

DENVER BOARD OF WATER COMMISSIONERS

Meeting Date: August 13, 2014

Board Item: II-A-7

Designation of Surplus Property At Sand Creek Lateral in the City of Aurora

Action by Consent

Action

Information

The City of Aurora is proposing improvements to Nome Park at approximately 13th Avenue and Nome Street and discovered Denver Water is on the chain of title for the long abandoned Sand Creek Lateral of the High Line Canal.

Denver Water's Operation Division has confirmed they have no use for this land. They have also requested we transfer our interests at Del Mar Park (located at East 6th Avenue and Peoria Street) and Peoria Street and Del Mar Circle since they are the last remaining Lateral parcels and non-contiguous with any other Denver Water property.

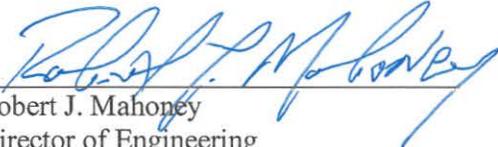
When appraising these properties for disposal, it was realized that all three of the original deeds includes language that *"In case the above described tract of land (Sand Creek Lateral) should be abandoned for use as a part of the High Line Canal System, the rights hereunder shall revert to the then owner of the adjacent land"*. Aurora is the adjacent property owner in all 3 cases, but would still like us to formally deed over these parcels. Given the reversion clause, we believe our minimum processing fee of \$2,000 is adequate compensation for these conveyances.

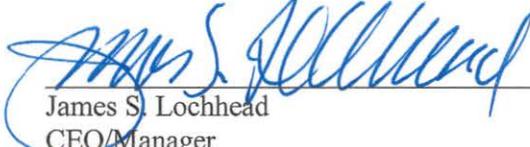
Recommendation

It is recommended that the Board declare the three parcels of the Sand Creek Lateral totaling 4.159 acres in Nome Park, Del Mar Park, and Peoria Street surplus property as they are no longer useful or required for present or future water works purposes.

Approvals:

Respectfully submitted,


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Director of Engineering


James S. Lochhead
CEO/Manager


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General Counsel


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Controller