

RESOLUTION NO. 22-00

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 October 10, 2000, the annexation petition for Smitherman 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 November 14, 2000 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 6 in favor and 0 opposed at the meeting of the Board of Trustees on the 10th day of October, 2000.

TOWN OF BERTHOUD:

Mary K. Cowdin  
Mary K. Cowdin - Town Clerk

Milan Karspeck  
Milan Karspeck - Mayor

LEGAL DESCRIPTION: (SEE NOTE 1.)

BUCKNER NORTH EXEMPTION:

PARCEL 1:

THAT PORTION OF THE NORTHEAST QUARTER OF SECTION 11, TOWNSHIP 4 NORTH, RANGE 69 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF LARIMER, STATE OF COLORADO MORE PARTICULARLY DESCRIBED AS FOLLOWS:

CONSIDERING THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 11 AS BEARING NORTH 00°52'30" EAST AND WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO; BEGINNING AT THE EAST QUARTER CORNER OF SAID SECTION 11; THENCE ALONG THE EAST LINE OF SAID SECTION 11 NORTH 00°52'30" EAST 440.07 FEET; THENCE SOUTH 88°55'15" WEST 30.02 FEET; THENCE PARALLEL WITH THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 11 NORTH 00°52'30" EAST 651.02 FEET; THENCE DEPARTING SAID PARALLEL LINE NORTH 89°07'30" WEST 20.00 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING NORTH 89°07'30" WEST 300.00 FEET; THENCE NORTH 00°52'30" EAST 288.65 FEET; THENCE SOUTH 89°07'30" EAST 300.00 FEET; THENCE SOUTH 00°52'30" WEST 288.65 FEET TO THE TRUE POINT OF BEGINNING.

THE ABOVE DESCRIBED PARCEL CONTAINS 1.99 ACRES MORE OR LESS AND IS SUBJECT TO ALL EASEMENTS, AGREEMENTS, AND RIGHTS-OF-WAY OF RECORD.

PARCEL 2:

THAT PORTION OF THE NORTHEAST QUARTER OF SECTION 11, TOWNSHIP 4 NORTH, RANGE 69 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF LARIMER, STATE OF COLORADO MORE PARTICULARLY DESCRIBED AS FOLLOWS:

CONSIDERING THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 11 AS BEARING NORTH 00°52'30" EAST AND WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO; BEGINNING AT THE EAST QUARTER CORNER OF SAID SECTION 11; THENCE ALONG THE EAST LINE OF SAID SECTION 11 NORTH 00°52'30" EAST 440.07 FEET; THENCE SOUTH 88°55'15" WEST 30.02 FEET; THENCE PARALLEL WITH THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 11 NORTH 00°52'30" EAST 651.02 FEET; THENCE DEPARTING SAID PARALLEL LINE NORTH 89°07'30" WEST 320.00 FEET; THENCE NORTH 00°52'30" EAST 288.65 FEET TO THE TRUE POINT OF BEGINNING; THENCE SOUTH 89°07'30" EAST 300.00 FEET; THENCE NORTH 00°52'30" EAST 288.86 FEET; THENCE NORTH 89°13'45" WEST 300.00 FEET; THENCE SOUTH 00°52'30" WEST 288.33 FEET TO THE TRUE POINT OF BEGINNING.

THE ABOVE DESCRIBED PARCEL CONTAINS 1.99 ACRES MORE OR LESS.

BUCKNER SOUTH EXEMPTION:

PARCEL 1:

THAT PORTION OF THE NORTHEAST QUARTER OF SECTION 11, TOWNSHIP 4 NORTH, RANGE 69 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF LARIMER, STATE OF COLORADO MORE PARTICULARLY DESCRIBED AS FOLLOWS:

CONSIDERING THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 11 AS BEARING NORTH 00°52'30" EAST AND WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO; BEGINNING AT THE EAST QUARTER CORNER OF SAID SECTION 11; THENCE ALONG THE EAST LINE OF SAID SECTION 11 NORTH 00°52'30" EAST 440.07 FEET; THENCE SOUTH 88°55'15" WEST 50.03 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING SOUTH 88°55'15" WEST 300.17 FEET; THENCE NORTH 00°52'30" EAST 293.53 FEET; THENCE SOUTH 89°07'30" EAST 300.00 FEET; THENCE SOUTH 00°52'30" WEST 283.29 FEET TO THE TRUE POINT OF BEGINNING.

THE ABOVE DESCRIBED PARCEL CONTAINS 1.99 ACRES MORE OR LESS.

PARCEL 2:

THAT PORTION OF THE NORTHEAST QUARTER OF SECTION 11, TOWNSHIP 4 NORTH, RANGE 69 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF LARIMER, STATE OF COLORADO MORE PARTICULARLY DESCRIBED AS FOLLOWS:

CONSIDERING THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 11 AS BEARING NORTH 00°52'30" EAST AND WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO; BEGINNING AT THE EAST QUARTER CORNER OF SAID SECTION 11; THENCE ALONG THE EAST LINE OF SAID SECTION 11 NORTH 00°52'30" EAST 440.07 FEET; THENCE SOUTH 88°55'15" WEST 350.20 FEET; THENCE NORTH 00°52'30" EAST 293.53 FEET TO THE TRUE POINT OF BEGINNING; THENCE SOUTH 89°07'30" EAST 300.00 FEET; THENCE NORTH 00°52'30" EAST 288.41 FEET; THENCE NORTH 89°07'30" WEST 300.00 FEET; THENCE SOUTH 00°52'30" WEST 288.41 FEET TO THE TRUE POINT OF BEGINNING.

THE ABOVE DESCRIBED PARCEL CONTAINS 1.99 ACRES MORE OR LESS.

TRACT "A":

CONSIDERING THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 11 AS BEARING NORTH 00°52'30" EAST AND WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO; BEGINNING AT THE EAST QUARTER CORNER OF SAID SECTION 11; THENCE ALONG THE EAST LINE OF SAID SECTION 11, NORTH 00°52'30" EAST 440.07 FEET; THENCE SOUTH 88°55'15" WEST 30.02 FEET; THENCE PARALLEL WITH THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 11 NORTH 00°52'30" EAST 651.02 FEET TO THE TRUE POINT OF BEGINNING; THENCE NORTH 89°07'30" WEST 320.00 FEET; THENCE SOUTH 00°52'30" WEST 80.00 FEET; THENCE SOUTH 89°07'30" EAST 320.00 FEET; THENCE NORTH 00°52'30" EAST 80.00 FEET, MORE OR LESS, TO THE TRUE POINT OF BEGINNING.

TRACT "A" ABOVE IS A PERPETUAL EASEMENT FOR THE ADJOINING LAND.