



REQUEST FOR RESOLUTION TO DEDICATE PUBLIC RIGHT-OF-WAY

TO: Caroline Martin, City Attorney's Office

FROM: Matt R. Bryner, P.E., Director, Right-of-Way Services

DATE: October 9th, 2020

ROW #: 2020-DEDICATION-0000135 **SCHEDULE #:** Adjacent to east side of parcels 0527411021000, 0527411008000, 0527411018000, and 0527400010000.

TITLE: This request is to dedicate two City-owned parcels of land as 1) S. Delaware St., and 2) W. Yale Ave., both located near the intersection of S. Delaware St., from W. Yale Ave. north to W. Harvard 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 Right-of-Way.

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 S. Delaware St and W. Yale Ave. The land is described as follows:

INSERT PARCEL DESCRIPTION ROW (2020-DEDICATION-0000135-001-002) HERE.

A map of the area to be dedicated is attached.

MB/PR

c: Dept. of Real Estate, Katherine Rinehart
City Councilperson Jolon Clark, District #7
Council Aide Tate Carpenter
Council Aide Maggie Thompson
Council Aide Anita Banuelos
City Council Staff, Zach Rothmier
Environmental Services, Andrew Ross
DOTI, Manager's Office, Alba Castro
DOTI, Manager's Office Jason Gallardo
DOTI, Director, Right-of-Way Engineering Services, Matt Bryner
Department of Law, Maureen McGuire
Department of Law, Martin Plate
Department of Law, Deanne Durfee
Department of Law, Caroline Martin
Department of Law, Rachonda Dixon
DOTI Survey, Paul Rogalla
DOTI Ordinance
Project file folder 2020-DEDICATION-0000135

City and County of Denver Department of Transportation & Infrastructure
Right-of-Way Services
201 W. Colfax Ave. | Denver, CO 80215
www.denvergov.org/doti
Phone: 720-913-1311

ORDINANCE/RESOLUTION REQUEST

Please email requests to Jason Gallardo
at Jason.Gallardo@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: October 9th, 2020

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:** This request is to dedicate two City-owned parcels of land as 1) S. Delaware St., and 2) W. Yale Ave., both located near the intersection of S. Delaware St., from W. Yale Ave. north to W. Harvard Ave.

3. **Requesting Agency:** DOTI-Right-of-Way Services
Agency Section: Survey

4. **Contact Person:** (With actual knowledge of proposed ordinance/resolution.)

- **Name:** Rebecca Long
- **Phone:** 720-913-4518
- **Email:** Rebecca.Long@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:** Jason Gallardo
- **Phone:** 720-865-8723
- **Email:** Jason.Gallardo@denvergov.org

6. **General description/background of proposed resolution 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 Right-of-Way.

****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:** Both parcels are located near the intersection of S. Delaware St., from W. Yale Ave. north to W. Harvard Ave.
- d. **Affected Council District:** Jolon Clark, District #7
- e. **Benefits:** N/A
- f. **Contract Amount (indicate amended amount and new contract total):**

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

Project Title: 2020-DEDICATION-0000135

Description of Proposed Project: Dedicate two parcels of public Right-of-Way as S. Delaware St., and W. Yale Ave.

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 be dedicated 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 a 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

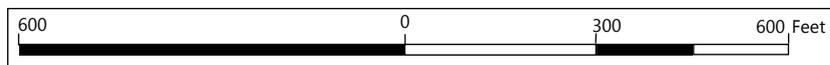
Will an easement relinquishment be submitted at a later date: N/A

Additional information: This land was deeded to the City and County of Denver for the purpose of dedicating it as Public Right-of-Way.



Legend

- ▲ Well Restrictions
- Barrier Restrictions
- Area Restrictions
 - Liner
 - Sheet Pile Wall Area
- Streams
- Irrigation Ditches Reconstruct (Gardeners)
- Irrigation Ditches
- 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
 - All Other Parks; Linear
 - Mountain Parks



PARCEL DESCRIPTION ROW NO. 2020-DEDICATION-0000135-001:**LAND DESCRIPTION – STREET PARCEL #1**

A PORTION OF THE LANDS CONVEYED TO THE CITY AND COUNTY OF DENVER BY QUIT CLAIM DEED RECORDED NOVEMBER 4, 1927 AT BOOK 3818, PAGE 549 IN THE OFFICE OF THE CLERK AND RECORDER OF THE CITY AND COUNTY OF DENVER, SAID PARCEL BEING LOCATED IN THE SOUTHWEST $\frac{1}{4}$ OF THE SOUTHWEST $\frac{1}{4}$ OF SECTION 27, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHWEST $\frac{1}{4}$ OF THE SOUTHWEST $\frac{1}{4}$ OF SAID SECTION 27;
 THENCE NORTH ALONG THE EAST LINE OF THE SAID SOUTHWEST $\frac{1}{4}$ OF THE SOUTHWEST $\frac{1}{4}$, 30.00 FEET TO THE POINT OF BEGINNING;
 THENCE CONTINUING NORTH ALONG SAID EAST LINE OF SAID SOUTHWEST $\frac{1}{4}$ OF THE SOUTHWEST $\frac{1}{4}$, TO THE NORTHEAST CORNER OF SAID SOUTHWEST $\frac{1}{4}$ OF THE SOUTHWEST $\frac{1}{4}$;
 THENCE WEST ALONG THE NORTH LINE OF SAID SOUTHWEST $\frac{1}{4}$ OF THE SOUTHWEST $\frac{1}{4}$, 26.2 FEET;
 THENCE SOUTHERLY TO A POINT WHICH IS 28.47 FEET WEST OF THE EAST LINE OF SAID SOUTHWEST $\frac{1}{4}$ OF THE SOUTHWEST QUARTER AND 30 FEET NORTH OF THE SOUTH LINE OF SAID SOUTHWEST $\frac{1}{4}$ OF THE SOUTHWEST $\frac{1}{4}$;
 THENCE EASTERLY 28.47 FEET TO THE POINT OF BEGINNING;

CONTAINING 35,178 SQUARE FEET (0.806 ACRES), MORE OR LESS.

PARCEL DESCRIPTION ROW NO. 2020-DEDICATION-0000135-002:**LAND DESCRIPTION – STREET PARCEL #2**

A PORTION OF THE LANDS CONVEYED TO THE CITY AND COUNTY OF DENVER BY QUIT CLAIM DEED RECORDED NOVEMBER 4, 1927 AT BOOK 3818, PAGE 549 IN THE OFFICE OF THE CLERK AND RECORDER OF THE CITY AND COUNTY OF DENVER, SAID PARCEL BEING LOCATED IN THE SOUTHWEST $\frac{1}{4}$ OF THE SOUTHWEST $\frac{1}{4}$ OF SECTION 27, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF THE SOUTHWEST $\frac{1}{4}$ OF THE SOUTHWEST $\frac{1}{4}$ OF SAID SECTION 27;
 THENCE NORTH ALONG THE EAST LINE OF THE SAID SOUTHWEST $\frac{1}{4}$ OF THE SOUTHWEST $\frac{1}{4}$, 30.00 FEET;
 THENCE WEST ALONG A LINE 30 FEET NORTH OF AND PARALLEL WITH THE SOUTH LINE OF SAID SOUTHWEST $\frac{1}{4}$ OF THE SOUTHWEST $\frac{1}{4}$, 155 FEET;
 THENCE SOUTHERLY ALONG A LINE 155 FEET WEST OF AND PARALLEL WITH THE EAST LINE OF SAID SOUTHWEST $\frac{1}{4}$ OF THE SOUTHWEST $\frac{1}{4}$, 7.19 FEET;
 THENCE SOUTHWESTERLY ON THE ARC OF A CURVE, CONVEX TO THE NORTHWEST, HAVING A RADIUS OF 67 FEET, AND AN ARC DISTANCE OF 42.66 FEET, MORE OR LESS, TO A POINT ON THE SOUTH LINE OF SAID SOUTHWEST $\frac{1}{4}$ OF THE SOUTHWEST $\frac{1}{4}$ THAT IS 190.2 FEET WEST OF THE SOUTHEAST CORNER OF THE SOUTHWEST $\frac{1}{4}$ OF THE SOUTHWEST $\frac{1}{4}$ OF SAID SECTION 27;
 THENCE EASTERLY ALONG THE SOUTH LINE OF SAID SOUTHWEST $\frac{1}{4}$ OF THE SOUTHWEST $\frac{1}{4}$, 190.2 FEET TO THE POINT OF BEGINNING.

CONTAINING 5,146 SQUARE FEET (0.118 ACRES), MORE OR LESS.

Notary
certify that
cribed to the
signed,
deed for the
D. 1927

*Edmund
C. Peck*

QUIT CLAIM DEED.

THIS DEED, Made this 28th day of February, 1927,
between Santa Fe Land Improvement Company, a corporation duly
organized and existing under and by virtue of the laws of the
State of California, of the first part, and the City and County
of Denver, a municipal corporation of the State of Colorado, of
the second part.

WITNESSETH, That the said party of the first part, for
and in consideration of the sum of TWO, AND NO/100 - (\$2.00)
DOLLARS, AND OTHER GOOD AND VALUABLE CONSIDERATION, 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 acknowl-
edged, hath remised, released, sold, conveyed and QUIT CLAIMED,
and by these presents doth remise, release, sell, convey and
QUIT CLAIM unto the said party of the second part, its success-
ors and assigns forever, all the right, title, interest, claim
and demand which the said party of the first part hath in and
to the following described tracts of land situate, lying and
being in the City and County of Denver, and State of Colorado,
to-wit:

That part of the South-west one-quarter (SW $\frac{1}{4}$)
of South-west one-quarter (SW $\frac{1}{4}$) of Section 27,
Township Four (4) South, Range Sixty-eight (68)
West of the 6th Principal Meridian, described
as follows, to-wit:

Commencing at the northeast corner of
SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 27; thence south

along the east line of said SW $\frac{1}{4}$ of SW $\frac{1}{4}$, 1316.89 more or less to the southeast corner thereof; thence west along the south line of said SW $\frac{1}{4}$ of SW $\frac{1}{4}$, 824.68 feet, more or less to the southeasterly line of the right of way of the A. T. and S. F. R. R.; thence northeasterly along said southeasterly line 30.6 feet more or less to a point 30 feet north of said south line; thence east parallel to said south line 790.16 feet, more or less to a point 28.47 feet west of the east line of SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 27; thence north on a straight line 1286.89 feet more or less to a point on the north line of said SW $\frac{1}{4}$ of SW $\frac{1}{4}$, 26.2 feet west of the place of beginning; thence east 26.2 feet to place of beginning.

Containing 1.37 acres, more or less.

For use for highway or street purposes.

TO HAVE AND TO HOLD the same, together with all and singular the appurtenances and privileges thereunto belonging, or in anywise thereunto appertaining, and all the estate, right, title, interest and claim whatsoever, of the said party 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 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 ^{Assistant} Secretary, the day and year first above written.



SANTA FE LAND IMPROVEMENT COMPANY,

By [Signature]
Its President

[Signature]
Assistant Secretary.

STATE OF _____
COUNTY OF _____

I, _____
and for said _____
that _____
and known to _____
to the fore _____
President of _____
ation, and _____
me this day _____
to the fore _____
and that the _____
corporation _____
with its co _____
corporation _____
he subscrib _____
and that he _____
free and vo _____
act and dee _____
in set fort _____



FRONT

STATE OF Illinois)
COUNTY OF Cook ; ss.

I, Ossian C. Ekedahl a, Notary Public within and for said County, in the State aforesaid, do hereby certify that J. H. Keefe, who is personally known to me, and known to me to be the same person whose name is subscribed to the foregoing deed as having executed the same as _____ President of the Santa Fe Land Improvement Company, a corporation, and is known to me to be such officer, appeared before me this day in person and acknowledged that the seal affixed to the foregoing deed is the corporate seal of said company and that the seal was thereunto affixed by the authority of said corporation, that said deed was by like authority subscribed with its corporate name, that he is the President of said corporation, that by and with the authority of said corporation he subscribed his name to the said deed as President of the same, and that he signed, sealed and delivered the said deed, as his free and voluntary act and deed and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth.



Given under my hand and notarial seal this 11th day of _____, A.D. 1927.

Notarial commission expires April 7th 1929

Ossian C. Ekedahl
Notary Public.

