


REQUEST FOR RESOLUTION TO DEDICATE PUBLIC RIGHT-OF-WAY**TO:** Ivone Avila-Ponce, City Attorney's Office**FROM:** Matt R. Bryner, P.E., Director, Right-of-Way Services 
Matt R. Bryner (Sep 22, 2022 08:20 MDT)**DATE:** September 20, 2022**ROW #:** 2022-DEDICATION-0000121 **SCHEDULE #:** Adjacent to 0228326024000**TITLE:** This request is to dedicate a City-owned parcel of land as N. Umatilla St., located at the intersection of N. Umatilla St. and W. 28th 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 N. Umatilla 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 N. Umatilla St. The land is described as follows:

INSERT PARCEL DESCRIPTION ROW (2022-DEDICATION-0000121-001) HERE.

A map of the area to be dedicated is attached.

MB/PR/LRA

c: Dept. of Real Estate, RealEstate@denvergov.org
City Councilperson, Amanda Sandoval District # 1
Council Aide, Gina Volpe
Council Aide, Melissa Horn
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, Johna Varty
Department of Law, Martin Plate
Department of Law, Deanne Durfee
Department of Law, Ivone Avila-Ponce
Department of Law, Uyen Tran
Department of Law, Stefanie Raph
DOTI Survey, Paul Rogalla
DOTI Ordinance
Project file folder 2022-DEDICATION-0000121

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: September 20, 2022

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 a City-owned parcel of land as N. Umatilla St., at the intersection of N. Umatilla St. and W. 28th Ave.

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

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

- **Name:** Lisa R. Ayala
- **Phone:** 720-865-3112
- **Email:** lisa.ayala@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:** This parcel is at the southwest corner of W. 28th Ave. and N. Umatilla St. Surveyor is requesting a remnant parcel dedication and is not associated to any site development project.

****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:** at the intersection of N. Umatilla St., and W. 28th Ave.
- d. **Affected Council District:** Amanda Sandoval District # 1
- 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: 2022-DEDICATION-0000121

Description of Proposed Project: This parcel is at the southwest corner of W. 28th Ave. and N. Umatilla St. Surveyor is requesting a remnant parcel dedication and is not associated to any site development project.

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 as N. Umatilla St.

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

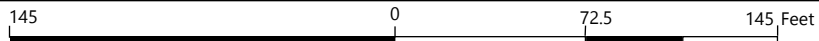
Will an easement relinquishment be submitted at a later date: N/A

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



Street parcel to be dedicated

- ### 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
 - Lots/Blocks
 - Parks
 - All Other Parks; Linear
 - Mountain Parks



PARCEL DESCRIPTION ROW NO. 2022-DEDICATION-0000121-001:

LAND DESCRIPTION – STREET PARCEL

A PARCEL OF LAND LOCATED IN THE SOUTHWEST QUARTER OF SECTION 28, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, COLORADO, AND CONVEYED TO THE CITY AND COUNTY OF DENVER BY DEED RECORDED AUGUST 5, 1892 AT BOOK 838, PAGE 15 IN THE OFFICE OF THE CLERK AND RECORDER OF THE CITY AND COUNTY OF DENVER, COLORADO, DESCRIBED THEREIN AS:

ALL THAT PART OF LOT TWENTY EIGHT (28) IN BLOCK NINE (9) CASEMENT'S ADDITION TO THE CITY OF DENVER LYING NORTHEAST OF A LINE DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE NORTH LINE AND TWELVE (12) FEET WEST OF THE NORTHEAST CORNER OF SAID LOT TWENTY EIGHT (28) AND RUNNING THENCE ON A CURVE OF EIGHT (8) FEET RADIUS FOUR AND ONE QUARTER ($4 \frac{1}{4}$) FEET THENCE ON A CURVE OF SIXTEEN (16) FEET RADIUS SIXTEEN AND THREE QUARTER ($16 \frac{3}{4}$) FEET TO A POINT ON THE EAST LINE AND FIFTEEN (15) FEET SOUTH OF THE NORTHEAST CORNER OF SAID LOT TWENTY EIGHT (28).

This Deed, Made this Twentieth (20th) day of July in the year of our Lord one thousand eight hundred and ninety-two between Charles Wheeler

WARRANTY DEED.

Charles Wheeler
TO

The City of Denver

Filed for Record at 10 o'clock A. M.,
Aug. 5 1892
A. B. McCaffrey
Recorder.

of the County of Arapahoe and State of Colorado, of the first part, and
The City of Denver

of the County of Arapahoe and State of Colorado, of the second part;
Witnesseth, That the said part 4 of the first part, for and in consideration of the sum of One Dollars,

to the said part 4 of the first part, in hand paid by the said part 4 of the second part, the receipt whereof is hereby confessed and acknowledged, has granted, bargained, sold and conveyed, and by these presents do sell grant, bargain, sell, convey and confirm unto the said part 4 of the second part, its ~~successors~~ heirs and assigns forever, all the following described lot... or parcel... of land situate, as in original lying and being in the County of Arapahoe and State of Colorado, to-wit:

All that part of lot twenty-eight (28) in Block N. W. (9) Case No. 10 Addition to the City of Denver lying north east of a line described as follows: Beginning at a point on the north line and twelve (12) feet west of the north east corner of said lot twenty-eight (28) and running thence

on a curve of eight (8) feet radius four and one quarter (4 1/4) feet thence on a curve of sixteen (16) feet radius sixteen and three quarter (16 3/4) feet to a point on the east line, and fifteen (15) feet south of the north east corner of said lot twenty-eight (28)
The same being for public use as a part of the streets in said City and for no other uses.

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 4 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 4 of the second part its ~~successors~~ heirs and assigns forever. And the said party 4 of the first part, for himself his heirs, executors, and administrators, do sell covenant, grant, bargain and agree to and with the said part 4 of the second part its ~~successors~~ heirs and assigns, that at the time of the ensembling and delivery of these presents he is well seized of the premises above conveyed, as of good, sure, perfect, absolute and indefeasible estate of inheritance, in law, in fee simple, and has 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 the quiet and peaceable possession of the said part 4 of the second part its ~~successors~~ heirs and assigns, against all and every person or persons lawfully claiming or to claim the whole or any part thereof, the said part 4 of the first part shall and will Warrant and Forever Defend.
In Witness Whereof, The said part 4 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

Charles Wheeler 

STATE OF COLORADO, }
COUNTY OF ARAPAHOE, } ss.

I, Philip H. Peck a Notary Public in and for said County, in the State aforesaid, do hereby certify that Charles Wheeler who is

personally known to me to be the person whose name is subscribed to the annexed 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 twentieth second day of July A. D. 1892
my commission expires April 22 1895 Philip H. Peck
Notary Public.

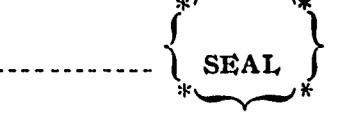


I Further Certify that my Commission Expires

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A. D. 1892
Erneston
Notary Public.