RESOLUTION NO. R-020-006

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF DOUGLAS, COLORADO

A RESOLUTION VACATING THE EASTERN-MOST PORTION OF MOUNTAIN VIEW LANE, LOCATED IN THE NW AND NE 1/4 OF SECTION 19, TOWNSHIP 6 SOUTH, RANGE 68 WEST OF THE 6TH P.M. DOUGLAS COUNTY, COLORADO

WHEREAS, the Board of County Commissioners desires to vacate the eastern-most portion of Mountain View Lane, located in the NW and NE ¼ of Section19, Township 6 South, Range 68 West of the 6th P.M., Douglas County, Colorado and more specifically described on Exhibit's A-E attached hereto and incorporated herein; and

WHEREAS, Section 43-2-303, C.R.S., authorizes the Board of County Commissioners to vacate roadways, easements, rights-of-way, and other public ways located within the unincorporated area of the County; and

WHEREAS, the Board of County Commissioners held a public hearing concerning the road vacation on January 14, 2020; and

WHEREAS, notice of said public hearing was published in the *Douglas County News-Press* on December 26, 2019; and

WHEREAS, notice of said public hearing was posted on December 18, 2019; and

WHEREAS, written notice of said hearing was sent by first class mail to all abutting landowners on December 19, 2019; and

WHEREAS, all required notices of said hearing were given as required by section 710B of the Douglas County Subdivision Resolution; and

WHEREAS, the portion of Mountain View Lane is located entirely within the unincorporated area of Douglas County; and

WHEREAS, the portion of Mountain View Lane does not constitute the boundary line between two counties; and

WHEREAS, the portion of Mountain View Lane does not constitute the boundary of a city or town; and

WHEREAS, the vacation of this portion of Mountain View Lane is in keeping with the spirit and intent of the Douglas County Subdivision Resolution and the Douglas County Master Plan and Transportation Plan; and

WHEREAS, the vacation of the portion Mountain View Lane will not adversely affect the public health, safety, and welfare;

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of the County of Douglas, Colorado, that:

This portion of Mountain View Lane located in the NW and NE 1/4 of Section 19, Township 6 South, Range 68 West of the 6th P.M., Douglas County, Colorado and more specifically described on Exhibit's A-E, attached hereto and incorporated herein, is hereby vacated; and Pursuant to Section 43-2-302(1)(f), C.R.S., title to the vacated land shall vest in the land abutting the roadway as follows:

- 1) ownership of property shown in Exhibits A and B attached hereto and incorporated herein, shall vest in Mirabelle Metro District No 1;
- 2) ownership of property shown in Exhibits C and D attached hereto and incorporated herein, shall vest in Constance L Tucker and Margaret K Anderson; and
- 3) ownership of property shown in Exhibit E attached hereto and incorporated herein, shall vest in ARS Sand & Gravel Co LLC

PASSED AND ADOPTED this 14TH day of January 2020, in Castle Rock, Douglas County, Colorado.

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF DOUGLAS, COLORADO

Roger A. Partridge, Chair

ATTEST:

Deputy Clerk

MOUNTAIN VIEW LANE ROW VACATION EXHIBIT

MIRABELLE METRO DISTRICT

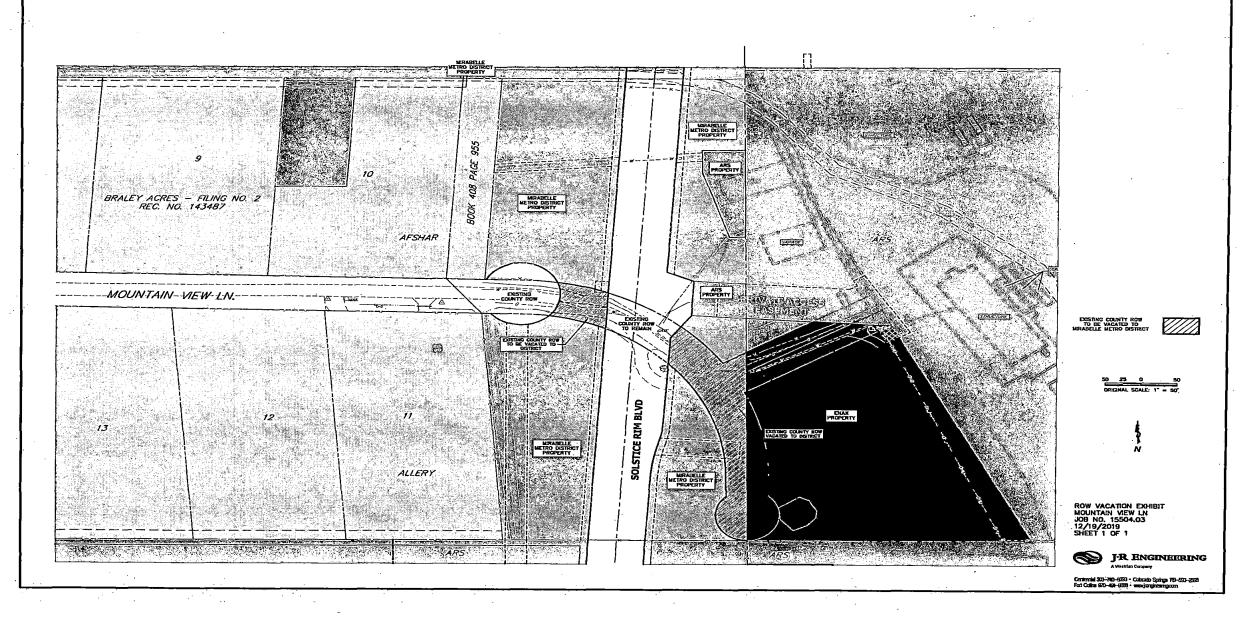




EXHIBIT A

MIRABELLE

PROPERTY DESCRIPTION

A PARCEL OF LAND BEING A PORTION OF MOUNTAIN VIEW LANE AS SHOWN ON THE PLAT OF BRALEY ACRES – FILING NO. 1 RECORDED UNDER RECEPTION NO. 130406 IN THE RECORDS OF THE DOUGLAS COUNTY CLERK AND RECORDER, LOCATED IN THE NORTHWEST QUARTER OF SECTION 19, TOWNSHIP 6 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF DOUGLAS, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BASIS OF BEARINGS: THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SECTION 19, TOWNSHIP 6 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, BEING MONUMENTED BY A 2" ALUMINUM CAP STAMPED "LS 28286" AT THE SOUTH ONE-QUARTER CORNER AND A 3-1/4" ALUMINUM CAP STAMPED "LS 28286" AT THE SOUTHEAST CORNER, BEARING S89°56'24"E AS SHOWN ON THE PLAT OF STERLING RANCH FILING NO. 1.

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 19, TOWNSHIP 6 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN:

THENCE N30°42'05"W A DISTANCE OF 5,630.08 FEET, TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF MOUNTAIN VIEW LANE AS SHOWN ON THE PLAT OF BRALEY ACRES - FILING NO. 1 RECORDED UNDER RECEPTION NO. 130406 IN THE RECORDS OF THE DOUGLAS COUNTY CLERK AND RECORDER, SAID POINT BEING THE POINT OF BEGINNING;

THENCE ON SAID SOUTHERLY RIGHT-OF-WAY LINE, ON THE ARC OF A CURVE TO THE LEFT WHOSE CENTER BEARS \$24°17'34"W, HAVING A RADIUS OF 288.33 FEET, A CENTRAL ANGLE OF 16°22'10" AND AN ARC LENGTH OF 82.38 FEET, TO A POINT OF NON-TANGENT CURVE;

THENCE DEPARTING SAID SOUTHERLY RIGHT-OF-WAY LINE, ON THE ARC OF A CURVE TO THE LEFT WHOSE CENTER BEARS N45°39'39"W, HAVING A RADIUS OF 55.00 FEET, A CENTRAL ANGLE OF 66°12'52" AND AN ARC LENGTH OF 63.56 FEET, TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF SAID MOUNTAIN VIEW LANE, SAID POINT BEING A POINT OF NON-TANGENT CURVE;

THENCE ON THE ARC OF A CURVE TO THE RIGHT WHOSE CENTER BEARS \$08°29'38"W, HAVING A RADIUS OF 348.33 FEET, A CENTRAL ANGLE OF 12°04'46" AND AN ARC LENGTH OF 73.44 FEET, TO A POINT OF NON-TANGENT:

THENCE S03°25'17"W. A DISTANCE OF 63.43 FEET, TO THE POINT OF BEGINNING;

CONTAINING A CALCULATED AREA OF 4,308 SQUARE FEET OR 0.0989 ACRES.

PROPERTY DESCRIPTION STATEMENT

I, DEREK LEE VAGIAS, A PROFESSIONAL LAND SURVEYOR LICENSED IN THE STATE OF COLORADO, DO HEREBY STATE THAT THE ABOVE PROPERTY DESCRIPTION AND ATTACHED EXHIBIT WERE PREPARED UNDER MY RESPONSIBLE CHARGE, AND ON THE BASIS OF MY KNOWLEDGE, INFORMATION AND BELIEF, ARE CORRECT.

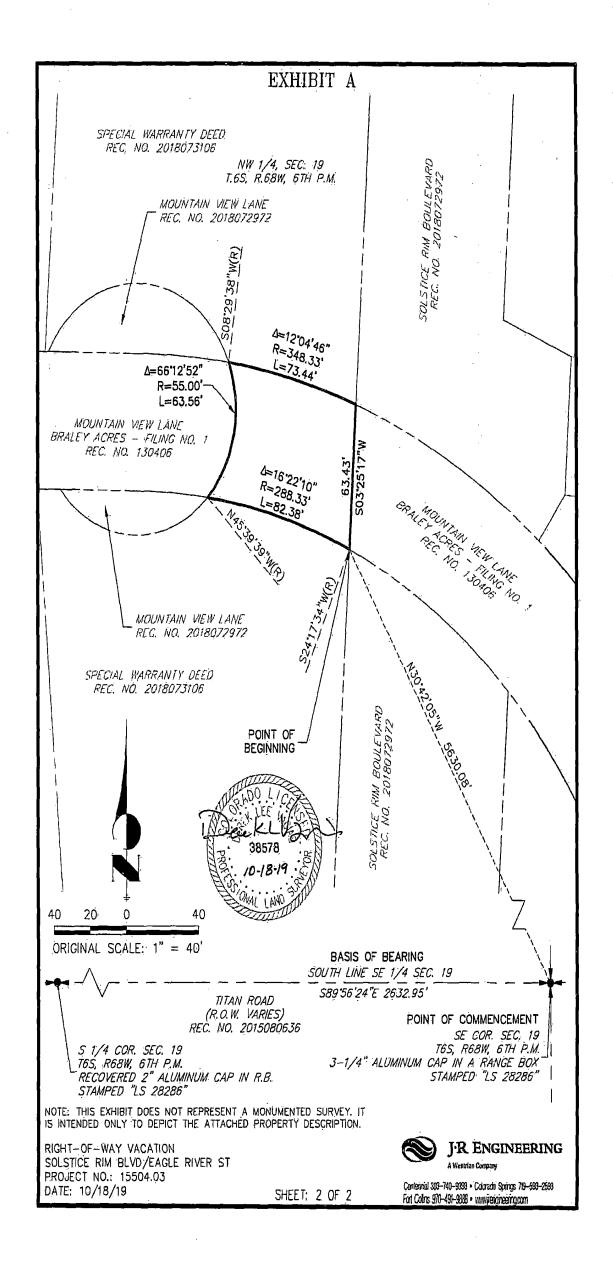




EXHIBIT B

MIRABELLE

PROPERTY DESCRIPTION

A PARCEL OF LAND BEING A PORTION OF MOUNTAIN VIEW LANE AS SHOWN ON THE PLAT OF BRALEY ACRES – FILING NO. 1 RECORDED UNDER RECEPTION NO. 130406 IN THE RECORDS OF THE DOUGLAS COUNTY CLERK AND RECORDER, LOCATED IN THE NORTHWEST QUARTER OF SECTION 19, TOWNSHIP 6 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF DOUGLAS, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BASIS OF BEARINGS: THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SECTION 19, TOWNSHIP 6 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, BEING MONUMENTED BY A 2" ALUMINUM CAP STAMPED "LS 28286" AT THE SOUTH ONE-QUARTER CORNER AND A 3-1/4" ALUMINUM CAP STAMPED "LS 28286" AT THE SOUTHEAST CORNER, BEARING \$89°56'24"E AS SHOWN ON THE PLAT OF STERLING RANCH FILING NO. 1.

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 19, TOWNSHIP 6 SOUTH, RANGE 68 WEST OF THE 6^{TH} PRINCIPAL MERIDIAN;

THENCE N30°54'29"W A DISTANCE OF 5,205.30 FEET, TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF MOUNTAIN VIEW LANE AS SHOWN ON THE PLAT OF BRALEY ACRES – FILING NO. 1 RECORDED UNDER RECEPTION NO. 130406 IN THE RECORDS OF THE DOUGLAS COUNTY CLERK AND RECORDER, SAID POINT BEING THE POINT OF BEGINNING:

THENCE ON SAID SOUTHERLY RIGHT-OF-WAY LINE, THE FOLLOWING THREE (3) COURSES:

- 1. ON THE ARC OF A CURVE TO THE RIGHT WHOSE CENTER BEARS N00°31'51"W, HAVING A RADIUS OF 45.00 FEET, A CENTRAL ANGLE OF 138°11'23" AND AN ARC LENGTH OF 108.53 FEET. TO A POINT OF NON-TANGENT:
- 2. N00°31'52"W A DISTANCE OF 36.48 FEET, TO A POINT OF CURVE;
- 3. ON THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 288.33 FEET, A CENTRAL ANGLE OF 43°33'58" AND AN ARC LENGTH OF 219.24 FEET, TO A POINT OF NON-TANGENT;

THENCE DEPARTING SAID WESTERLY RIGHT-OF-WAY LINE, N03°25'17"E A DISTANCE OF 45.97 FEET:

THENCE N36°09'16"E A DISTANCE OF 24.67 FEET, TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF SAID MOUNTAIN VIEW LANE, SAID POINT BEING A POINT OF NON-TANGENT CURVE;

THENCE ON SAID NORTHERLY RIGHT-OF-WAY LINE, ON THE ARC OF A CURVE TO THE RIGHT WHOSE CENTER BEARS \$40°05'58"W, HAVING A RADIUS OF 348.33 FEET, A CENTRAL ANGLE OF 14°25'33" AND AN ARC LENGTH OF 87.70 FEET, TO A POINT OF NON-TANGENT:

THENCE CONTINUING ON SAID NORTHERLY RIGHT-OF-WAY LINE, N59°27'57'E A DISTANCE OF 37.87 FEET, TO A POINT ON THE EAST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 19;

THENCE ON SAID EAST LINE, S00°31'52'E A DISTANCE OF 69.28 FEET, TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF SAID MOUNTAIN VIEW LANE.

THENCE ON SAID SOUTHERLY RIGHT-OF-WAY LINE, S59°27'57"W A DISTANCE OF 3.23 FEET, TO A POINT OF NON-TANGENT CURVE;

THENCE CONTINUING ON SAID SOUTHERLY RIGHT-OF-WAY LINE, ON THE ARC OF A CURVE TO THE RIGHT WHOSE CENTER BEARS \$64°24'25"W, HAVING A RADIUS OF 348.33 FEET, A CENTRAL ANGLE OF 1°06'30" AND AN ARC LENGTH OF 6.74 FEET, TO A POINT ON SAID EAST LINE, SAID POINT BEING A POINT OF NON-TANGENT;

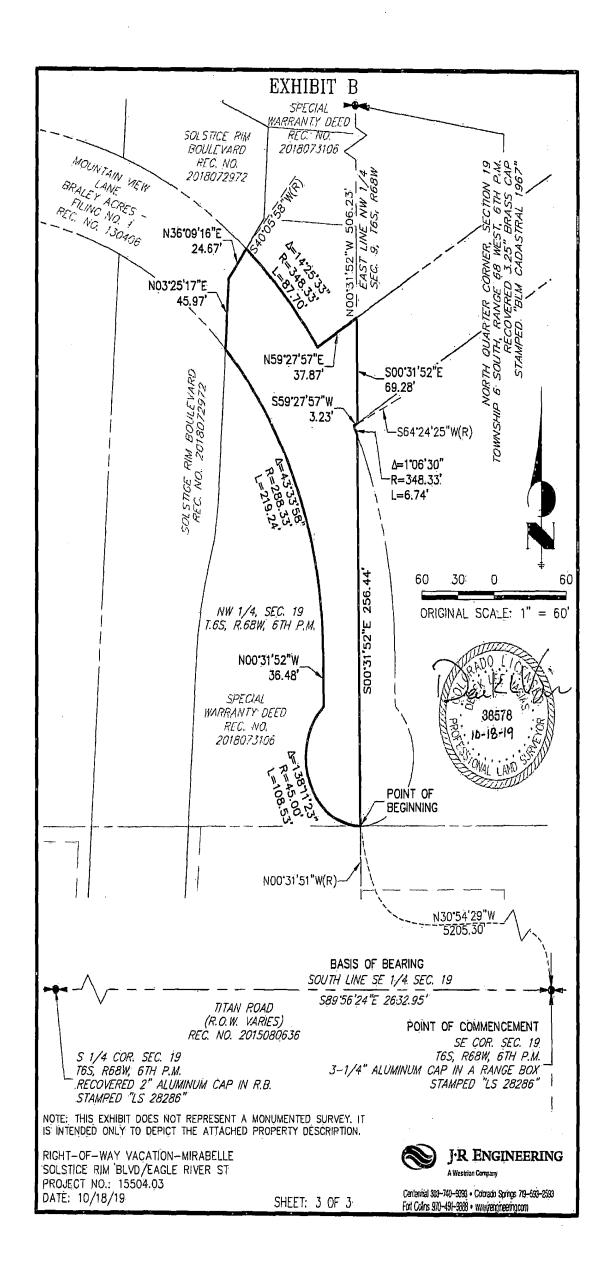
THENCE ON SAID EAST LINE, S00°31'52"E A DISTANCE OF 256.44 FEET, TO THE POINT OF BEGINNING;

CONTAINING A CALCULATED AREA OF 18,264 SQUARE FEET OR 0.4193 ACRES.

PROPERTY DESCRIPTION STATEMENT

I, DEREK LEE VAGIAS, A PROFESSIONAL LAND SURVEYOR LICENSED IN THE STATE OF COLORADO, DO HEREBY STATE THAT THE ABOVE PROPERTY DESCRIPTION AND ATTACHED EXHIBIT WERE PREPARED UNDER MY RESPONSIBLE CHARGE, AND ON THE BASIS OF MY KNOWLEDGE, INFORMATION AND BELIEF, ARE CORRECT.





MOUNTAIN VIEW LANE ROW VACATION EXHIBIT ENAX PROPERTY 408 BRALEY ACRES — FILING NO. 2 REC. NO. 143487 AFSHAR ----MOUNTAIN-MEW-LN.---DRIGNAL SCALE: 1" = 50" EXISTING COUNTY ROW VACATED TO ENAX SOLSTICE RIM BLVD ENAX PROPERTY ALLERY MIRABELLE METRO DISTRICT PROPERTY ROW VACATION EXHIBIT MOUNTAIN VIEW LN JOB NO. 15504.03 12/19/2019 SHEET 1 OF 1 ARS J-R ENGINEERING A Weatrian Company Centernial 903-740-9333 • Colorado Spiriga 779-533-2533 Fort Colina 970-491-9338 • www.pargingeringcom



EXHIBIT C

ENAX

PROPERTY DESCRIPTION

A PARCEL OF LAND BEING A PORTION OF MOUNTAIN VIEW LANE AS SHOWN ON THE PLAT OF BRALEY ACRES – FILING NO. 1 RECORDED UNDER RECEPTION NO. 130406 IN THE RECORDS OF THE DOUGLAS COUNTY CLERK AND RECORDER, LOCATED IN THE NORTHEAST QUARTER OF SECTION 19, TOWNSHIP 6 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF DOUGLAS, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BASIS OF BEARINGS: THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SECTION 19, TOWNSHIP 6 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, BEING MONUMENTED BY A 2" ALUMINUM CAP STAMPED "LS 28286" AT THE SOUTH ONE-QUARTER CORNER AND A 3-1/4" ALUMINUM CAP STAMPED "LS 28286" AT THE SOUTHEAST CORNER, BEARING S89°56'24"E AS SHOWN ON THE PLAT OF STERLING RANCH FILING NO. 1.

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 19, TOWNSHIP 6 SOUTH, RANGE 68 WEST OF THE 6^{TH} PRINCIPAL MERIDIAN:

THENCE N30°54'29"W A DISTANCE OF 5,205.30 FEET, TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF MOUNTAIN VIEW LANE AS SHOWN ON THE PLAT OF BRALEY ACRES - FILING NO. 1 RECORDED UNDER RECEPTION NO. 130406 IN THE RECORDS OF THE DOUGLAS COUNTY CLERK AND RECORDER, SAID POINT BEING THE POINT OF BEGINNING;

THENCE DEPARTING SAID SOUTHERLY RIGHT-OF-WAY LINE, ON THE WEST LINE OF THE NORTHEAST QUARTER OF SECTION 19, TOWNSHIP 6 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, N00°31'52"W A DISTANCE OF 256.44 FEET, TO A POINT OF NON-TANGENT CURVE:

THENCE DEPARTING SAID WEST LINE, ON THE EASTERLY RIGHT-OF-WAY LINE OF MOUNTAIN VIEW LANE. THE FOLLOWING THREE COURSES:

- 1. ON THE ARC OF A CURVE TO THE RIGHT WHOSE CENTER BEARS \$65°30'55"W, HAVING A RADIUS OF 348.33 FEET, A CENTRAL ANGLE OF 23°57'13" AND AN ARC LENGTH OF 145.63 FEET, TO A POINT OF TANGENT:
- 2. \$00°31'52"E A DISTANCE OF 36.48 FEET, TO A POINT OF NON-TANGENT CURVE;
- 3. ON THE ARC OF A CURVE TO THE RIGHT WHOSE CENTER BEARS \$41°16'45"W, HAVING A RADIUS OF 45.00 FEET, A CENTRAL ANGLE OF 138°11'23" AND AN ARC LENGTH OF 108.53 FEET, TO THE POINT OF BEGINNING;

CONTAINING A CALCULATED AREA OF 6,893 SQUARE FEET OR 0.1582 ACRES.

PROPERTY DESCRIPTION STATEMENT

I, DEREK LEE VAGIAS, A PROFESSIONAL LAND SURVEYOR LICENSED IN THE STATE OF COLORADO, DO HEREBY STATE THAT THE ABOVE PROPERTY DESCRIPTION AND ATTACHED EXHIBIT WERE PREPARED UNDER MY RESPONSIBLE CHARGE, AND ON THE BASIS OF MY KNOWLEDGE, INFORMATION AND BELIEF, ARE CORRECT.

.19-19

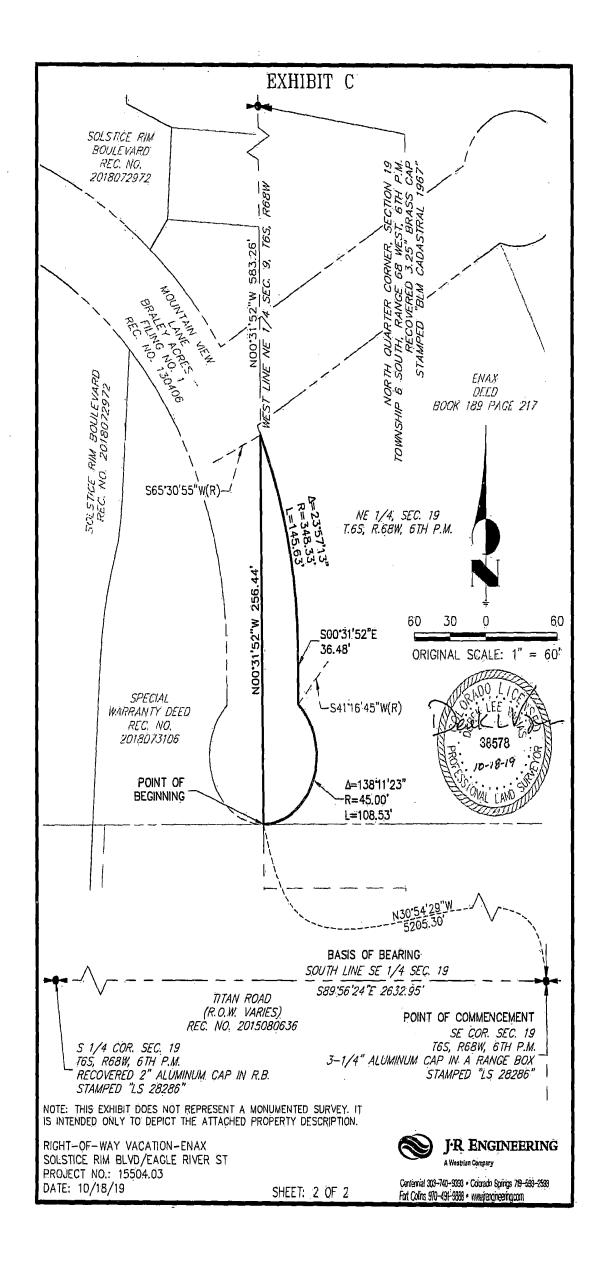




EXHIBIT D

ENAX

PROPERTY DESCRIPTION

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6 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, BEING
MONUMENTED BY A 2" ALUMINUM CAP STAMPED "LS 28286" AT THE SOUTH
ONE-QUARTER CORNER AND A 3-1/4" ALUMINUM CAP STAMPED "LS 28286" AT
THE SOUTHEAST CORNER, BEARING \$89°56'24"E AS SHOWN ON THE PLAT OF
STERLING RANCH FILING NO. 1.

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 19, TOWNSHIP 6 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN:

THENCE N29°29'58"W A DISTANCE OF 5,434.85 FEET, TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF MOUNTAIN VIEW LANE AS SHOWN ON THE PLAT OF BRALEY ACRES - FILING NO. 1 RECORDED UNDER RECEPTION NO. 130406 IN THE RECORDS OF THE DOUGLAS COUNTY CLERK AND RECORDER, SAID POINT BEING THE POINT OF BEGINNING;

THENCE DEPARTING SAID SOUTHERLY RIGHT-OF-WAY LINE, ON THE WEST LINE OF THE NORTHEAST QUARTER OF SECTION 19, TOWNSHIP 6 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, NO0°31'52"W A DISTANCE OF 69.28 FEET, TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF SAID MOUNTAIN VIEW LANE;

THENCE ON SAID NORTHERLY RIGHT-OF-WAY LINE, N59°27'57"E A DISTANCE OF 107.92 FEET;

THENCE DEPARTING SAID NORTHERLY RIGHT-OF-WAY LINE, \$86°34'43"E A DISTANCE OF 87.55 FEET;

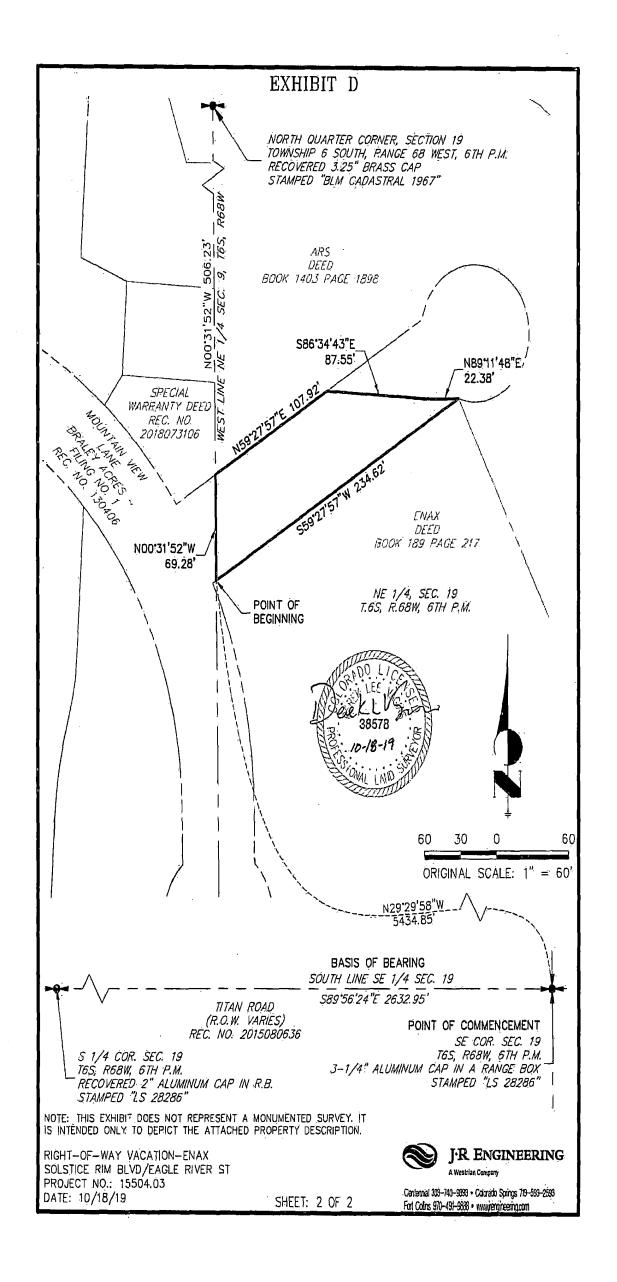
THENCE N89°11'48"E A DISTANCE OF 22:38 FEET, TO A POINT ON SAID SOUTHERLY RIGHT-OF-WAY LINE:

THENCE ON SAID SOUTHERLY RIGHT-OF-WAY LINE, S59°27'57"W A DISTANCE OF 234.62 FEET, TO THE POINT OF BEGINNING:

CONTAINING A CALCULATED AREA OF 6,893 SQUARE FEET OR 0.1582 ACRES.

PROPERTY DESCRIPTION STATEMENT

I, DEREK LEE VAGIAS, A PROFESSIONAL LAND SURVEYOR LICENSED IN THE STATE OF COLORADO, DO HEREBY STATE THAT THE ABOVE PROPERTY DESCRIPTION AND ATTACHED EXHIBIT WERE PREPARED UNDER MY RESPONSIBLE CHARGE, AND ON THE BASIS OF MY KNOWLEDGE, INFORMATION AND BELIEF, ARE CORRECT.



MOUNTIAN VIEW LANE ROW VACATION EXHIBIT ARS PROPERTY BRALEY ACRES - FILING NO. 2. REC. NO. 143487 AFSHAR. ---MOUNTAIN-VIEW-LN.----ROW VACATION EXHIBIT MOUNTAIN VIEW LN JOB NO. 15504.03 .12/19/2018 SHEET 1 OF 1 J'R ENGINEERING Centerrial Std - NO - 9593 • Colorado Spings 79-920-2393 Fort Coline 970-491-9393 • www.jurgirex.ing.com



EXHIBIT E

ARS

PROPERTY DESCRIPTION

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COMMENCING AT THE SOUTHEAST CORNER OF SECTION 19, TOWNSHIP 6 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN:

THENCE N27°01'48"W A DISTANCE OF 5,444.15 FEET, TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF MOUNTAIN VIEW LANE AS SHOWN ON THE PLAT OF BRALEY ACRES – FILING NO. 1 RECORDED UNDER RECEPTION NO. 130406 IN THE RECORDS OF THE DOUGLAS COUNTY CLERK AND RECORDER, SAID POINT BEING THE POINT OF BEGINNING:

THENCE DEPARTING SAID SOUTHERLY RIGHT-OF-WAY LINE, S89°11'48'W A DISTANCE OF 22.38 FEET:

THENCE N86°34'43"W A DISTANCE OF 87.55 FEET, TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF SAID MOUNTAIN VIEW LANE;

THENCE ON SAID NORTHERLY RIGHT-OF-WAY LINE, N59°27'57"E A DISTANCE OF 92.05 FEET, TO A POINT OF NON-TANGENT CURVE;

THENCE CONTINUING ON SAID NORTHERLY RIGHT-OF-WAY LINE, ON THE ARC OF A CURVE TO THE RIGHT WHOSE CENTER BEARS \$78°43'26"E, HAVING A RADIUS OF 45.00 FEET, A CENTRAL ANGLE OF 276°22'46" AND AN ARC LENGTH OF 217.07 FEET. TO THE POINT OF BEGINNING;

CONTAINING A CALCULATED AREA OF 8,724 SQUARE FEET OR 0,2003 ACRES.

PROPERTY DESCRIPTION STATEMENT

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