALL NOT ERECT OR PLACE ANY
BUILDING OR TREE ON THE ABOVE DESCRIBED RIGHT-OF-WAY AND THE CITY
SHALL NOT BE LIABLE FOR THEIR REMOVAL IF THEY ARE SO PLACED.

SIGNED AND DELIVERED THIS 20th DAY OF November A.D. 1970.



Sister Dionysius M.S.C.
SECRETARY

Missionary Sisters of the Sacred Heart,
a Colorado corporation

BY *Mother Christine M.C.*
PRESIDENT

STATE OF COLORADO)
CITY AND) ss.
COUNTY OF DENVER)

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS 26th
DAY OF November A. D. 1970, BY Mother Christine, MSC AS
PRESIDENT AND BY Sister Dionysius, M.S.C. AS
SECRETARY OF Missionary Sisters of the Sacred Heart, a Colorado corporation.

As to Form
[Signature]
City Atty's Office

WITNESS MY HAND AND OFFICIAL SEAL.

MY COMMISSION EXPIRES:

10-19-74

Helen B. Hughes
NOTARY PUBLIC

307 642

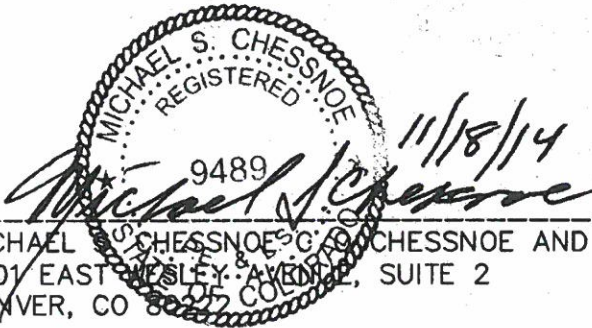
2013-0514-04-001
ROW PROJECT NO. 2013-0514
DES PARCEL NO. 2013-0514-04-001

LEGAL DESCRIPTION OF PORTION OF 10-FOOT SANITARY SEWER EASEMENT RECORDED IN BOOK 307 AT PAGE 642 TO BE RELINQUISHED

A PART OF THE SE $\frac{1}{4}$ OF SECTION 17, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH P.M. LOCATED IN THE CITY AND COUNTY OF DENVER, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

EAST 5 FEET OF LOTS 1-5 AND THE EAST 5 FEET OF THE NORTH 15 FEET OF LOT 6, AND THE WEST 5 FEET OF LOTS 44-48 AND THE WEST 5 FEET OF THE NORTH 15 FEET OF LOT 43, BLOCK 1, EAST BERKELEY, CITY AND COUNTY OF DENVER, STATE OF COLORADO.

THE ABOVE DESCRIBED PARCEL CONTAINS 1,400 SQUARE FEET OR 0.0321 ACRES MORE OR LESS.



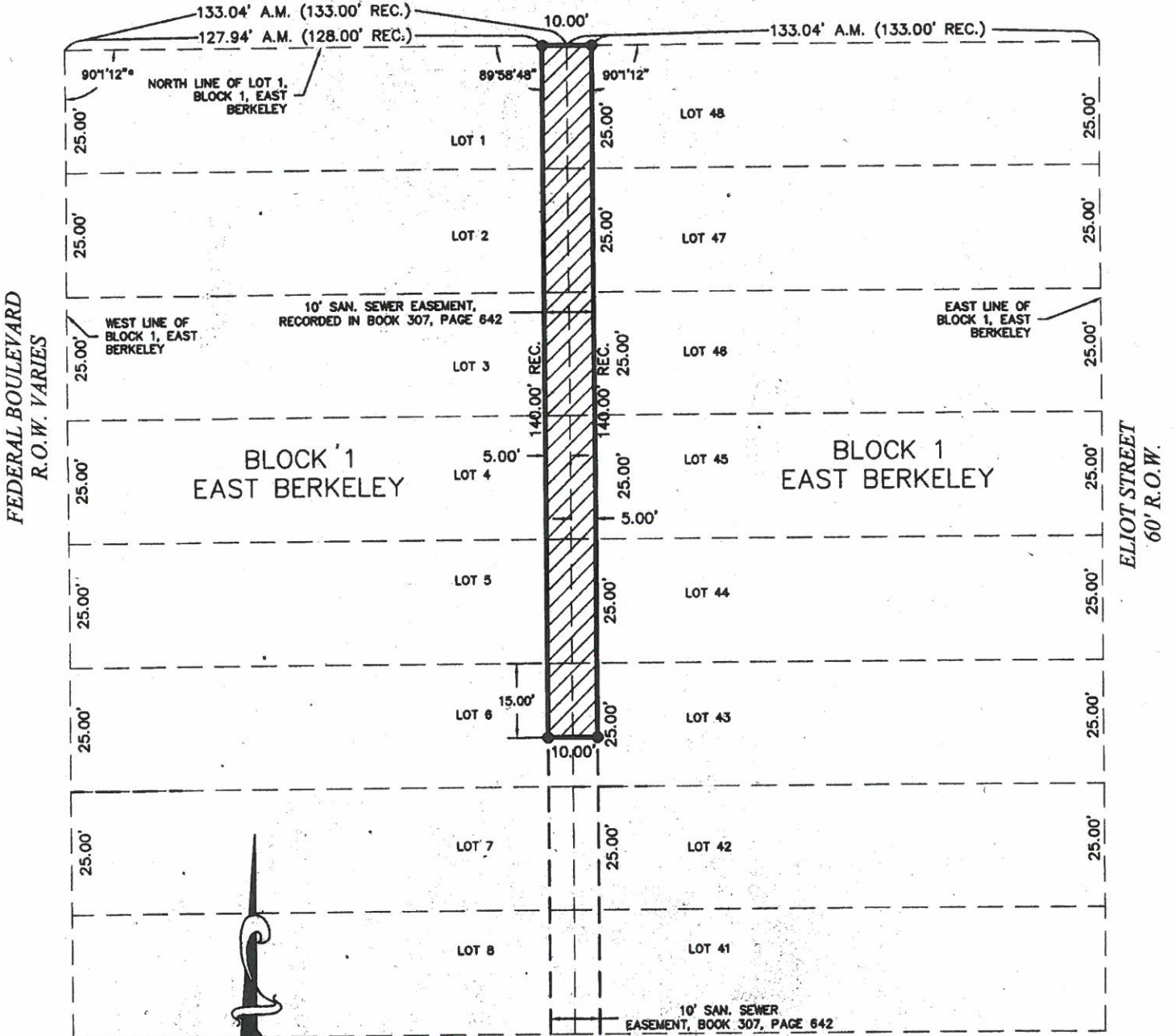
MICHAEL S. CHESSNOE & ASSOCIATES
4101 EAST WESLEY AVENUE, SUITE 2
DENVER, CO 80222

PREPARED BY:

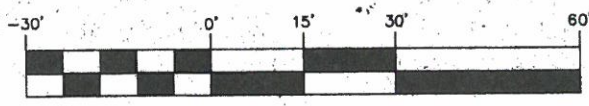
CHESSNOE AND ASSOC.
4101 EAST WESLEY AVENUE
SUITE 2
DENVER, CO. 80222
TELE. NO. 303-722-3267
MARCH 27, 2014
REV. NOV. 18, 2014

EXHIBIT "A"
EASEMENT RELINQUISHMENT
OF A PORTION OF BOOK 307, PAGE 642
CITY AND COUNTY OF DENVER

WEST 49TH AVENUE
60' R.O.W.



GRAPHIC SCALE



(IN FEET)
1 inch = 30 ft.