

IN THE DISTRICT COURT IN AND FOR THE
 COUNTY OF GRAND AND STATE OF COLORADO

JUN 22 1976

GRAND COUNTY, COLO.

Civil Action No. C-2698

h. m. @. e. Clerk

IN RE THE ORGANIZATION OF)
 BLUE VALLEY METROPOLITAN DISTRICT)
 GRAND COUNTY, COLORADO)

FINDINGS, ORDER AND DECREE
 CREATING DISTRICT

This matter comes on to be heard upon the Certificate of Election Returns filed by the judges of election heretofore appointed and upon the Canvasser's Oath and Official Abstract of Votes Cast filed herein by the Clerk of this Court canvassing said election returns, which documents relate to an election held on the 8th day of June, 1976, at which election there was submitted to the qualified electors the matter of the organization of Blue Valley Metropolitan District, Grand County, Colorado. Now this Court, having considered the documentary evidence and being fully advised in the premises, does hereby FIND:

1. That the question of the organization of Blue Valley Metropolitan District was duly submitted to the qualified electors at an election duly held at the time and place and by the judges of election specified in the Order of this Court duly entered of record on the 11th day of May, 1976.

2. That the required Notice of Election was duly published in compliance with the aforementioned Order and in accordance with the requirements of law; that all of the ballots were cast at said election by qualified electors of the District; that the judges of election have duly certified their election returns to this Court as required by law; and that the Clerk of this Court has duly canvassed the election returns, which canvass and returns show the election results to be as stated herein.

FOR the organization of Blue Valley
 Metropolitan District

VOTES CAST

SEVEN

(7)

AGAINST the organization of Blue Valley
 Metropolitan District

VOTES CAST

NONE

(0)

Total Votes Cast:

(7)

3. That the following were the results of the election of directors for the term to expire May, 1978:

<u>Candidates</u>	<u>Votes</u>
Herbert C. Young	<u>7</u>
Herbert T. Young	<u>7</u>
_____	_____
_____	_____

4. That the following were the results of the election of directors for the term to expire May, 1980:

<u>Candidates</u>	<u>Votes</u>
Thomas Adams	<u>7</u>
John B. Barnard	<u>7</u>
Robert F. Moreland	<u>7</u>
_____	_____
_____	_____
_____	_____

5. That no owner of any real property within the District has filed a petition herein for exclusion of such property from the District.

6. That all of the provisions of law, and more particularly all of the requirements of article 3 of title 32, C.R.S. 1973, and part 2 of article 1 of title 32, C.R.S. 1973, have been complied with, met and performed, in the organization of said District.

7. That the signatures appearing on all documents filed herein are genuine.

The Court being fully advised in this matter, it is therefore ORDERED, ADJUDGED AND DECREED:

1. That this Court has jurisdiction in all matters pertaining to this action as provided by law.

2. That the District which is the subject of this action has been, and is hereby declared, duly and regularly organized and is named, and shall be known as "Blue Valley Metropolitan District" in Grand County, Colorado.

3. That the District is located entirely within Grand County, Colorado, and the boundaries of the said District and the territory

to be included therein are described as follows:

A tract of land located in the West one-half of Section 34 and the West one-half of Section 27, all of Township 1 South, Range 80 West of the 6th Principal Meridian, County of Grand, State of Colorado, more particularly described by metes and bounds as follows:

Beginning at the Northwest corner of said Section 34, thence N.0°11'12"E., 2649.19 feet to the West one quarter corner of said Section 27; thence N.0°12'39"E., 1315.60 feet along the West line of the Northwest one quarter of said Section 27 to the South line of Lot 30, Block 2, Blue Valley Acres; thence S.89°55'00"E., 379.12 feet, which point is on the Easterly right-of-way line of Colorado Highway No. 9; thence Southeasterly along said Easterly right-of-way line the following courses and distances:

1. S.8°46'42"E., 1048.80 feet to the point of curvature; thence
2. Southeasterly 1175.80 feet along the arc of a curve to the left having a radius of 2765.00 feet, a central angle of 24°22'00", and the chord of which bears S.20°52'30"E., a distance of 1166.98 feet; thence
3. S.21°53'00"E., 125.20 feet; thence
4. S.33°03'00"E., 214.92 feet to the Southwesterly corner of Block No. 5, Blue Valley Acres.

Thence N.66°52'50"E., along the Southerly line of said Block No. 5, 1649.76 feet to the Southeasterly corner of said Block No. 5; thence S.0°08'16"W., 2187.02 feet along the East line of the Southwest one quarter of said Section 27 to the South one quarter corner thereof; thence S.0°03'59"W., 1325.60 feet along the East line of the Northwest one quarter of said Section 34 to the Southeast corner of the Northeast one quarter of the Northwest one quarter of said Section 34; thence N.89°59'02"W., 1320.46 feet to the Southwest corner of said Northeast one quarter of the Northwest one quarter; thence due South 127.02 feet; thence N.43°35'01"W., 309.38 feet; thence S.74°34'48"W., 823.63 feet; thence Northwesterly 246.52 feet along the arc of a curve to the right having a radius of 238.12 feet, a central angle of 59°19'02", and the chord of which bears N.75°45'41"W., a distance of 235.66 feet; thence N.46°06'10"W., 118.40 feet to the West line of said Section 34; thence N.00°03'57"W., 1315.94 feet to the Northwest corner of said Section 34, the point of beginning.

4. That the following are the names of five electors of said District who were elected and are therefore designated to serve on the first Board of Directors of the District:

Term to expire May, 1978:	Herbert C. Young
	Herbert T. Young
Term to expire May, 1980:	Thomas Adams
	John B. Barnard
	Robert F. Moreland

5. That said District shall be a governmental subdivision of the State of Colorado and a body corporate with all of the powers of a public or quasi-municipal corporation; that the facilities, services and financial arrangements of the District shall conform as far as

practicable to the approved Service Plan and Resolution of Approval of the Board of County Commissioners of Grand County, Colorado. The approved Service Plan and Resolution required by part 2 of article 1 of title 32, C.R.S. 1973, previously filed in the within action shall be, and the same are hereby, incorporated by reference in and appended to this Order.

6. That within thirty (30) days after the date hereof, the Clerk of this Court shall transmit to the County Clerk and Recorder of Grand County, Colorado, and to the County Assessor of said County, true and correct copies of this Findings, Order and Decree Creating District, with the Resolution of Approval appended hereto, for filing in their offices. A Notice of Organization of the District shall be filed in duplicate and recorded with the County Clerk and Recorder of Grand County, Colorado, and a certified duplicate copy of said notice shall be filed with the Division of Local Government of the State of Colorado.

7. That the above named duly elected and designated Board of Directors of the District and their lawful successors shall hereafter take such steps and proceedings as the needs of the District require.

8. That the District shall have and exercise through its proper officers all of the power and authority conferred upon metropolitan districts under and by virtue of the provisions of article 3 of title 32, C.R.S. 1973, and all laws thereunto enabling, and all such power and authority as may hereafter be conferred by law.

9. That the Judges' Certificate of Election Returns filed herein and the Canvasser's Oath and Official Abstract of Votes Cast canvassing said election returns filed herein be, and the same hereby are, in all respects, approved and confirmed.

10. That the members of the Board of Directors of the District shall qualify for office and organize said Board in the manner prescribed by the laws of the State of Colorado, and shall file with the Clerk of this Court their oaths of office, and individual, schedule, or blanket corporate surety bonds approved by the Court at the expense of the District in an amount of \$1,000.00 for each director, with the

form of said bonds to be conditioned upon the faithful performance of the duties of said directors.

DONE IN OPEN COURT this 22^d day of June,
1976.

BY THE COURT:

Clarence J. Turner
Judge

(DISTRICT)
(COURT)
(SEAL)