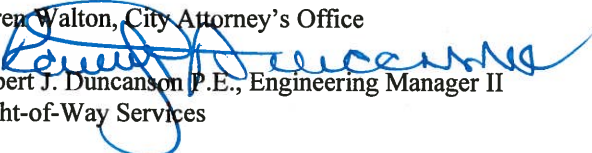




**Department of Public Works**  
Permit Operations and Right of Way Enforcement  
201 W. Colfax Avenue, Dept. 507  
Denver, CO 80202  
P: 720-865-2782  
F: 720-865-3280  
www.denvergov.org/pwprs

**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:** April 16, 2015

**ROW #:** 2015-0097-02      **SCHEDULE #:** Adjacent to parcels 0507232008000, 0507232007000, 0507232006000, 0507232005000, 0507232004000, 0507232003000, 0507232012000, 0507232019000, 0507232011000, 0507232020000, 0507232016000, 0507232017000 and 0507232018000

**TITLE:** This request is to dedicate a City owned land as Public Alley.  
Located near the intersection of 4<sup>th</sup> and Xavier.

**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 (2015-0097-02-001) HERE.**

A map of the area to be dedicated is attached.

RD/JL/BLV

cc: Asset Management, Steve Wirth  
City Councilperson & Aides, Paul Lopez District # 3  
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, Karen Aviles  
Department of Law, Brent Eisen  
Department of Law, Caroline Martin  
Public Works Survey, Ralph Pettit  
Public Works Survey, Paul Rogalla  
Owner: City and County of Denver  
Project file folder 2015-0097-02

**ORDINANCE/RESOLUTION REQUEST**

Please email requests to Angela Casias  
at [Angela.Casias@DenverGov.org](mailto:Angela.Casias@DenverGov.org) by 12:00 pm on Monday.

Date of Request: April 16, 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)

This request is to dedicate a City owned land as Public Alley.  
Located near the intersection of 4th and Xavier.

2. **Requesting Agency:** PW Right of Way Engineering

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

- **Name:** Barbara Valdez
- **Phone:** 720-865-3153
- **Email:** Barbara.valdez@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:**

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.

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

- A. **Location:** W. 4<sup>th</sup> Ave and Xavier St.
- B. **Affected Council District:** Paul Lopez Dist. 3
- C. **Benefits:** N/A

7. **Is there any controversy surrounding this ordinance? Please explain.**

*To be completed by Mayor's Legislative Team:*

SIRE Tracking Number: \_\_\_\_\_

Date Entered: \_\_\_\_\_



## EXECUTIVE SUMMARY

**DENVER**  
THE MILE HIGH CITY

**Project Title: 2015-0097-02 Dedication, Alley bounded by Xavier, Wolff, 4th Ave and 5<sup>th</sup> Ave.**

**Description of Proposed Project: This request is to dedicate a City owned land as Public Alley. Located near the intersection of 4th and Xavier.**

**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.**



# PUBLIC ALLEY XAVIER ST TO WOLF ST & W. 4TH AVE TO W. 5TH AVE



- Denver County (Boundary)
- Street Centerline
- Interstate
- US Highway
- Other
- City Owned Parcels
- Right-of-Way (General) for Denver
- Parcels
- mask
- 2012\_Denver.jp2.Ir1
- Denver County (Shaded)
- Denver County
- Adams County
- Arapahoe County
- Jefferson County

Map generated 3/24/2015. This 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.

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**PW Legal Description No. 2015-0097-02-001**

**A portion of a parcel of land conveyed by Warranty Deed to the City and County of Denver, recorded on the 27th of September 1951, in Book 6995 Page 77 in the City and County of Denver Clerk & Recorders Office, State of Colorado, being described as follows:**

**The east forty-five (45) feet of the south three hundred nine and six tenths (309.6) feet of the E1/2 of SE1/4 of NW1/4 of NW1/4 of Section 7, T.4S., R.68W.; also the east sixteen (16) feet of the south three hundred nine and six tenths (309.6) feet of the west one hundred and seventy-three (173) feet of the E1/2 of SE1/4 of NW1/4 of NW1/4 of Section 7, T.4S., R.68W.; also the north twenty (20) feet of the south three hundred twenty-nine and six tenths (329.6) feet of the E1/2 of SE1/4 of NW1/4 of NW1/4 of Section 7, T.4S., R.68W.**

**Except for those portions already dedicated as right-of-way.**



167

SEP 27 1951

2874

THIS DEED, Made this 18th day of September in the year of our Lord one thousand nine hundred and fifty-one between DONALD McDOWELL SHEDDEN and DORA VIOLA SHEDDEN of the City and County of Denver and State of Colorado, of the first part, and CITY AND COUNTY OF DENVER, A Municipal Corporation Constitution organized and existing under and by virtue of the laws of the 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 TEN (\$10.00) DOLLARS and other good and valuable considerations to the said part 1st of the first part in hand paid by the said party of the second part, the receipt whereof is hereby confessed and acknowledged, he VE granted, bargained, sold and conveyed, and by these presents do grant, bargain, sell, convey and confirm, unto the said party of the second part, its successors and assigns forever all the following described lot or parcel of land, situate, lying and being in the City and County of Denver and State of Colorado, to-wit:

The east forty-five (45) feet of the south three hundred nine and six tenths (309.6) feet of the E 1/2 of SE 1/4 of NW 1/4 of Section 7, T.4S., R.68W.; also the east sixteen (16) feet of the south three hundred nine and six tenths (309.6) feet of the west one hundred and seventy-three (173) feet of the E 1/2 of SE 1/4 of NW 1/4 of Section 7, T.4S., R.68W.; also the north twenty (20) feet of the south three hundred twenty-nine and six tenths (329.6) feet of the E 1/2 of SE 1/4 of NW 1/4 of Section 7, T.4S., R.68 W.

City and County's Office

As to Form APPROVED FOR RECORDING LAND OFFICE

TOGETHER with all and singular the hereditaments and appurtenances thereto 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 party of the second part, its successors and assigns forever. And the said part 1st of the first part, for themselves and their heirs, executors, and administrators, do covenant, grant, bargain and agree to and with the said party of the second part, its successors and assigns, that at the time of the sealing and delivery of these presents, they are well seized of the premises above conveyed, as of good, sure, perfect, absolute and indefeasible estate of inheritance, in law, in fee simple, and he VE 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 and incumbrances of whatever kind or nature soever,

and the above bargained premises in the quiet and peaceable possession of the said party of the second part, its successors 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 he VE hereunto set their hands and seal on the day and year first above written.

Signed, Sealed and Delivered in the Presence of

*W. J. Maguire*

*Donald McDowell Shedden* (SEAL)

*Dora Viola Shedden* (SEAL)



STATE OF COLORADO

City and County of Denver

The foregoing instrument was acknowledged before me this 18th day of September

1951, Donald McDowell Shedden and Dora Viola Shedden

with me by hand and official seal. My commission expires NOVEMBER 17, 1951

*[Signature]*