Planning and Community Development Department
Craig Dossey, Executive Director

| то: | El Paso County Board of County Commissioners Stan VanderWerf, Chair |
| :---: | :---: |
| FROM: | Mercedes Rivas, Planner II |
|  | Jeff Rice, PE Senior Engineer |
|  | Craig Dossey, Executive Director |
| RE: | Project File \#: ANX-21-009 |
|  | Project Name: Jimmy Camp Creek Addition No. 1 Annexation |
|  | Parcel Nos.: 53000-00-037, 53000-00-124, 53000-00-127, 53000-00133, 53000-00-141, 53000-00-170, 53000-00-200, 53000-00-315, 53000- |
|  | 00-322, 53000-00-349, 53000-00-472, 53000-00-513, 53000-00-514, |
|  | 53000-00-515, and 54000-00-045 |


| OWNER: | REPRESENTATIVE: |
| :--- | :--- |
| City of Colorado Springs | City of Colorado Springs |
| 30 South Nevada Avenue | 30 South Nevada Avenue |
| Colorado Springs, CO 80903 | Colorado Springs, CO 80903 |

Commissioner District: 2

| Planning Commission Hearing Date: | N/A |
| :--- | :--- |
| Board of County Commissioners Hearing Date | 10/26/2021 |

## EXECUTIVE SUMMARY

A request by the City of Colorado Springs for acceptance of an Annexation Impact Report for the Jimmy Camp Creek Addition No. 1 Annexation. The 15 parcels, totaling 413.76 acres, are zoned RR-5 (Residential Rural) and are located at the western terminus of Blaney Road South, approximately three-quarters (3/4) of a mile west of the Meridian Road and Blaney Road South intersection and are within Section 35, Township 13 South, Range 65 West of the $6^{\text {th }}$ P.M. and Section 36, Township 13 South, Range 65 West of the $6^{\text {th }}$ P.M. An annexation impact report has been provided to El Paso County, which addressed all the statutory requirements.

Colorado Springs, CO 80910-3127
FAX: (719) 520-6695

## A. REQUEST/WAIVERS/AUTHORIZATION

Request: A request by the City of Colorado Springs for acceptance of an Annexation Impact Report for an approximate area of 413.76 acres.

Waiver(s): No waivers are associated with this request
Authorization to Sign: N/A

## B. PLANNING COMMISSION SUMMARY

Planning Commission review and recommendation is not required for an annexation impact report under the EI Paso County Land Development Code (2021).

## C. APPROVAL CRITERIA

Pursuant to state statute, the County does not approve or deny an annexation impact report. The annexation impact report provided by the City of Colorado Springs puts the County on notice and describes potential impacts in very general terms. This request complies with Chapter 10 Annexation and Disconnection of the Land Development Code (LDC) and with state statute. The LDC standards for review are as follows:

### 10.1.7. Standards for Review of Annexation Impact Reports

The Board of County Commissioners shall evaluate the annexation impact report for the following:

- Has the municipality made adequate provisions for the requisite level of utility services to the area?
- Has the municipality made adequate provisions for the requisite level of police and fire protection?
- Will the proposed annexation encourage growth patterns which are inconsistent with the Master Plan either in terms of the type of land use or the timing of such growth?
- Will the proposed annexation create unreasonable roadway maintenance/drainage problems?
- Will the proposed annexation have unreasonable detrimental impacts upon land adjoining the area proposed to be annexed in terms of land use compatibility, timing of growth or other development related concerns?
- Will the annexation create County enclaves within the municipality which have little or no possibility of future annexation by the municipality?
- Will the annexation remove land from an existing special district to the extent that the provision of service by the special district to the balance of the special district is no longer financially feasible?

The Board of County Commissioners may choose to forward written comments to the annexing municipality, time permitting, or designate an authorized representative to present the Board's comments at the annexation hearing.

## D. LOCATION

North: RR-5 (Residential Rural)
South:RR-5 (Residential Rural)
East: RR-5 (Residential Rural)
West: City of Colorado Springs

Residential
Residential
Residential
Residential

## E. BACKGROUND

The property was initially zoned A-5 (Agricultural) on September 20, 1965 when zoning was initiated for this portion of El Paso County. Due to changes in the nomenclature of the El Paso County Land Development Code, the A-5 zoning district was renamed as the RR-5 (Residential Rural) zoning district. Several of the parcels contain single-family dwellings which were constructed in the 1990's.

## F. ANALYSIS

1. Land Development Code Analysis

The annexation impact report was sent to the El Paso County Attorney's Office on October 11, 2021. The annexation impact report included all the statutory requirements, including but not limited to, the following:

- A map of the proposed area to be annexed;
- A draft agreement of the proposed annexation; and
- A statement setting forth the plans of the municipality for extending to or otherwise providing for, within the area to be annexed, municipal services.


## 2. Master Plan Analysis

## a. Your El Paso Master Plan

i. Place Type: Suburban Residential and Regional Open Space

## Place Type Character for Suburban Residential:

Suburban Residential is characterized by predominantly residential areas with mostly single-family detached housing. This placetype can also include limited single-family attached and multifamily
housing, provided such development is not the dominant development type and is supportive of and compatible with the overall single-family character of the area. The Suburban Residential placetype generally supports accessory dwelling units. This placetype often deviates from the traditional grid pattern of streets and contains a more curvilinear pattern.

Although primarily a residential area, this placetype includes limited retail and service uses, typically located at major intersections or along perimeter streets. Utilities, such as water and wastewater services are consolidated and shared by clusters of developments, dependent on the subdivision or area of the County.

Some County suburban areas may be difficult to distinguish from suburban development within city limits. Examples of the Suburban Residential placetype in El Paso County are Security, Widefield, Woodmen Hills, and similar areas in Falcon.

## Place Type Character for Regional Open Space:

Regional Open Space encompasses large areas of both natural environment and developed parks of varying size and function. Representing more than just County parks, areas designated as Regional Open Space are often significant in size and complement adjacent developed areas. Natural open space in the County includes large areas of land managed by federal, state, County, and city entities that are not otherwise included within the Mountain Interface placetype.

This placetype includes undeveloped areas with significant ecological value as well as programmed parks accommodating passive and active recreation, both of which may function as stormwater-management facilities. The Fountain Creek corridor is a primary example of an area of significant ecological interest.

## Recommended Land Uses for Suburban Residential: <br> Primary <br> - Single-Family Detached Residential with lots sizes smaller than 2.5 acres per lot, up to 5 units per acre

## Supporting

- Single-family Attached
- Multifamily Residential
- Parks/Open Space
- Commercial Retail
- Commercial Service
- Institutional


## Recommended Land Uses for Regional Open Space:

## Primary

- Parks
- Open Space
- Natural Areas
- Paleontological Areas


## Analysis:

The parcels are designated as Suburban Residential and Regional Open Space. Annexing this property into the City of Colorado Springs would be a logical extension of the City's incorporated boundaries. The Relevant goals and objectives are as follows:

Goal LU2 - Coordinate context-sensitive annexation and growth strategies with municipalities

Objective LU2-1: Continue to coordinate with the individual cities and towns as they plan for growth. Collaboration with the individual communities will prevent the unnecessary duplication of efforts, overextension of resources, and spending of funds.

Objective LU2-3: Prioritize the annexation of existing unincorporated County enclaves as opportunities arise.

Objective HC2-3: Coordinate regularly with municipalities to maintain knowledge of plans for annexation.

Although the area being annexed is not an enclave as recommended in LU2-3, it is immediately adjacent to the City of Colorado Springs jurisdictional boundaries and the existing Jimmy

Camp Creek Park. The City of Colorado Springs proposes to utilize the subject property as parkland and open space. The Suburban Residential and Regional Open Space placetypes both include open space as a recommended land use. The proposed annexation is in compliance with the uses, goals, and objectives recommended in the Master Plan.
ii. Area of Change Designation: Protected/Conservation Area and New Development

1. Protected/Conservation Area: These areas of the County are not likely to change. Due to their local, ecological, or historical influence they should be preserved as they are throughout the life of this Master Plan and beyond. The existing development setting of these places will remain the same in the placetypes, outlined in the next section.
2. New Development: These areas will be significantly transformed as new development takes place on lands currently largely designated as undeveloped or agricultural areas. Undeveloped portions of the County that are adjacent to a built-out area will be developed to match the character of that adjacent development or to a different supporting or otherwise complementary one such as an employment hub or business park adjacent to an urban neighborhood.

The parcels are within both the Protected/Conservation Area as well as the New Development Area. The area being annexed is proposed to be utilized as parkland for the City of Colorado Springs, thus conserving the area. The proposed annexation will not alter the character of the surrounding area. The annexation does not propose to include new development.
iii. Key Area Influences: Uncommon Natural Resources and Areas Likely to be Annexed

The Uncommon Natural Resources recommends:
"Uncommon Natural Areas include natural amenities within El Paso County that are more unique than a park or open space. The three identified are Corral Bluffs, Paint Mines

Interpretive Park, and Ramah State Wildlife Area, all of which are prominent natural areas in El Paso County. Corral Bluffs, located just east of Colorado Springs city limits along Highway 94, was recently discovered as having paleontological significance and Paint Mines Interpretive Park, southeast of Calhan, is a highly visited County Park with unique geologic formations. Ramah State Wildlife Area, southwest of Ramah, is another well-visited natural area in the County.

These three features bring unique opportunities for the County. As future growth and annexation occur in Colorado Springs, Corral Bluffs is situated so as to provide an excellent transition between the urban development of the City and the rural arts of unincorporated County. It should be considered as an open space buffer to preserve the character of the adjacent rural areas. Additionally, there is land around Paint Mines Park that would allow the extension of its boundaries. Extending these boundaries should be considered to help preserve this distinct County amenity and provide more public open space in the future."

The Areas Likely to be Annexed recommends:
"A significant portion of the County's expected population growth will locate in one of the eight incorporated municipalities. As the largest municipality in El Paso County, Colorado Springs is expected to grow in population over the next several decades. As a result of this growth, Colorado Springs, and other municipalities including Fountain and Monument, will need to annex parts of unincorporated County to plan for and accommodate new development. This will either occur through new development within existing municipal limits or the annexation of subdivisions in unincorporated parts of the County. This Key Area outlines the portions of the County that are anticipated to be annexed as development occurs. It is imperative that the County continue to coordinate with the individual cities and towns as they plan for growth. Collaboration with the individual communities will prevent the unnecessary duplication of efforts, overextension of resources, and spending
of funds. The County should coordinate with each of the municipalities experiencing substantial growth the development of an intergovernmental agreement similar to that developed with Colorado Springs."

The parcels being annexed are within both Uncommon Natural Resources and Areas Likely to be Annexed. The proposed annexation of the property is consistent with the designation of the property within the Areas Likely to be Annexed. The proposed annexation will provide natural amenities consistent with those recommendations for the Uncommon Natural Resources Area. If the annexation were approved, the area is proposed to be conserved as open space.

## 3. Special District Issues

The parcels are not included within a special district. Staff is not aware of any special district issues associated with this request.

## G. PHYSICAL SITE CHARACTERISTICS

1. Floodplain

As indicated on FEMA Flood Insurance Rate Maps (FIRM) panel number 08041C0575, the annexation area is not located within a floodplain.

## 2. Drainage and Erosion

The annexation area is located within the Jimmy Camp Creek drainage basin.

## 3. Transportation

There are no roadways being annexed, nor are there any public rights-of-way within or adjacent to the area to be annexed.

## H. SERVICES

1. Water

Water service is anticipated to be provided by Colorado Springs Utilities pursuant to the draft annexation agreement.
2. Sanitation

Wastewater service is anticipated to be provided by Colorado Springs Utilities.

## 3. Emergency Services

Emergency services will be provided by the City of Colorado Springs (police protection) and the Falcon Fire Protection District.

## 4. Utilities

Natural gas and electric service will be provided by Colorado Springs Utilities.

## I. ATTACHMENTS

Vicinity Map
Annexation Impact Report
Board of County Commissioners' Resolution

## El Paso County Parcel Information

| PARCE |  |
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| 5300000 |  |
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| 530000 | File Name:ANX-21-009 <br> 5300000 |



DATE: October 12, 2021
TO: $\quad$ Clerk to the Board of County Commissioners El Pas County Development Services Department

FROM: Katie Carleo, Planning Manager
RE: $\quad$ Jimmy Camp Creek Addition No. 1 Annexation - Annexation Impact Report

Pursuant to CRS 31-12-108.5 please find enclosed a copy of the Annexation Impact Report for the Jimmy Camp Creek Addition No. 1 Annexation located east of Highway 24 and southwest of S. Blaney Road consisting of 413.76 acres. No County action is required or deemed necessary. This project is scheduled for consideration by City Council on November 9, 2021. Should you have any questions please feel free to contact me.


Katie Carleo, AICP
Planning Manager
p: 719.385.5060
e: katie.carleo@coloradosprings.gov

## C: File

Enclosure: Annexation Impact Report
Jimmy Camp Creek Addition No. 1 Annexation Plat

# JIMMY CAMP CREEK ADDITION NO. 1 ANNEXATION ANNEXATION IMPACT REPORT 

OCTOBER 12, 2021
The Annexor and property owner, City of Colorado Springs, have submitted an annexation application request to the City of Colorado Springs consisting of 413.76 acres located east of Highway 24 and southwest of S. Blaney Road. The State of Colorado requires that an Annexation Impact Report (A.I.R.) be prepared and submitted to the Board of County Commissioners of El Paso County prior to being heard by the City Council of Colorado Springs. The required elements of the A.I.R. are as follows:

## 31-12-108.5. Annexation Impact Report

The municipality shall prepare an impact report concerning the proposed annexation at least twenty-five days before the date of the hearing (November 9, 2021 City Council Regular meeting) established pursuant to section 31-12-108 and shall file one copy with the board of county commissioners governing the area proposed to be annexed within five days thereafter. Such report shall not be required for annexations of ten acres or less in total area or when the municipality and the board of county commissioners governing the area proposed to be annexed agree that the report may be waived.

Such report shall include, as a minimum:
a) A map or maps of the municipality and adjacent territory to show the following information:
(I) The present and proposed boundaries of the municipality in the vicinity of the proposed annexation;
(II) The present streets, major trunk water mains, sewer interceptors and outfalls, other utility lines and ditches, and the proposed extension of such streets and utility lines in the vicinity of the proposed annexation; and
(III) The existing and proposed land use pattern in the areas to be annexed;
b) A copy of any draft or final pre-annexation agreement, if available;
c) A statement setting forth the plans of the municipality for extending to or otherwise providing for, within the area to be annexed, municipal services performed by or on behalf of the municipality at the time of annexation;
d) A statement setting forth the method under which the municipality plans to finance the extension of the municipal services into the area to be annexed;
e) A statement identifying existing districts within the area to be annexed; and
f) A statement on the effect of annexation upon local-public school district systems, including the estimated number of students generated and the capital construction required to educate such students.

The applicant has prepared the Sands Master Plan, which is attached and which provides most of the requested information. The remainder of this report will answer the specifically listed A.I.R. checklist information.
a) A map or maps of the municipality and adjacent territory to show the following information:
(I) The present and proposed boundaries of the municipality in the vicinity of the proposed annexation;
The attached Annexation Plat are contextual maps of the proposed annexation, which shows the site, City and County boundaries, and current zoning in both jurisdictions.
(II) The present streets, major trunk water mains, sewer interceptors and outfalls, other utility lines and ditches, and the proposed extension of such streets and utility lines in the vicinity of the proposed annexation; and
The proposed annexation is only for existing open space and parkland and will not have any of the above-mentioned extensions.
(III) The existing and proposed land use pattern in the area to be annexed;

The associated annexation will annex only that area of parkland and open space. The site is directly east of existing Jimmy Camp Creek Park within the City of Colorado Springs.
b) A copy of any draft or final pre-annexation agreement, if available;

This annexation is of City owned property and does not require an annexation agreement.
c) A statement setting forth the plans of the municipality for extending to or otherwise providing for, within the area to be annexed, municipal services performed by or on behalf of the municipality at the time of annexation;
If the annexation is approved by the City Council, all municipal services (utilities, fire, police, streets, etc.) will be provided by the City of Colorado Springs.
d) A statement setting forth the method under which the municipality plans to finance the extension of the municipal services into the area to be annexed;
This property will be subject to standard provisions regarding extension of public facilities and utilities.
e) A statement identifying existing districts within the area to be annexed; and According to El Paso County Assessor records, the subject property is in the following districts:

- Falcon School District 49
- Pike Peak Library District
- Falcon Fire Protection District
f) A statement on the effect of annexation upon local-public school district systems, including the estimated number of students generated and the capital construction required to educate such students.
There will be no student generation from the associated annexation since the property is for the sole purpose of parkland and open space.


## ANNEXATION PLAT

## JIMMY CAMP CREEK ADDITION NO. 1

LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 25 , THE SOUTHEAST QUARTER OF SECTION 35 AND SECTION 36 , TOWNSHIP 13
SOUTH, RANGE 65 WEST AND THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 1, TOWNSHIP 14 SOUTH, RANGE 65 WEST OF THE 6 TH P.M.

## SOUTH, RANGE 65 WEST AND THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 1, TOWNSHIP 14 COUNTY OF EL PASO, STATE OF COLORADO.

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 Parcel 11
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SURVEYORS STATEMENT






## CITY APPROVAL


(PLANNING AND DEVELOPMENT DRECTOR) $\quad$ DATE

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## ANNEXATION PLAT

## JIMMY CAMP CREEK ADDITION NO. 1

LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 25 , THE SOUTHEAST QUARTER OF SECTION 35 AND SECTION 36 , TOWNSHIP 13 SOUTH, RANGE 65 WEST AND THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 1, TOWNSHIP 14 SOUTH, RANGE 65 WEST OF THE 6 TH P.M.


## BOARD OF COUNTY COMMISSIONERS

COUNTY OF EL PASO, STATE OF COLORADO

## RESOLUTION TO APPROVE ACCEPTANCE OF AN ANNEXATION IMPACT REPORT FROM THE CITY OF COLORADO SPRINGS ON BEHALF OF JIMMY CAMP CREEK ADDITION NO. 1 ANNEXATION

WHEREAS, City of Colorado Springs hereinafter referred to as the "Property Owner", are the current property owners of property located within unincorporated El Paso County at parcel numbers 53000-00-037, 53000-00-124, 53000-00-127, 53000-00-133, 53000-00141, 53000-00-170, 53000-00-200, 53000-00-315, 53000-00-322, 53000-00-349, 53000-00-472, 53000-00-513, 53000-00-514, 53000-00-515, and 54000-00-045 of El Paso
County, Colorado, upon which property they are proposed a development known as Jimmy Camp Creek Addition No. 1 Annexation; and

WHEREAS, the legal description of the subject property are parcel numbers 53000-00037, 53000-00-124, 53000-00-127, 53000-00-133, 53000-00-141, 53000-00-170, 53000-00-200, 53000-00-315, 53000-00-322, 53000-00-349, 53000-00-472, 53000-00-513, 53000-00-514, 53000-00-515, and 54000-00-045 more closely described in Exhibit A, and El Paso County Planning and Community Development file number ANX-21-009, and

WHEREAS, because the Property Owners have requested to be annexed into El Paso County, the City has requested acceptance of an annexation report prepared pursuant to C.R.S. 31-12-108.5; and

WHEREAS, the Annexation Impact report states that utilities will be provided by Colorado Springs Utilities the subject parcels upon completion of the annexation; and

WHEREAS, the El Paso County Planning and Community Development Department expressed no concern with the proposed annexation.

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of the County of El Paso, Colorado ("Board') hereby approve acceptance of the Annexation Impact Report

APPROVED this $\qquad$ day of $\qquad$ 2021.

BOARD OF COUNTY COMMISSIONERS OF EL PASO COUNTY, COLORADO
$B y$ :
Chair

## ATTEST:

By:

## Exhibit A

Matrix Design Group, Inc.

## PROPERTY DESCRIPTION JIMMY CAMP CREEK ANNEXATION FILING NO. 1

LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 25, THE SOUTHEAST QUARTER OF SECTION 35 AND SECTION 36, TOWNSHIP 13 SOUTH, RANGE 65 WEST AND THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 1, TOWNSHIP 14 SOUTH, RANGE 65 WEST OF THE 6TH P.M., EL PASO COUNTY, COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEARINGS ARE BASED ON A LINE FROM NGS POINT JK1153 "CORRAL BLUFFS", MONUMENTED BY A 3" BRASS DISK SET IN A 2.2 FOOT SQUARE CONCRETE PAD TO NGS POINT JK1353 "CLEVENGER", MONUMENTED BY A STAINLESS STEEL ROD SET IN CONCRETE, SAID LINE IS ASSUMED TO BEAR SOUTH 0357'12" WEST ACCORDING TO A SURVEY CONTROL DIAGRAM PREPARED BY KIRKHAM MICHAEL CONSULTING ENGINEERS DEPOSITED WITH THE EL PASO COUNTY SURVEYOR AT RECEPTION NUMBER 203288215.

## PARCEL 1

THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 25, TOWNSHIP 13 SOUTH, RANGE 65 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF EL PASO, STATE OF COLORADO.

## PARCEL 2

THE NORTHWEST $1 / 4$ OF THE NORTHWEST $1 / 4$ OF SECTION 36, TOWNSHIP 13 SOUTH, RANGE 65 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF EL PASO, STATE OF COLORADO.

## PARCEL 3

THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER, SECTION 36, TOWNSHIP 13 SOUTH, RANGE 65 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF EL PASO, STATE OF COLORADO.

## PARCEL 4

PARCEL A: THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER AND THE NORTH ONE HALF OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER IN SECTION 36, TOWNSHIP 13 SOUTH, RANGE 65 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF EL PASO, STATE OF COLORADO.

PARCEL B: THE SOUTH HALF OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER AND THE NORTH HALF OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER IN SECTION 36, TOWNSHIP 13 SOUTH, RANGE 65 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF EL PASO, STATE OF COLORADO.

## PARCEL 5

THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 36, TOWNSHIP 13 SOUTH. RANGE 65 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF EL PASO, STATE OF COLORADO.

## PARCEL 6

THE SOUTH ONE-HALF OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER IN SECTION 36, TOWNSHIP 13 SOUTH, RANGE 65 WEST OF THE 6TH PRRINCIPAL MERIDIAN, COUNTY OF EL PASO, STATE OF COLORADO.

LEGAL DESCRIPTION CONT.....

## PARCEL 7

THE SOUTH HALF OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF SECTION 35 TOWNSHIP 13 SOUTH RANGE 65 WEST, COUNTY OF EL PASO, STATE OF COLORADO.

## PARCEL 8

THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 36, IN TOWNSHIP 13 SOUTH, RANGE 65 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF EL PASO, STATE OF COLORADO.

## PARCEL 9

A PARCEL OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 36 IN TOWNSHIP 13 SOUTH, RANGE 65 WEST OF THE SIXTH PRINCIPAL MERIDIAN, EL PASO COUNTY, COLORADO MORE FULLY DESCRIBED AS FOLLOWS: COMMENCING AT A 3/4" REBAR WITH A 3" ALUMINUM CAP L.S. NUMBER 36062 REPRESENTING THE NORTHEAST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 36;

THENCE SOUTH 00 DEGREES 13 MINUTES 55 SECONDS EAST A DISTANCE OF 491.76 FEET ON THE EAST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 36 TO THE POINT OF BEGINNING;

THENCE SOUTH 00 DEGREES 13 MINUTES 55 SECONDS EAST A DISTANCE OF 829.14 FEET ON THE EAST LINE OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 36 TO THE SOUTHEAST CORNER THEREOF;

THENCE SOUTH 89 DEGREES 31 MINUTES 44 SECONDS WEST A DISTANCE OF 1329.21 FEET TO THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 36;

THENCE NORTH 00 DEGREES 09 MINUTES 02 SECONDS WEST A DISTANCE OF 828.06 FEET ON THE WEST LINE OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 36;

THENCE NORTH 89 DEGREES 28 MINUTES 55 SECONDS EAST A DISTANCE OF 1328.04 FEET TO THE POINT OF BEGINNING, COUNTY OF EL PASO, STATE OF COLORADO.

## PARCEL 10

A PARCEL OF LAND LOCATED IN THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 36 IN TOWNSHIP 13 SOUTH, RANGE 65 WEST OF THE SIXTH PRINCIPAL MERIDIAN, EL PASO COUNTY, COLORADO, MORE FULLY DESCRIBED AS FOLLOWS:

COMMENCING AT A 3/4" REBAR WITH A 3" ALUMINUM CAP L.S. NUMBER 36062 REPRESENTING THE NORTHWEST CORNER OF THE SOUTHEAST QUARTER OF SAID SECTION 36;

THENCE SOUTH 00 DEGREES 13 MINUTES 55 SECONDS EAST A DISTANCE OF 660.45 FEET ON THE WEST LINE OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 36 TO THE POINT OF BEGINNING;

THENCE SOUTH 00 DEGREES 13 MINUTES 55 SECONDS EAST A DISTANCE OF 660.45 FEET ON THE WEST LINE OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 36 TO THE SOUTHWEST CORNER THEREOF;

THENCE NORTH 89 DEGREES 34 MINUTES 08 SECONDS EAST A DISTANCE OF 664.58 FEET ON THE SOUTH LINE OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER TO A 5/8" REBAR WITH ALUMINUM CAP LS 36061 REPRESENTING THE SOUTHEAST CORNER OF THE

LEGAL DESCRIPTION CONT.....
WEST HALF OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 36;

THENCE NORTH 00 DEGREES 18 MINUTES 30 SECONDS WEST A DISTANCE OF 660.82 FEET ON THE EAST LINE OF THE WEST HALF OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 36;

THENCE SOUTH 89 DEGREES 32 MINUTES 13 SECONDS WEST A DISTANCE OF 663.70 FEET TO THE POINT OF BEGINNING.

## PARCEL 11

THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 36. TOWNSHIP 13 SOUTH, RANGE 65 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF EL PASO, STATE OF COLORADO.

## PARCEL 12-A

A PARCEL OF LAND SITUATED IN THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 36, TOWNSHIP 13 SOUTH, RANGE 65 WEST OF THE SIXTH PRINCIPAL MERIDIAN, EL PASO COUNTY, COLORADO, ALSO KNOWN AS 'TRACT A' OF THE JEFFREY E. POUNDING SUBDIVISION EXEMPTION, FILED FOR RECORD IN THE OFFICE OF THE EL PASO COUNTY CLERK AND RECORDER ON NOVEMBER 19, 2004, UNDER DEPOSIT NO. 204900189, AND MORE FULLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST COMER OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 36, SAID POINT BEING MONUMENTED BY 3-1/4" ALUMINUM CAP MARKED 'LS 36082', BEING AT THE SOUTHWEST CORNER OF SAID 'TRACT A';

THENCE ALONG THE BOUNDARY LINE OF SAID 'TRACT A' THE FOLLOWING FIVE CONSECUTIVE COURSES:

1. NORTH 00¹9'59" WEST A DISTANCE OF 661.04 FEET TO THE NORTHWEST CORNER OF SAID 'TRACT A',
2. NORTH 89³0'17" EAST A DISTANCE OF 663.61 FEET TO THE NORTHEAST CORNER OF SAID 'TRACT A',
3. SOUTH $00^{\circ} 24^{\prime} 277^{\prime \prime}$ EAST A DISTANCE OF 661.54 FEET TO THE SOUTHEAST CORNER OF SAID 'TRACT A',
4. SOUTH $89^{\circ} 31$ ' 21 "WEST A DISTANCE OF 332.74 FEET, AND
5. SOUTH $89^{\circ} 34{ }^{\prime} 25$ " WEST A DISTANCE OF 331.73 FEET TO THE POINT OF BEGINNING.

SAID PARCEL OF LAND CONTAINS 439,170 SQUARE FEET OR 10.082 ACRES MORE OR LESS AS MEASURED AT THE PROJECT DATUM AND CONTAINS AN AREA OF 439.498 SQUARE FEET OR 10.089 ACRES MORE OR LESS AS MEASURED ON THE GROUND.

## PARCEL 12-B

THE WEST HALF OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER, THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER AND THE WEST HALF OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 36, TOWNSHIP 13 SOUTH, RANGE 65 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF EL PASO, STATE OF COLORADO.

## PARCEL 13

PARCEL A: THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 36, TOWNSHIP 13 SOUTH, RANGE 65 WEST OF THE 6TH P.M. SUBJECT TO A ROAD AND UTILITY RIGHT OF WAY FOR PUBLIC USE AND FOR THE USE AND BENEFIT OF SURROUNDING PROPERTY OVER, ACROSS AND UNDER THE NORTH 15 FEET THEREOF.

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LEGAL DESCRIPTION CONT.....
PARCEL B: THE RIGHT OF INGRESS AND EGRESS AND A ROAD AND UTILITY RIGHT OF WAY FOR PUBLIC USE AND FOR THE USE AND BENEFIT OF GRANTEES AND OF SURROUNDING PROPERTY OVER, ACROSS THE EAST 30 FEET OF THE NE1/4, SW1/4, SE1/4, SECTION 36, TOWNSHIP 13 WEST OF THE 6TH P.M., COUNTY OF EL PASO, STATE OF COLORADO

PARCEL 14
THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 1 , TOWNSHIP 14 SOUTH, RANGE 65 WEST OF THE 6TH P.M., EL PASO COUNTY, COLORADO.


ROBERT L. MEADOWS, PLS 38977
PREPARED FOR AND ON BEHALF OF MATRIX DESIGN GROUP, INC. 2435 RESEARCH PKWY, SUITE 300
COLORADO SPRINGS, CO
80920 PH. (719)575-0100

