

RESOLUTION NO. 5-05

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

1. At the regular meeting of the Board of Trustees on May 10, 2005, the annexation petition for the Berthoud Hollow Annexation was submitted to the Board of Trustees by the Clerk as a communication pursuant to Section 31-12-107(1)(f), C.R.S. The location of the property is described on Exhibit "A" attached hereto and incorporated herein by reference.

2. The Board of Trustees reviewed the petition and found that the requirements set forth in Section 31-12-107(1)(f), C.R.S. had been substantially complied with.


3. Pursuant to Section 31-12-108(1), C.R.S., the Board of Trustees hereby sets the date for the hearing on the annexation petition for June 28, 2005 at 7:30 P.M. in the Town of Berthoud Board Room located at 328 Massachusetts Avenue, Berthoud, Colorado. Notice of this hearing is to be published.

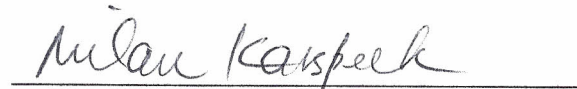
4. The purpose of this hearing shall be to determine whether the area proposed to be annexed meets the applicable requirements of Sections 31-12-104 and 31-12-105, C.R.S. and is eligible for annexation.

5. In the event the Board of Trustees finds that the statutory prerequisites for annexation have been met the Board will hold a public hearing on the ordinance annexing this property.

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 10th day of May, 2005.

TOWN OF BERTHOUD:


Mary K. Cowdin - Town Clerk


Milan Karspeck - Mayor

Berthoud Hollow Annexation Legal Description

That portion of the South One Half of Section 11, Township 4 North, Range 69 West of the 6th P.M., County of Larimer, State of Colorado, being more particularly described as follows:

Considering the East/West centerline of said Section 11 as bearing North 90°00'00" East and with all bearings contained herein relative thereto;

Beginning at the West One Quarter corner of said Section 11; thence along the East/West centerline of said Section 11, North 90°00'00" East 2647.31 feet to the TRUE POINT OF BEGINNING; thence departing said East/West centerline, North 00°11'23" East 30.00 feet to a point on the Northerly right-of-way line of Larimer County Road No. 10E; thence North 90°00'00" East 477.08 feet along said Northerly right-of-way line to a point on the Westerly line of the Cole Kingdom Annexation to the Town of Berthoud; thence South 00°00'00" West 60.00 feet along said annexation line to a point on the Southerly right-of-way line of Larimer County Road No. 10E; thence North 90°00'00" East 526.36 feet along said Southerly right-of-way line to a point on the Westerly right-of-way line of 4th Street; thence South 00°04'56" East 1125.54 feet along said Westerly right-of-way line to the Southeasterly corner of the parcel described in Reception Number 2003-0135556 as filed at the Larimer County Clerk and Recorder Office; thence departing said Westerly right-of-way line the following eight (8) courses and distances, North 89°07'40" West 1009.05 feet; North 00°11'23" East 6.50 feet; North 37°39'12" West 333.40 feet; North 27°40'12" West 94.00 feet; North 12°51'48" East 137.00 feet; North 44°23'48" East 221.90 feet; North 20°10'48" East 186.30 feet; North 00°11'23" East 319.50 feet along the North/South centerline of said Section 11 to a point on said East/West centerline of said Section 11 and the TRUE POINT OF BEGINNING.

The above described parcel contains 28.89 acres, more or less, and is subject to any existing easements and/or rights-of-way or record.