

**TOWN OF PARACHUTE  
RESOLUTION NO. 2014-26**

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**A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO, CONFIRMING AND REAFFIRMING THAT CERTAIN STREET RIGHTS-OF-WAY CONTAINED WITHIN THE TELL'S MEADOW SUBDIVISION WERE DEDICATED TO THE TOWN OF PARACHUTE IN FEE SIMPLE AND ACCEPTED BY THE TOWN OF PARACHUTE.**

WHEREAS, the Tell's Meadow Subdivision Plat, recorded at Reception No. 309144 in the records of the Garfield County Clerk and Recorder on November 7, 1980 ("Original Subdivision Plat"), and the Amended Tell's Meadow Subdivision Plat recorded as Reception No. 318791 in the records of the Garfield County Clerk and Recorder on December 3, 1981 ("Amended Subdivision Plat") show certain street rights-of-way including, but not limited to, Wildrose Circle, Wildrose Lane and Yarrow Circle on said Plats; and

WHEREAS, the Original Subdivision Plat contains a dedication statement executed by the then owner of the property stating that all streets, avenues and roads shown on the accompanying plat are dedicated to the public forever; and

WHEREAS, the Amended Subdivision Plat also contains a dedication statement executed by the then owner of the property stating that the owner dedicates for public use the streets shown on the Plat, including avenues, drive, courts, alleys and places; and

WHEREAS, both the Original Subdivision Plat and the Amended Subdivision Plat contain acceptances indicating that the Town of Parachute accepted the public dedications shown on such Plats; and

WHEREAS, the Tell's Meadow Homeowners Association has raised the issue of whether said street rights-of-way were dedicated to the Town of Parachute in fee simple or whether said street rights-of-way only constitute dedicated easements; and

WHEREAS, the Board of Trustees of the Town of Parachute desires to clarify the nature of the dedications made on said Plats.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO:**

Section 1. The Board of Trustees hereby clarifies, confirms, and reaffirms that the dedications of street rights-of-way shown on the Original Subdivision Plat and the Amended Subdivision Plat as well as any other public lands shown on said plats as being dedicated to the Town of Parachute and accepted by the Town of Parachute were in fact dedications of land in

fee simple for use by the public.

Section 2. At the time such dedications were made to the Town of Parachute and accepted by the Town of Parachute, no improvements were dedicated or accepted by the Town of Parachute because no such improvements existed at the time said lands were dedicated.

Section 3. The Town Clerk is hereby authorized and directed to record the written Resolution in the records of the Garfield County Clerk and Recorder.

INTRODUCED, READ, PASSED, AND ADOPTED at a regular meeting of the Board of Trustees of the Town of Parachute, Colorado held on November 13, 2014.

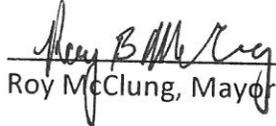


ATTEST:

  
S. Denise Chiaretta, Town Clerk

TOWN OF PARACHUTE, COLORADO

By

  
Roy McClung, Mayor