

RESOLUTION NO: 8-12

**A RESOLUTION ACCEPTING PROPERTY KNOWN AS THE JASKOWSKI PROPERTY
AND AUTHORIZING MAYOR TO SIGN LIFETIME OCCUPANCY RESERVATION
AGREEMENT.**

WHEREAS, the Town of Berthoud is desirous of accepting from the Lone Tree Foundation and Mrs. Eileen Jaskowski a dedication to The Town of Berthoud of the ownership of Property shown on Exhibit A; and

WHEREAS, the Town of Berthoud is willing to accept dedication of the property through a warranty deed transferring ownership from Lone Tree Foundation and a quitclaim deed transferring the Donor's retained life estate, so as to unify title in the Town of Berthoud subject only to easements of record; and

WHEREAS, the Town of Berthoud is willing to enter into a Lifetime Occupancy Agreement that will memorialize the Donors ability to continue and maintain her personal residence and use of the Property for her retriever training and trials.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF BERTHOUD, LARIMER AND WELD COUNTIES, COLORADO THAT:

Section 1. The Board of Trustees of the Town of Berthoud hereby accepts the Property known as the Jaskowski Property; and

Section 2. The Board of Trustees of the Town of Berthoud hereby authorizes the Mayor to execute the Lifetime Occupancy Agreement between the Town and Eileen S. Jaskowski.


This resolution was passed by a vote of 7 in favor and 0 opposed at the regular meeting of the Board of Trustees on the 24th day of July, 2012.

TOWN OF BERTHOUD:



David Gregg, Mayor

ATTEST:



Mary K. Cowdin, Town Clerk

**EXHIBIT A: LEGAL DESCRIPTION
JASKOWSKI PROPERTY ALSO KNOWN AS
2906 W. COUNTY ROAD 14, LOVELAND, COLORADO 80537**

A portion of the Northwest Quarter of Section 4, Township 4 North, Range 69 West of the 6th P.M., more particularly described as follows:

Considering the North line of said Northwest Quarter of said Section 4 as bearing North 89° 59' 30" East and with all bearings contained herein relative thereto. Also considering said North line as being monumented with a 2" aluminum cap stamped PLS 23500 at the Northwest corner of said Northwest quarter and a 1" iron pipe and a 2" brass cap stamped PLS 20676 at the North quarter corner of said Section 4;

Commencing at the Northwest corner of said Section 4, from which the North quarter corner of said Section 4 bears North 89°59' 30" East, a distance of 2669.59 feet;

Thence South 00°03'00" East, along the West line of the Northwest quarter of said Section 4, a distance of 30.00 feet to the POINT OF BEGINNING;

Thence South 0°03'00" East, continuing along said West line, a distance of 1720.96 feet to the North right-of-way line of the Consolidated Home Supply Ditch, according to the "Plat of Lonetree Reservoir and Land owned by the Consolidated Home Supply Ditch and Reservoir Company" as prepared by Thorwald Harvey Sackett in February of 1961;

Thence along said right-of-way line and along the boundary of said land owned by the Home Supply Ditch and Reservoir Company, the following six (6) courses and distances;

1. South 79°28'00" East, a distance of 753.00 feet;
2. South 69°19'00" East, a distance of 261.97 feet;
3. North 87°56'00" East, a distance of 321.92 feet;
4. South 83°17'00" East, a distance of 20.53 feet;
5. North 00°08'30" East, a distance of 489.99 feet;
6. North 89°57'10" East, a distance of 665 feet to the East line of the West One-Half of the Northeast Quarter of the Northwest Quarter of said Section 4, as found Monumented by a 1" iron pipe with a plastic seal stamped LS 4112 at the South end of said West line and a number 4 rebar at the North end of said West line; thence North 00°13'52" East, along said West line, a distance of 1451.74 feet to a point on the South right-of-way line of Larimer County Road Number 14, from which the Northeast corner of the West One-Half of the Northeast Quarter of the Northwest Quarter of said Section 4 bears North 00°13'52" East, a distance of 30.00 feet; thence South 89°59'30" West, along said South right-of-way line, a distance of 2001.84 feet to the POINT OF BEGINNING;

County of Larimer, State of Colorado

Together with all appurtenant water rights including, but not limited to, 60 units of Northern Colorado Water Conservancy District and Grantor's interest in Two Shares of Capital Stock of the Consolidated Home Supply Ditch and Reservoir Co.