

RESOLUTION NO. 13-01

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 June 12, 2001, the annexation petition for Brown MLD 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 has reviewed the petition and finds that the requirements set forth in Section 31-12-107(1)(f), C.R.S. have 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 July 24, 2001 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 5 in favor and 0 opposed at the meeting of the Board of Trustees on the 12th day of June, 2001.

TOWN OF BERTHOUD:

Mary K. Cowdin
Mary K. Cowdin - Town Clerk

Milan Karspeck
Milan Karspeck - Mayor

Original Published June 21, 28 and July 5, 12, and 19

EXHIBIT A

TO

**PETITION FOR ANNEXATION OF UNINCORPORATED TERRITORY
IN THE COUNTY OF LARIMER, STATE OF COLORADO
TO THE TOWN OF BERTHOUD, COLORADO**

**BROWN MLD
ANNEXATION**

Legal Description

A tract of land lying in the Southeast $\frac{1}{4}$ of Section 11 and the Northeast $\frac{1}{4}$ of Section 14, Township 4 North, Range 69 West of the 6th Principal Meridian, Larimer County, Colorado, being more particularly described as follows:

Assuming the East line of Lot 2, BROWN M.L.D. 97-EX 1074, public records of Larimer County, Colorado bears N 00°04'00" E with all bearings relative thereto.

BEGIN at the Northeast corner of Lot 2, BROWN M.L.D. 97-EX 1074, public records of Larimer County, Colorado, said point also lying on the West right-of-way line of U.S. Highway No. 287; thence run S 89°43'21" W along the North line of said Lot 2 and the extension thereof for a distance of 1380.32 feet to the West right-of-way line of the Burlington Northern Railroad; thence leaving said North line run S 02°31'11" E along said West right-of-way line for a distance of 1745.79 feet to the North line of the Northeast Addition Annexation; thence leaving said West right-of-way line run S 89°51'18" E along said North line for a distance of 100.11 feet, to a point on the East right-of-way line of the Burlington Northern Railroad; thence leaving said North line run N 02°31'11" W along said East right-of-way line for a distance of 388.16 feet, to a point on the South right-of-way line Larimer County Road 10; thence leaving said East right-of-way line run S 89°51'01" E along said South right-of-way line for a distance of 1218.92 feet to the aforesaid West right-of-way line of U.S. Highway No. 287; thence leaving said South right-of-way line run N 00°04'00" E along said West right-of-way line for a distance of 60.00 feet to the North right-of-way line of aforesaid Larimer County Road No. 10; thence leaving said West right-of-way line run N 89°51'01" W along said North right-of-way line for a distance of 295.91 feet to the Easterly line of the aforesaid Lot 2; thence leaving said North right-of-way line run N 00°04'00" E along said Easterly line for a distance of 335.24 feet to the Southerly line of said Lot 2; thence leaving said Easterly line run N 88°45'31" E along said Southerly line for a distance of 295.98 feet to the aforesaid East line of Lot 2 and the West right-of-way line of U.S. Highway No. 287; thence leaving said Southerly line run N 00°04'00" E along said East line and said West right-of-way line for a distance of 964.01 feet to the Point of Beginning.

Containing 40.77 acres, more or less, and being subject to all existing easements and/or right-of-way record.