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ARDIS W. SCHULTZ
El Paso County Clerk & Recorder

12-02

DISTRICT COURT, COUNTY OF EL PASO, STATE OF COLORADO

Civil Action No. 76552, Division No. 5

ORDER FOR INCLUSION

IN THE MATTER OF THE ORGANIZATION OF THE CIMARRON HILLS FIRE PROTECTION DISTRICT.

THIS MATTER, coming on to be heard this day of May, 1984, upon Petition of CIMARRON HILLS FIRE PROTECTION DISTRICT, acting by and through its Board of Directors, said Petition being dated the 9th day of May, 1984, and praying for an Order providing for the inclusion of certain lands within the boundaries of said DISTRICT, the Court having considered said Petition and being fully advised in the premises, FINDS AS FOLLOWS:

That properly executed Petitions were heretofore presented to the Board of Directors of said CIMARRON HILLS FIRE PROTECTION DISTRICT praying for the inclusion of the hereinafter described land within the boundaries of said District:

*

PARCEL 1: That said Petition was executed by the owner of said land; that proper notice of the filing of said Petition was given and published as provided by law in such cases and that a copy of an Affidavit of said publication is included in the file; that said notice sets forth the filing of said Petition, the name of the petitioner, the description of the land mentioned in the Petition, gave notice to all persons interested to appear at the fire house, 1885 Peterson Road, Colorado Springs, Colorado the 12th day of October, 1983 at 7:30 p.m., the time specified by the Board for hearing and for interested parties to show cause, in writing, if any, why said Petition should not be granted; that pursuant to the filing of said Petition and said Notice, a meeting of the Board of Directors was held at the time and place specified in said Notice, and said Board of Directors did at said meeting duly adopt a Resolution and Order including the herein described land, being the land described in the Petition referred to, within the boundaries of the Cimarron Hills Fire Protection District; that said Resolution was conditioned and said condition having been removed, the District has unconditionally approved said annexation by Resolution dated February 7, 1984.

IT IS THEREFORE ORDERED, ADJUDICATED AND DECREED AS FOLLOWS:

1. That the hereinafter described land be, and the same hereby is, incorporated and included in and within the boundaries of said CIMARRON HILLS FIRE PROTECTION DISTRICT, and it is hereby made a part of said DISTRICT subject to all of the rights and liabilities of all the land heretofore included in said district, and that said land to be included in the DISTRICT is described as follows:

PARCEL 1:

A part of the East half of the Southwest quarter of Section 32, Township 13 South, Range 65 West of the Sixth Principal Meridian, County of El Paso, State of Colorado, more particularly described as follows:

Beginning at the South quarter corner of Section 32; thence N89°48'44"W along the south line of said East half of the southwest quarter, a distance of 960.87 feet to the East right-of-way line of the Chicago Rock Island and Pacific Railroad; thence N09°52'09"E along said right-of-way line, a distance of 959.59 feet to a point of curvature; thence along a curve to the right a distance of 1504.74 feet to a point on the East line of the Southwest quarter of said section, said curve having a central angle of 47°38'12" and a radius of 1809.85 feet; thence S00°22'52"W along the East line to the Southwest quarter, a distance of 2164.90 feet to the Point of Beginning.

Containing 33.86 acres, more or less.

Excepting the Southerly 30.00 feet measured at right angles from the South line of said Section for roadway purposes:

PARCEL 2:

Part of the SW $\frac{1}{4}$, Section 32, T. 13 S., R. 65 W., of the 6th P.M.; County of El Paso, State of Colorado, being more particularly described as follows:

Commencing at the Southwest corner of said Section 32; thence N 0°37'10" E along the West line of said Section 32; a distance of 60.00 feet to the POINT OF BEGINNING; thence continuing along the West line of said Section 32 N 0°37'10" E, a

distance of 2602.80 feet to a point on the West quarter corner of said Section 32; thence N 89°58'04" E along the Eastwest centerline of said Section 32 a distance of 2640.55 feet to the centerline of said Section 32; thence S 0°29'31" W along the Northsouth centerline of said Section 32 a distance of 278.80 feet to a point on the Northwesternly right-of-way line of the Chicago Rock Island & Pacific Railroad said point also being on a point of curve; thence along said Northwesternly right-of-way line along said curve to the left having central angle of 51°16'03" a radius of 2010.08 feet an arc distance 1798.59 feet and whose chord bears S 35°35'53" W a chord distance of 1739.19 feet to a Point of Tangent; thence continuing along said Northwesternly right-of-way line along said tangent S 9°57'51"W, a distance of 993.69 feet to a point on the South line of said Section 32; thence N 89°42'31" W along said South line a distance of 1432.64 feet; thence departing said South Line N 0°37'10" E a distance of 60.00 feet; thence N 89°42'31" W, a distance of 50.00 feet to the POINT OF BEGINNING, containing 116.03 acres more or less.

PARCEL 3:

That portion of the Southeast quarter of Section 8 in Township 14 South, Range 65 West of the 6th P.M. described as follows: Commencing at a point on the South line of said Section 8 in Township 14 South, Range 65 West that is South 89°47' East 2055.4 feet from the Southwest corner of said Section; thence North 0°13' East a distance of 50 feet to a point on the Northerly right of way line of State Highway No. 94 as described in parcel number one of the instrument recorded in Book 840 at Page 408 of the records of El Paso County, Colorado; thence North 0°13' East 480 feet thence North 82°39' East 822.87 feet to the point of beginning of the Tract to be described hereby; thence North 82°39' East 359.13 feet; thence South 0°13' West 635.65 feet to a point of intersection with the Northerly right of way line of aforesaid State Highway No. 94; thence North 89°47' West on said right of way line 356.00 feet, more or less, to intersect a line drawn South 0°13' West from the point of beginning; thence North 0°13' East on said line 588.36 feet to the point of beginning, El Paso County, Colorado.

2. That each and every act of the Board of Directors of the CIMARRON HILLS FIRE PROTECTION DISTRICT in accordance with the Petition hereinabove referred to and the publication of Notice of hearing, said Petition, and the Hearing held thereon and the inclusion of the hereinabove described land in said CIMARRON HILLS FIRE PROTECTION DISTRICT is hereby ratified and confirmed.

3. That nothing herein contained shall impair or effect the original organization of said CIMARRON HILLS FIRE PROTECTION DISTRICT except for the inclusion of the land hereinabove described as provided by law.

DONE IN OPEN COURT THIS 11 DAY OF MAY, 1984.

BY THE COURT:

JOHN F. GALLAGHER

DISTRICT JUDGE

State of Colorado, County of Paso-sa
Certified to be a true and correct
copy of the original in my custody.

MAY 11 1984

By [Signature] Clerk of the District Court
Deputy

After recording, return to:

CROSS, GADDIS, KIN & QUICKSALL
118 SOUTH WAHSATCH, SUITE 100
COLORADO SPRINGS, COLORADO 80903