



ORDINANCE NO. 337

AN ORDINANCE FOR THE ANNEXATION OF CREEDE AMERICA ADDITION, TO THE CITY OF CREEDE, A COLORADO TOWN

WHEREAS, a Petition for Annexation has been filed with the City of Creede by the Creede America Group, LLC. pertaining to a tract of land hereinafter described; and

WHEREAS, said Petition has been signed by the owners of 100% of the area proposed to be annexed exclusive of streets and alleys; and

WHEREAS, Resolution 05-10, finding substantial compliance with C.R.S. §31-12-107(1) and initiating annexation proceedings, was adopted by the Board of Trustees of the City of Creede at their regular scheduled monthly meeting the 8th day of November 2005; and

WHEREAS, the Board of Trustees of the City of Creede has found and determined and does hereby find and determine that it is in the best interests of the City of Creede to annex said area to the Town.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE CITY OF CREEDE A COLORADO TOWN, AS FOLLOWS:

SECTION 1. Pursuant to the annexation law, the City of Creede held a hearing to determine if the annexation complied with C.R.S. §31-12-104 and §31-12-105 as amended.

SECTION 2. No election is required under C.R.S. §31-12-107(2).

SECTION 3. That the following described property, to wit:

Five parcels of land located in the NW¼NE¼, SE¼NE¼ Section 36, Township 42 North, Range 1 West of the New Mexico Principal Meridian, Mineral County, Colorado, more particularly described as follows:

TRACT 1

Beginning at a point from which the N¼ corner of said Section 36 bears S89°14'00"W 125.00 ft;

Thence N89°14'00"E 517.44 ft. along the North line of said NW¼NE¼;

Thence S00°36'00"W 2554.43 ft. along the existing West City Limit line to the East Right-of-Way of Bachelor Loop Road;

Thence the following five (5) courses along said East Right-of-Way of Bachelor Loop Road:

Thence N53°13'00"W 212.40 ft.;

Thence N56°09'30"W 229.88 ft.;

Thence 187.50 ft. along the arc of a curve to the right with a radius of 230.50 ft., an interior angle of 46°36'00" and a chord of N32°51'30"W 182.34 ft.;

Thence N09°33'30"W 227.20 ft.;

Thence 228.10 ft. along the arc of a curve to the left with a radius of 746.20 ft., an interior angle of 17°31'00" and a chord of N18°19'00"W 227.20 ft. to the East Right-of Way of Bee McClure Drive;

Thence the following three (3) courses along said East Right-of-Way of Bee McClure Drive:

Thence 159.90 ft. along the arc of a curve to the left with a radius of 283.70 ft., an interior angle of 32°17'12" and a chord of N44°36'00"E 157.76 ft.;



Thence N28°27'30"E 264.56 ft.;
Thence 294.70 ft. along the arc of a curve to the left with a radius of 455.00 ft., an interior angle of 37°07'00" and a chord of N09°54'00"E 289.58 ft.;
Thence S81°21'00"W 60.00 ft. to the East boundary of the Church Property;
Thence N08°39'00"W 250.81 ft. along said East boundary to the North boundary of an apparent Road Right-of-Way;
Thence S87°49'00"W 239.72 ft. along said North boundary to the East boundary of the Creede Cemetary Property;
Thence N00°32'00"E 161.20 ft. along said East boundary of the Creede Cemetary Property to the Northeast corner of said Cemetary;
Thence N81°14'00"W 15.70 ft. along the said North boundary to the West line of said NW¼NE¼;
Thence N01°29'00"E 411.90 ft. along said West line to the Southwest corner of the Bob Ford Gravesite Property;
Thence N87°49'12"E 155.82 ft. along the South line of said Gravesite Property to the Southeast corner of said Gravesite Property;
Thence N08°39'00"W 136.55 ft. along the East line of said Gravesite Property;
Thence 23.46 ft. along the arc of a curve to the right with a radius of 498.90 ft., an interior angle of 02°41'38" and a chord of N07°18'11"W 23.46 ft. along the East line of said Gravesite Property;
Thence N00°15'10"W 100.00 ft. along the East line of the Gant Property to the Point of Beginning containing 26.813 acres more or less.

TRACT 2

Beginning at a point from which the North C-C1/16 corner of said Section 36 bears N63°51'51"W 28.87 ft. said point being the Southeast corner of the Creede Cemetary Property;
Thence N00°32'00"E 110.88 ft. along the East line of said Cemetary to the South boundary of an apparent Road Right-of-Way;
Thence N87°49'00"E 281.20 ft. along the South line of said apparent Road Right-of-Way to the West Right-of-Way of Bee McClure Drive;
Thence the following three (3) courses along said West Right-of-Way of Bee McClure Drive;
Thence 133.80 ft. along the arc of a curve to the right with a radius of 395.00 ft., an interior angle of 19°24'12" and a chord of S19°04'00"W 133.13 ft.;
Thence S28°27'30"W 264.56 ft.;
Thence 126.20 ft. along the arc of a curve to the right with a radius of 223.70 ft., an interior angle of 32°19'00" and a chord of S44°37'00"W 124.51 ft. to the East Right-of-Way of Bachelor Loop Road;
Thence the following two (2) courses along said East Right-of-Way of Bachelor Loop Road;
Thence 292.80 ft. along the arc of a curve to the left with a radius of 746.20 ft., an interior angle of 22°28'43" and a chord of N42°55'00"W 290.88 ft.;
Thence N54°09'36"W 204.35 ft. to the North line of said SE¼NW¼;
Thence N89°00'00"E 11.00 ft. along the North line of SE¼NW¼ to the West line of the Creede Cemetary Property;
Thence S10°42'00"E 3.76 ft. along said West line to the Southwest corner of said Cemetary;
Thence S89°21'00"E 327.04 ft. along the South line of said Cemetary to the Point of Beginning containing 2.782 Acres more or less.

OWNER: Creede America Group LLC.

CHURCH PROPERTY

Beginning at a point from which the North C-C1/16 corner of said Section 36 bears first S00°32'00"W 150.94 ft. and second N63°51'51"W 28.87 ft.;
Thence N00°32'00"E 291.18 ft. along the East line of the Creede Cemetary Property;
Thence N87°49'00"E 246.15 ft. to the West line of an ingress/egress easement recorded at Book 110K Page 128 in the Mineral County Clerk and Recorder's Office;
Thence S08°39'00"E 210.53 ft. along said West line to the West Right-of-Way of Bee McClure Drive;
Thence 81.90 ft. along the arc of a curve to the right with a radius of 395.00 ft., on interior angle of 11°52'46" and a chord of S02°56'30"E 81.75 ft. along said West Right-of-Way;
Thence S87°49'00"W 284.76 ft. to the Point of Beginning containing 1.794 Acres more or less.

CERTIFICATION

(STATE OF COLORADO, COUNTY OF MINERAL)

(CITY OF CREEDE, A COLORADO TOWN)

The undersigned, Pamela Wilson, as City Clerk, does hereby certify that the foregoing is a true and accurate copy of Ordinance No. 337 adopted by the Board of Trustees on January 10, 2006, and that the same was duly published in a newspaper of general circulation for the City of Creede.

Pamela J. Wilson 1/10/06
Pamela J. Wilson, City Clerk Date

(SEAL)