

Gene A. Meisner
Commissioner District One

Rocky L. Samber, Chairman
Commissioner District Two

David G. Donaldson
Commissioner District Three



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**OFFICE OF THE BOARD
LOGAN COUNTY COMMISSIONERS**

315 MAIN STREET SUITE 2
STERLING, COLORADO 80751

AGENDA

**Logan County Board of Commissioners
Logan County Courthouse, 315 Main Street, Sterling, Colorado
Tuesday, September 27, 2016 - 9:00 a.m.**

**Call to Order
Pledge of Allegiance
Revisions to Agenda
Consent Agenda**

Approval of the Minutes of the September 13 and September 20, 2016 meetings.

Appointment of a member to the Logan County Community Corrections Board.

**Unfinished Business
New Business**

Consideration of the approval of an agreement between Logan County and Tallgrass Interstate Gas Transmission, LLC and the issuance of ROW Permit #2016-10, for use of the county right-of-way under CR 91 for construction of a 3" steel pipeline.

Consideration of the approval of an agreement between Logan County and Tallgrass Interstate Gas Transmission, LLC and the issuance of ROW Permit #2016-11, for use of the county right-of-way under CR 91 for construction of a 3" steel pipeline.

Consideration of the approval of an agreement between Logan County and Tallgrass Interstate Gas Transmission, LLC and the issuance of ROW Permit #2016-12, for use of the county right-of-way under CR 95 for construction of a 3" steel pipeline.

Consideration of the approval Resolution 2016-30 to approve the vacation of the Subdivision Exemption Resolution and Plat previously approved for George A. Henderson Co., on March 21, 1996, and recorded at Book 899, Pages 838 and 839.

Consideration of the approval Resolution 2016-31 and an application for Subdivision Exemption on behalf of Jackie Lee & Shirley Fiscus to create a 11.33-acre tract from a 159.67-acre Agricultural parcel, in an "A" Agricultural District in the SW4 of Section 34, Township 6 North, Range 54 West of the Sixth Principal Meridian, also known as 9824 CR 2 Merino, Colorado.

Consideration of the approval Resolution 2016-32 and an application for a Special Use Permit on behalf of Richard E Kloberdanz dba Quality Equipment & Service, Inc. to operate an Auto Sales and Service business in the SE4 of Section 4, Township 8 North, Range 52 West of the Sixth Principal Meridian, otherwise known as 20257 CR 36, Sterling, Colorado.

Other Business

Miscellaneous Business/Announcements

The next regular business meeting will be scheduled for Tuesday, October 4, 2016, at 9:00 a.m. at the Logan County Courthouse.

Executive Session as Needed

Adjournment

September 13, 2016

The Logan County Board of Commissioners met in regular session with the following members present constituting a quorum of the members thereof:

Rocky L. Samber	Chairman
David G. Donaldson	Commissioner
Gene A. Meisner	Commissioner

Also present:

Alan Samber	Logan County Attorney
Marie Granillo	Logan County Deputy Clerk
Debbi Unrein	Logan County Finance Office
Forrest Hershberger	Journal Advocate/South Platte Sentinel

Chairman Samber called the meeting to order at 9:01 a.m. The meeting opened with the Pledge of Allegiance.

Chairman Samber asked if there were any revisions for today's agenda. None were indicated.

The Board continued with the Consent Agenda items:

- Approval of the Minutes of the September 6, 2016, meeting.
- Acknowledgement receipt of the Treasurer's report for the month of August 2016.
- Acknowledgement receipt of the Clerk and Recorder's report for the month of August 2016.
- Reappoint a representative to the Republican River Water Conservation District for a three-year term to expire in October 2019, and that representative would be Greg Larson.

Commissioner Meisner moved to approve the Consent Agenda for Tuesday, September 13, 2016 Board meeting. Commissioner Donaldson seconded and the motion carried 3-0.

Chairman Samber continued with New Business:

Commissioner Donaldson made a motion to enter in to an agreement between Computer Information Concepts and Logan County for the purchase of personnel payroll option computer software, licensing and maintenance and authorize the chairman to sign. Commissioner Meisner seconded and the motion carried 3-0.

Commissioner Meisner moved to approve an Intergovernmental Agreement between Morgan, Washington, Logan and Sedgwick Counties for participation in a CDBG Disaster Recovery Resiliency Planning grant and authorize the chairman to sign. Commissioner Donaldson seconded and the motion carried 3-0.

Chairman Samber continued with Other Business:

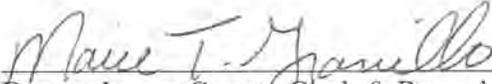
The Board will inspect the Logan County Jail at 11:00 a.m. There are currently 93 inmates.

The Board moved on to Miscellaneous Business/Announcements:

The next regular business meeting is scheduled for Tuesday, September 20, 2016 at 9:00 a.m. in the hearing chambers at the Logan County Courthouse.

There being no further business to come before the Board the meeting was adjourned at 9:08 a.m.

Submitted by:


Deputy Logan County Clerk & Recorder

Approved: September 27, 2016

BOARD OF COUNTY COMMISSIONERS
LOGAN COUNTY, COLORADO

seal)

By: _____
Rocky L. Samber, Chairman

Attest:

Logan County Clerk & Recorder

September 20, 2016

The Logan County Board of Commissioners met in regular session with the following members present constituting a quorum of the members thereof:

Rocky L. Samber	Chairman
David G. Donaldson	Commissioner
Gene A. Meisner	Commissioner - absent

Also present:

Alan Samber	Logan County Attorney
Marie Granillo	Logan County Deputy Clerk
Rob Quint	Logan County Planning and Zoning
Dave Conley	Logan County Lodging Tax Board
Marilee Johnson	Logan County Tourist Information Center
Kenneth Pomeroy	
Matt Chrisp	Logan County Landfill
Callie Jones	Journal Advocate

Chairman Samber called the meeting to order at 9:01 a.m. The meeting opened with the Pledge of Allegiance.

Chairman Samber asked if there were any revisions for today's agenda. None were indicated.

The Board continued with the Consent Agenda items:

- Approval of an application for the renewal of a Hotel & Restaurant Liquor License on behalf of L7BG LLC.

Commissioner Donaldson made a motion to approve the Consent Agenda for the September 20, Business meeting. Commissioner Samber seconded and the motion carried 2-0.

Chairman Samber continued with New Business:

Consideration of the approval of the following Logan County Lodging Tax Board projects:

- Interstates 80 & 76 Travel Guide - \$1,895.
- NADS In-Room Guest Directory - \$300.
- Sterling Logan County Postcards - \$659.40.
- Flagship Publishing/Colorado Life advertising - \$2,052.

Commissioner Donaldson made a motion to fund the Interstates 80 & 76 Travel Guides funding request in the amount of \$1,895. Commissioner Samber seconded and the motion carried 2-0.

Commissioner Donaldson made a motion to approve the NADS (North American Directory Service) funding request in the amount of \$300. Commissioner Samber seconded and the motion carried 2-0.

Commissioner Donaldson made a motion to approve the Sterling Logan County Postcards funding request in the amount of \$659.40. Commissioner Samber seconded and the motion carried 2-0.

Commissioner Donaldson made a motion to approve the Colorado Life advertising funding request in the amount of \$2,052. Commissioner Samber seconded and the motion carried 2-0.

Commissioner Donaldson made a motion to approve Resolution 2016-27 and an application for Subdivision Exemption on behalf of Cactus Hill, LLC to create a 3.69-acre tract from an 836.02-acre Agricultural parcel, in an "A" Agricultural District in Township 9 North, Range 53 West of the Sixth Principal Meridian, also known as 23566 CR 330, Sterling, Colorado. Commissioner Samber seconded and the motion carried 2-0.

Commissioner Donaldson made a motion to approve an agreement between Logan County and Concrete Specialties and the issuance of ROW Permit #2016-8, for use of the county right-of-way along the west side of CR 55 100ft. north of the north river bridge for installation of an 8" PVC water line. Commissioner Samber seconded and the motion carried 2-0.

Commissioner Donaldson made a motion to approve a proposal by TD Consulting, LLC for the completion of an analysis of estimated energy cost savings in connection with the Clean Energy Collective solar power Capacity Commitment Agreement and authorize the chairman to sign. Commissioner Samber seconded and the motion carried 2-0.

Chairman Samber opened a public hearing on Resolution 2016-28.

- Rob Quint from Planning and Zoning addressed the Board on Resolution 2016-28.
- Kenneth Pomeroy addressed the Board on Resolution 2016-28.

Chairman Samber closed the public hearing on Resolution 2016-28.

Commissioner Donaldson made a motion to approve Resolution 2016-28 vacating that segment of county road right-of-way lying in the south thirty (30) feet of Section 17 and the north thirty (30) feet of Section 20, Township 7 North, Range 53 West of the 6th P.M., Logan County, Colorado. Commissioner Samber seconded and the motion carried 2-0.

Chairman Samber opened a public hearing on Resolution 2016-29.

- Rob Quint from Planning and Zoning addressed the Board on Resolution 2016-29.

Chairman Samber closed the public hearing on Resolution 2016-29.

Commissioner Donaldson made a motion to approve Resolution 2016-29 amending the Logan County Zoning Resolution by the addition of "AUTO SALES AND SERVICE" as a permissible

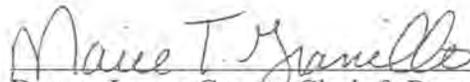
use in the agricultural zone district by special use permit. Commissioner Samber seconded and the motion carried 2-0.

The Board moved on to Miscellaneous Business/Announcements:

The next regular business meeting is scheduled for Tuesday, September 27, 2016 at 9:00 a.m. in the hearing chambers at the Logan County Courthouse.

There being no further business to come before the Board the meeting was adjourned at 9:32 a.m.

Submitted by:


Deputy Logan County Clerk & Recorder

Approved: September 27, 2016

BOARD OF COUNTY COMMISSIONERS
LOGAN COUNTY, COLORADO

seal)

By: _____
Rocky L. Samber, Chairman

Attest:

Logan County Clerk & Recorder

Logan County Community Corrections Board

110 N. Riverview Rd. Rm 100

Sterling, CO 80751

September 20, 2016

Logan County Commissioners
Logan County Courthouse
315 Main Street
Sterling, CO 80751

RE: New member to Community Corrections Board

Dear County Commissioners:

In an attempt to fairly represent the 13th Judicial District we would like your consideration of appointment of Lindy Barnhill (Probation Supervisor) as an eligible member for the Logan County Community Corrections Board. The appointment of this person would fill the vacancy left by the retirement of Steven Proctor. Thank you for your help and consideration of appointment of eligible members to the board.

Sincerely,



John Draxler
Secretary for Board of Community Corrections

JD/jme

Name: Tallgrass
Address: NE4 21-8-48 to NW4 22-8-48
Row Permit # ROW2016-10

AGREEMENT TO USE LOGAN COUNTY RIGHT OF WAY
INDIVIDUAL PERMIT

THIS AGREEMENT made this (County fills in) _____ day of _____, 2016 by and between the County of Logan, State of Colorado, hereinafter called "County", and Tallgrass Interstate Gas the undersigned easement holder or landowner, hereinafter called "Applicant". Transmission, LLC

WHEREAS, Applicant owns the following described premises, or has an easement on, over or through said premises, to-wit (legal description): C.R. #91 bwt NE/4 Sec 21 and NW/4 Sec 22 of T8N-R48W; and

WHEREAS, Applicant desires to install and construct a 3" steel pipeline, which will be located (Circle One) along bore under, or trench across C.R. #91, to benefit the above described premises; and

WHEREAS, the County is willing to allow such installation and construction by Applicant, but only upon the terms and covenants contained herein.

NOW, THEREFORE, in consideration of paying the County the sum of \$100.00 or \$200.00 and keeping of the terms and covenants contained herein, the parties agree as follows:

- Applicant agrees to furnish the County in writing in advance of installation the exact location and dimensions of said installation and construction.
- Buried installations must be at no less than 48 inches below the lowest level of any borrow ditch paralleling the County Road and an "Individual permit" must be submitted for each instance.
- Applicant shall have the right to install and construct a 3" steel pipeline, described above, in the right of way of C.R. #91, but such installation and construction shall be done only in the following manner. All work within the county ROW shall be performed only during regular business hours of the Logan County Road & Bridge Department to enable supervision and inspection of the work.
- All work authorized by this Agreement shall be completed no later than June 1, 2017.
- It is understood that no paved or oil-surfaced road shall be cut and will be crossed by boring only. For other roads and crossings of County property after installation. Applicant shall restore the surface to the same condition as existed prior to such construction.
- All cost and expense of installation, construction, maintenance, removal, or replacement is to be paid by the Applicant.
- The traveling public must be protected during this installation with proper warning signs or signals both day and night. Warning signs and signals shall be installed by and at the expense of Applicant.

TALLGRASS GASLINE
ROW2016-10
Bore Under CR 91
NE4 21-8-48 to NW4 22-8-48

Name: Tallgrass
Address: NE4 21-8-48 to NW4 22-8-48
Row Permit # ROW 2016-10

- Applicant hereby releases the County from any liability for damages caused by said 3" steel pipeline, whether caused by employees or equipment of the County, or others, at any time. Further, Applicant agrees to protect, save and hold harmless, and indemnify the County from and against all liability, loss, damages, personal injuries or expenses suffered by or imposed against the County by reason of the construction, installation or maintenance of the above described improvement.

- No perpetual easement or right of way is granted by this instrument and should Applicant's use of said right-of-way interfere with the County's use, or intended use of said right-of-way, Applicant will remove or relocate the same upon demand of the County. Applicant shall pay all costs of such removal or relocation.

- This Agreement shall be a covenant running with the above-described real property and shall be binding upon the parties hereto, their heirs, successors, personal representatives, and assigns.

- Other Provisions: _____

Owner #1
will forward Printed name Kenneth Madsen
Signature
Owner #2
will forward Printed Name Claude J Goddard Consolidated Trust
Signature

Individual Right-of-Way Permit Applicant:
Robin Carlsen - Agent 303-739-9613
Printed Name
Robin Carlsen
Signature
Address: TIGT - Tom Tripp
340 Van Gordon Street
Lakewood, CO 80228
303-763-3334

✓ #15182 Rct. # 208

Application Fee Paid 9-20-2016
Date 9-20-2016

Signed at Sterling, Colorado the day and year first above written.

**THE BOARD OF COUNTY COMMISSIONERS
LOGAN COUNTY, COLORADO**

Rocky Samber (Aye) (Nay)

Gene Meisner (Aye) (Nay)

David G Donaldson (Aye) (Nay)

Rev. 5/2015

TALLGRASS GASLINE
ROW2016-10
Bore Under CR 91
NE4 21-8-48 to NW4 22-8-48

Name: Tallgrass
Address: NE4 21-8-48 to NW4 22-8-48
Row Permit # ROW 2016-10

- Applicant hereby releases the County from any liability for damages caused by said 3" steel pipeline, whether caused by employees or equipment of the County, or others, at any time. Further, Applicant agrees to protect, save and hold harmless, and indemnify the County from and against all liability, loss, damages, personal injuries or expenses suffered by or imposed against the County by reason of the construction, installation or maintenance of the above described improvement.
- No perpetual easement or right of way is granted by this instrument and should Applicant's use of said right-of-way interfere with the County's use, or intended use of said right-of-way, Applicant will remove or relocate the same upon demand of the County. Applicant shall pay all costs of such removal or relocation.
- This Agreement shall be a covenant running with the above-described real property and shall be binding upon the parties hereto, their heirs, successors, personal representatives, and assigns.
- Other Provisions: _____

X Owner #1 *Kenneth Madsen* Printed name Kenneth Madsen
Signature
Owner #2 _____ Printed Name Claude J Goddard Consolidated Trust
Signature

Individual Right-of-Way Permit Applicant:
Robin Carlsen - Agent 303-739-9613
Printed name
Robin Carlsen
Signature
Address: TIGT - Tom Tripp
340 Van Gordon Street
Lakewood, CO 80228
303-763-3334

V# 15182 Rct. # 208
Application Fee Paid \$100
Date 9-20-2016

Signed at Sterling, Colorado the day and year first above written.

THE BOARD OF COUNTY COMMISSIONERS
LOGAN COUNTY, COLORADO

Co. Road #91

Rocky Samber (Aye) (Nay)
Gene Meisner (Aye) (Nay)
David G Donaldson (Aye) (Nay)

Rev. 5/2015

TALLGRASS GASLINE
ROW2016-10
Bore Under CR 91
NE4 21-8-48 to NW4 22-8-48

Name: Tallgrass
Address: NE4 21-8-48 to NW4 22-8-48
Row Permit # ROW 2016-10

- Applicant hereby releases the County from any liability for damages caused by said 3" steel pipeline, whether caused by employees or equipment of the County, or others, at any time. Further, Applicant agrees to protect, save and hold harmless, and indemnify the County from and against all liability, loss, damages, personal injuries or expenses suffered by or imposed against the County by reason of the construction, installation or maintenance of the above described improvement.
- No perpetual easement or right of way is granted by this instrument and should Applicant's use of said right-of-way interfere with the County's use, or intended use of said right-of-way, Applicant will remove or relocate the same upon demand of the County. Applicant shall pay all costs of such removal or relocation.
- This Agreement shall be a covenant running with the above-described real property and shall be binding upon the parties hereto, their heirs, successors, personal representatives, and assigns.
- Other Provisions: _____

Owner #1

Signature Printed name Kenneth Madsen

Owner #2

X Claude J. Goddard
Signature Printed Name Claude J Goddard Consolidated Trust

Individual Right-of-Way Permit Applicant:

Robin Carlsen - Agent 303-739-9613

Printed Name
Robin Carlsen
Signature

Address: TIGT - Tom Tripp
340 Van Gordon Street
Lakewood, CO 80228
303-763-3334

✓ #15182 Rct. #208
Application Fee Paid \$100
Date 9-20-2016

Signed at Sterling, Colorado the day and year first above written.

THE BOARD OF COUNTY COMMISSIONERS
LOGAN COUNTY, COLORADO

Co. Road #91

Rocky Samber (Aye) (Nay)

Gene Meisner (Aye) (Nay)

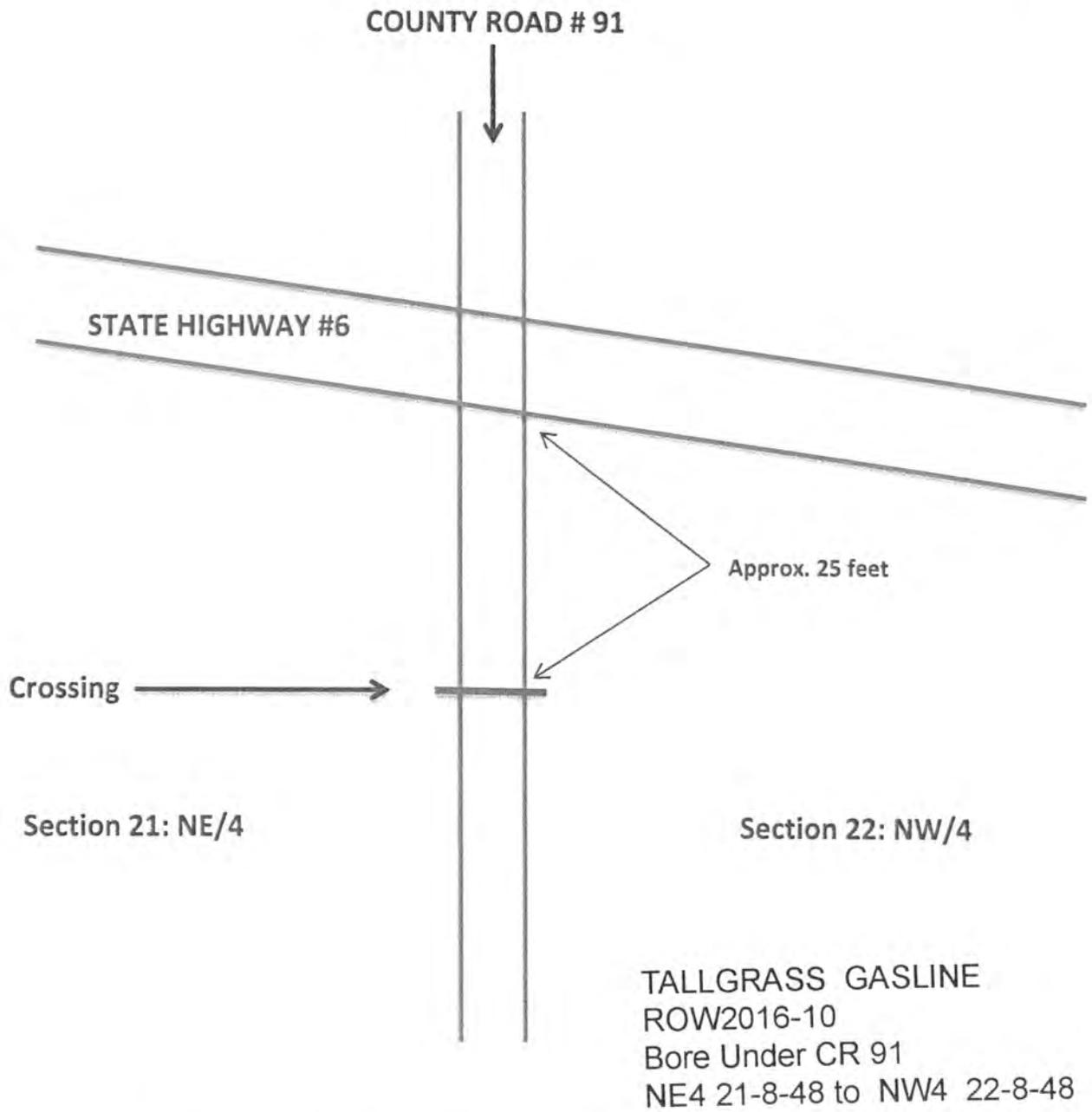
David G Donaldson (Aye) (Nay)

Rev. 5/2015

TALLGRASS GASLINE
ROW2016-10
Bore Under CR 91
NE4 21-8-48 to NW4 22-8-48

T8N-R48W

Logan County, Colorado



3" steel natural gas pipeline crossing location (directionally bored)

Name: Tallgrass
Address: NE4 22-8-48 to NW4 23-8-48
Row Permit # ROW 2016-11

AGREEMENT TO USE LOGAN COUNTY RIGHT OF WAY
INDIVIDUAL PERMIT

THIS AGREEMENT made this (County fills in) _____ day of _____, 2016, by and between the County of Logan, State of Colorado, hereinafter called "County", and **Tallgrass Interstate Gas** the undersigned easement holder or landowner, hereinafter called "Applicant". **Transmission, LLC**

WHEREAS, Applicant owns the following described premises, or has an easement on, over or through said premises, to-wit (legal description): C.R. 93 bwt NE/4 Sec. 22 and NW/4 Sec. 23 of T8N-R48W; and

WHEREAS, Applicant desires to install and construct a 3" steel pipeline, which will be located (**Circle One**) along, bore under, or trench across C.R. #93, to benefit the above described premises; and

WHEREAS, the County is willing to allow such installation and construction by Applicant, but only upon the terms and covenants contained herein.

NOW, THEREFORE, in consideration of paying the County the sum of \$100.00 or \$200.00 and keeping of the terms and covenants contained herein, the parties agree as follows:

- Applicant agrees to furnish the County in writing in advance of installation the exact location and dimensions of said installation and construction.
- Buried installations must be at no less than 48 inches below the lowest level of any borrow ditch paralleling the County Road and an "Individual permit" must be submitted for each instance.
- Applicant shall have the right to install and construct a 3" steel pipeline, described above, in the right of way of C.R. #93, but such installation and construction shall be done only in the following manner. All work within the county ROW shall be performed only during regular business hours of the Logan County Road & Bridge Department to enable supervision and inspection of the work.
- All work authorized by this Agreement shall be completed no later than June 1, 2017.
- It is understood that no paved or oil-surfaced road shall be cut and will be crossed by boring only. For other roads and crossings of County property after installation. Applicant shall restore the surface to the same condition as existed prior to such construction.
- All cost and expense of installation, construction, maintenance, removal, or replacement is to be paid by the Applicant.
- The traveling public must be protected during this installation with proper warning signs or signals both day and night. Warning signs and signals shall be installed by and at the expense of Applicant.

TALLGRASS GASLINE
ROW2016-11
Bore Under CR 93
NE4 22-8-48 to NW4 23-8-48

Name: Tallgrass
Address: NE4 22-8-48 NW4 23-8-48
Row Permit # ROW 2016-11

Applicant hereby releases the County from any liability for damages caused by said 3" steel pipeline, whether caused by employees or equipment of the County, or others, at any time. Further, Applicant agrees to protect, save and hold harmless, and indemnify the County from and against all liability, loss, damages, personal injuries or expenses suffered by or imposed against the County by reason of the construction, installation or maintenance of the above described improvement.

No perpetual easement or right of way is granted by this instrument and should Applicant's use of said right-of-way interfere with the County's use, or intended use of said right-of-way, Applicant will remove or relocate the same upon demand of the County. Applicant shall pay all costs of such removal or relocation.

This Agreement shall be a covenant running with the above-described real property and shall be binding upon the parties hereto, their heirs, successors, personal representatives, and assigns.

Other Provisions: _____

Owner #1
will forward Printed name Jeremiah Todd Smith et al
Signature

Owner #2
will forward Printed Name Claude J Goddard Consolidated Trust
Signature

Individual Right-of-Way Permit Applicant:
Robin Carlsen - Agent 303-738-9613

Printed name Robin Carlsen
Signature Robin Carlsen

Address: TIGT - Attn: Tom Tripp
340 Van Gordon Street
Lakewood, CO 80228
303-763-3334

✓ #15182 Rct. # 207

Application Fee Paid \$100

Date 9-20-2016

Signed at Sterling, Colorado the day and year first above written.

THE BOARD OF COUNTY COMMISSIONERS
LOGAN COUNTY, COLORADO

Rocky Samber (Aye) (Nay)

Gene Meisner (Aye) (Nay)

David G Donaldson (Aye) (Nay)

Rev. 5/2015

TALLGRASS GASLINE
ROW2016-11
Bore Under CR 93
NE4 22-8-48 to NW4 23-8-48

Name: Tallgrass
Address: NE4 22-8-48 to NW4 23-8-48
Row Permit # ROW2016-11

Applicant hereby releases the County from any liability for damages caused by said 3" steel pipeline, whether caused by employees or equipment of the County, or others, at any time. Further, Applicant agrees to protect, save and hold harmless, and indemnify the County from and against all liability, loss, damages, personal injuries or expenses suffered by or imposed against the County by reason of the construction, installation or maintenance of the above described improvement.

No perpetual easement or right of way is granted by this instrument and should Applicant's use of said right-of-way interfere with the County's use, or intended use of said right-of-way, Applicant will remove or relocate the same upon demand of the County. Applicant shall pay all costs of such removal or relocation.

This Agreement shall be a covenant running with the above-described real property and shall be binding upon the parties hereto, their heirs, successors, personal representatives, and assigns.

Other Provisions: _____

Owner #1 Jeremiah T Smith Printed name Jeremiah Todd Smith et al
Signature
Owner #2 _____ Printed Name Claude J Goddard Consolidated Trust
Signature

Individual Right-of-Way Permit Applicant:
Robin Carlsen - Agent 303-738-9613

Printed name Robin Carlsen
Signature

Address: TIGT - Attn: Tom Tripp
340 Van Gordon Street
Lakewood, CO 80228
303-763-3334

✓ #15182 Rct. #207

Application Fee Paid \$100

Date 9-20-2016

Signed at Sterling, Colorado the day and year first above written.

THE BOARD OF COUNTY COMMISSIONERS
LOGAN COUNTY, COLORADO

Co. Road #93

Rocky Samber (Aye) (Nay)

Gene Meisner (Aye) (Nay)

David G Donaldson (Aye) (Nay)

Rev. 5/2015

TALLGRASS GASLINE
ROW2016-11
Bore Under CR 93
NE4 22-8-48 to NW4 23-8-48

Name: Tallgrass
Address: NE4 22-8-48 to NW4 23-8-48
Row Permit # ROW 2016-12

Applicant hereby releases the County from any liability for damages caused by said 3" steel pipeline, whether caused by employees or equipment of the County, or others, at any time. Further, Applicant agrees to protect, save and hold harmless, and indemnify the County from and against all liability, loss, damages, personal injuries or expenses suffered by or imposed against the County by reason of the construction, installation or maintenance of the above described improvement.

No perpetual easement or right of way is granted by this instrument and should Applicant's use of said right-of-way interfere with the County's use, or intended use of said right-of-way, Applicant will remove or relocate the same upon demand of the County. Applicant shall pay all costs of such removal or relocation.

This Agreement shall be a covenant running with the above-described real property and shall be binding upon the parties hereto, their heirs, successors, personal representatives, and assigns.

Other Provisions: _____

Owner #1 _____ Printed name Jeremiah Todd Smith et al

Signature

Owner #2

Claude J Goddard Printed Name Claude J Goddard Consolidated Trust

Signature

Individual Right-of-Way Permit Applicant:
Robin Carlsen - Agent 303-738-9613

Printed name

Robin Carlsen

Signature

Address: TIGT - Attn: Tom Tripp

340 Van Gordon Street

Lakewood, CO 80228

303-763-3334

Application Fee Paid \$100

Date 9-20-2016

Signed at Sterling, Colorado the day and year first above written.

THE BOARD OF COUNTY COMMISSIONERS
LOGAN COUNTY, COLORADO

Co. Road #93

Rocky Samber (Aye) (Nay)

Gene Meisner (Aye) (Nay)

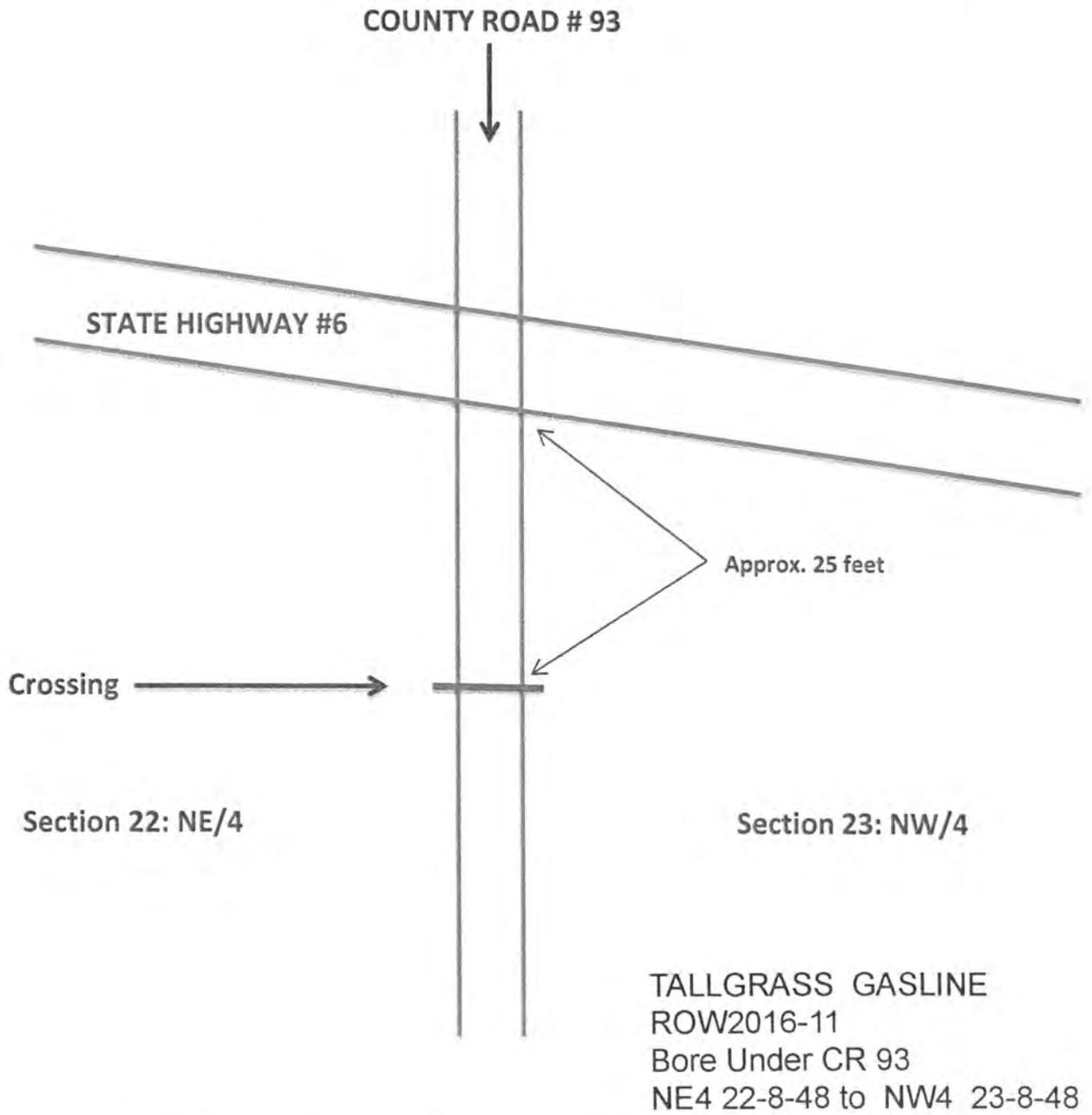
David G Donaldson (Aye) (Nay)

Rev. 5/2015

TALLGRASS GASLINE
ROW2016-11
Bore Under CR 93
NE4 22-8-48 to NW4 23-8-48

T8N-R48W

Logan County, Colorado



3" steel natural gas pipeline crossing location (directionally bored)

Name: Tallgrass
Address: SE4 23-8-48 to SW4 24-8-48
Row Permit # ROW 2016-12

**AGREEMENT TO USE LOGAN COUNTY RIGHT OF WAY
INDIVIDUAL PERMIT**

THIS AGREEMENT made this (County fills in) _____ day of _____, 2016, by and between the County of Logan, State of Colorado, hereinafter called "County", and **Tallgrass Interstate Gas** the undersigned easement holder or landowner, hereinafter called "Applicant". **Transmission, LLC**

WHEREAS, Applicant owns the following described premises, or has an easement on, over or through said premises, to-wit (legal description): **C.R. #95 bwt SW/4 Sec 24 and SE/4 Sec 23 of T8N-R48W**; and

WHEREAS, Applicant desires to install and construct a **3" steel pipeline**, which will be located (**Circle One**) along, (**bore under**) or trench across **C.R. #95**, to benefit the above described premises; and

WHEREAS, the County is willing to allow such installation and construction by Applicant, but only upon the terms and covenants contained herein.

NOW, THEREFORE, in consideration of paying the County the sum of \$100.00 or \$200.00 and keeping of the terms and covenants contained herein, the parties agree as follows:

- Applicant agrees to furnish the County in writing in advance of installation the exact location and dimensions of said installation and construction.
- Buried installations must be at no less than 48 inches below the lowest level of any borrow ditch paralleling the County Road and an "Individual permit" must be submitted for each instance.
- Applicant shall have the right to install and construct a **3" steel pipeline**, described above, in the right of way of **C.R. #95**, but such installation and construction shall be done only in the following manner. All work within the county ROW shall be performed only during regular business hours of the Logan County Road & Bridge Department to enable supervision and inspection of the work.
- All work authorized by this Agreement shall be completed no later than **June 1, 2017**.
- It is understood that no paved or oil-surfaced road shall be cut and will be crossed by boring only. For other roads and crossings of County property after installation. Applicant shall restore the surface to the same condition as existed prior to such construction.
- All cost and expense of installation, construction, maintenance, removal, or replacement is to be paid by the Applicant.
- The traveling public must be protected during this installation with proper warning signs or signals both day and night. Warning signs and signals shall be installed by and at the expense of Applicant.

TALLGRASS GASLINE
ROW2016-12
Bore Under CR 95
SE4 23-8-48 to SW4 24-8-48

Name: Tallgrass
Address: SE4 23-8-48 to SW4 24-8-48
Row Permit # ROW 2016-12

- Applicant hereby releases the County from any liability for damages caused by said 3" steel pipeline, whether caused by employees or equipment of the County, or others, at any time. Further, Applicant agrees to protect, save and hold harmless, and indemnify the County from and against all liability, loss, damages, personal injuries or expenses suffered by or imposed against the County by reason of the construction, installation or maintenance of the above described improvement.

- No perpetual easement or right of way is granted by this instrument and should Applicant's use of said right-of-way interfere with the County's use, or intended use of said right-of-way, Applicant will remove or relocate the same upon demand of the County. Applicant shall pay all costs of such removal or relocation.

- This Agreement shall be a covenant running with the above-described real property and shall be binding upon the parties hereto, their heirs, successors, personal representatives, and assigns.

- Other Provisions: _____

Owner #1
will forward Printed name Atkins Land Ltd
Signature _____

Owner #2
will forward Printed Name Reon R. Burton Trust
Signature _____

Individual Right-of-Way Permit Applicant:
Robin Carlsen - Agent 303-738-9613

Printed name
Robin Carlsen
Signature _____
Address: TIGT - Attn: Tom Tripp
340 Van Gordon Street
Lakewood, CO 80228
303-763-3334

V#15182 RC# 208
Application Fee Paid \$100
Date 9-20-2016

Signed at Sterling, Colorado the day and year first above written.

THE BOARD OF COUNTY COMMISSIONERS
LOGAN COUNTY, COLORADO

Rocky Samber (Aye) (Nay)

Gene Meisner (Aye) (Nay)

David G Donaldson (Aye) (Nay)

Rev. 5/2015

TALLGRASS GASLINE
ROW2016-12
Bore Under CR 95
SE4 23-8-48 to SW4 24-8-48

Name: Tallgrass
Address: SE4 23-8-48 to SW4 24-8-48
Row Permit # ROW 2016-12

Applicant hereby releases the County from any liability for damages caused by said 3" steel pipeline, whether caused by employees or equipment of the County, or others, at any time. Further, Applicant agrees to protect, save and hold harmless, and indemnify the County from and against all liability, loss, damages, personal injuries or expenses suffered by or imposed against the County by reason of the construction, installation or maintenance of the above described improvement.

No perpetual easement or right of way is granted by this instrument and should Applicant's use of said right-of-way interfere with the County's use, or intended use of said right-of-way, Applicant will remove or relocate the same upon demand of the County. Applicant shall pay all costs of such removal or relocation.

This Agreement shall be a covenant running with the above-described real property and shall be binding upon the parties hereto, their heirs, successors, personal representatives, and assigns.

Other Provisions: _____

Owner #1

Signature _____ Printed name Atkins Land Ltd

Owner #2

X Reon R. Burton Signature _____ Printed Name Reon R. Burton Trust

Individual Right-of-Way Permit Applicant:

Robin Carlsen - Agent 303-738-9613

Printed name _____
Signature Robin Carlsen

Address: TIGT - Attn: Tom Tripp
340 Van Gordon Street
Lakewood, CO 80228
303-763-3334

Application Fee Paid ✓#15182 Rd. #208
\$100
Date 9-20-2016

Signed at Sterling, Colorado the day and year first above written.

THE BOARD OF COUNTY COMMISSIONERS
LOGAN COUNTY, COLORADO

Co. Road #95

Rocky Samber (Aye) (Nay)

Gene Meisner (Aye) (Nay)

David G Donaldson (Aye) (Nay)

Rev. 5/2015

TALLGRASS GASLINE
ROW2016-12
Bore Under CR 95
SE4 23-8-48 to SW4 24-8-48

Name: Tallgrass
Address: SE4 23-8-48 to SW4 24-8-48
Row Permit # ROW 2016-12

- Applicant hereby releases the County from any liability for damages caused by said 3" steel pipeline, whether caused by employees or equipment of the County, or others, at any time. Further, Applicant agrees to protect, save and hold harmless, and indemnify the County from and against all liability, loss, damages, personal injuries or expenses suffered by or imposed against the County by reason of the construction, installation or maintenance of the above described improvement.
- No perpetual easement or right of way is granted by this instrument and should Applicant's use of said right-of-way interfere with the County's use, or intended use of said right-of-way, Applicant will remove or relocate the same upon demand of the County. Applicant shall pay all costs of such removal or relocation.
- This Agreement shall be a covenant running with the above-described real property and shall be binding upon the parties hereto, their heirs, successors, personal representatives, and assigns.

Other Provisions: _____

Owner #1 Atkins Land, Ltd. by Printed name Atkins Land Ltd
Reon R. Burton Signature
Owner #2 General Partner Printed Name Reon R. Burton Trust
Signature _____

Individual Right-of-Way Permit Applicant:
Robin Carlsen - Agent 303-738-9613
Printed name
Robin Carlsen Signature
Address: TIGT - Attn: Tom Tripp
340 Van Gordon Street
Lakewood, CO 80228
303-763-3334

Application Fee Paid \$100
Date 9-20-2016
#15182 Rct. #208

Signed at Sterling, Colorado the day and year first above written.

THE BOARD OF COUNTY COMMISSIONERS
LOGAN COUNTY, COLORADO

Co. Road #95

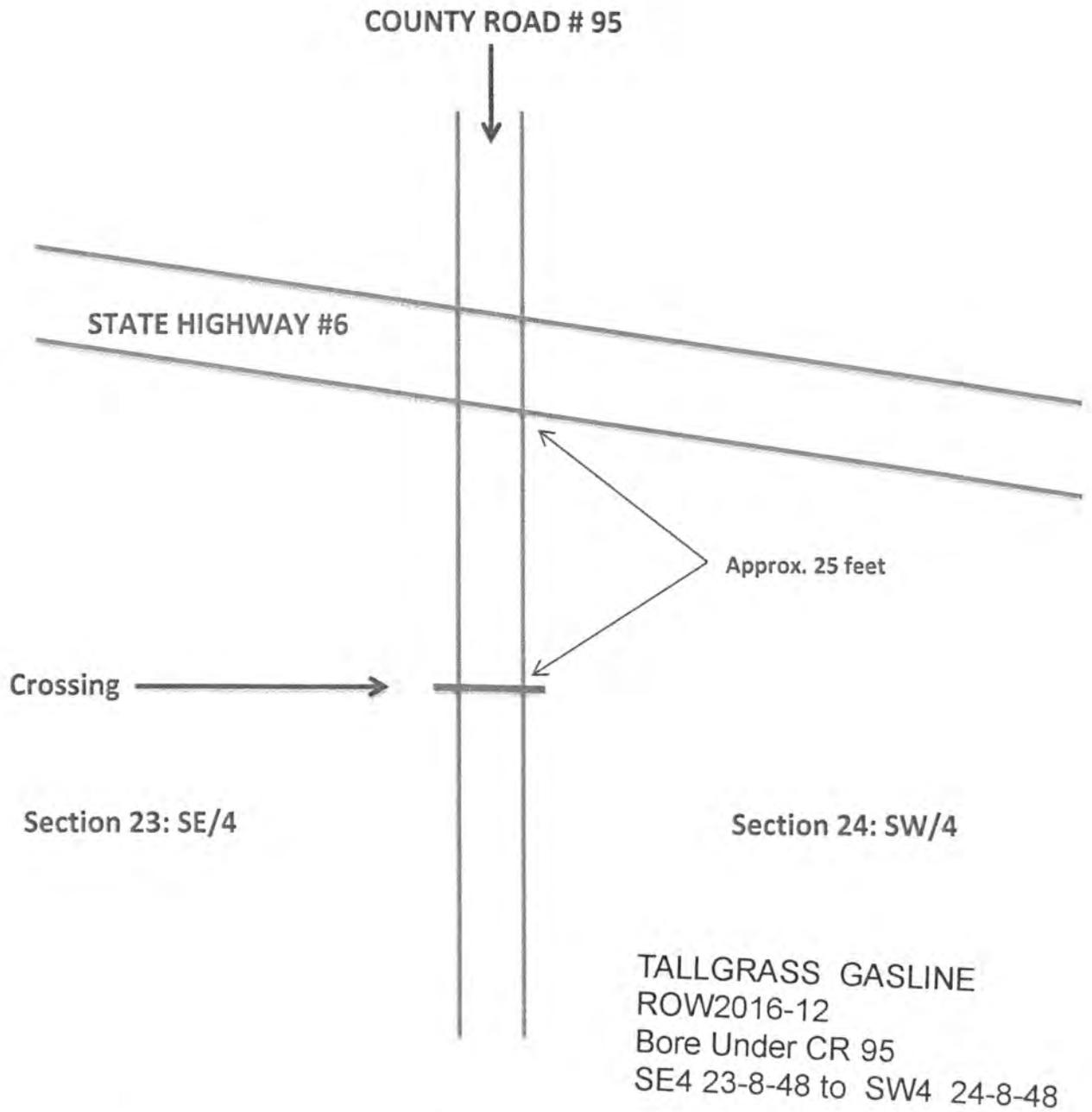
Rocky Samber (Aye) (Nay)
Gene Meisner (Aye) (Nay)
David G Donaldson (Aye) (Nay)

Rev. 5/2015

TALLGRASS GASLINE
ROW2016-12
Bore Under CR 95
SE4 23-8-48 to SW4 24-8-48

T8N-R48W

Logan County, Colorado



3" steel natural gas pipeline crossing location (directionally bored)

RESOLUTION

NO. 2016 -30

GEORGE A. HENDERSON CO. SUBDIVISION EXEMPTION VACATION

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF LOGAN COUNTY, COLORADO, APPROVING THE VACATION OF THE SUBDIVISION EXEMPTION RESOLUTION AND PLAT PREVIOUSLY APPROVED FOR GEORGE A. HENDERSON CO., ON MARCH 21, 1996, AND RECORDED AT BOOK 899, PAGES 838 AND 839.

WHEREAS, the applicants, Jackie Lee Fiscus and Shirley Fiscus, current property owners, request to vacate a subdivision exemption previously approved to create a 5.00 acre parcel from 159.87 acres, more or less, in the AG - Agricultural Zone, which parcel is described as follows:

A PARCEL OF LAND IN THE SOUTHWEST QUARTER (SW4) OF SECTION 34, TOWNSHIP 6 NORTH, RANGE 54 WEST OF THE SIXTH PRINCIPAL MERIDIAN, LOGAN COUNTY, COLORADO, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 34; THENCE NORTH 0°06'20" WEST ALONG THE WEST LINE OF SAID SW4 A DISTANCE OF 2236.3 FEET TO THE TRUE POINT OF BEGINNING; THENCE NORTH 47°38'30" EAST A DISTANCE OF 372.9 FEET; THENCE NORTH 89°30'50" EAST A DISTANCE OF 1041.7 FEET; THENCE NORTH 0°43'50" EAST A DISTANCE OF 139.1 FEET TO A POINT ON THE NORTH LINE OF SAID SW4 OF SECTION 34; THENCE SOUTH 89°30'50" WEST ALONG THE NORTH LINE OF SAID SW4 OF SECTION 34 A DISTANCE OF 1319.7 FEET TO THE NORTHWEST CORNER OF SAID SW4 OF SECTION 34; THENCE SOUTH 0°06'20" EAST A DISTANCE OF 388.0 FEET TO THE POINT OF BEGINNING AND CONTAINING 5.00 ACRES, MORE OR LESS, SUBJECT TO A COUNTY ROAD RIGHT-OF-WAY ALONG THE NORTH LINE OF SAID SW4 OF SECTION 34.

Also known as 9284 County Road 2.5, Merino, Colorado; and

WHEREAS, the Resolution and Subdivision Exemption Plat for such parcel were recorded at Book 899, Pages 838 and 839 of the records of the Logan County Clerk and Recorder; and

WHEREAS, the vacation of the approved subdivision exemption is sought to enable the applicant to create a new parcel by separate subdivision exemption, larger in size, involving the above-described parcel; and

WHEREAS, the Logan County Planning Commission approved the application for vacation of the above-described subdivision exemption on September 20, 2016.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Logan County, Colorado, that the application is GRANTED. The subdivision exemption represented by the Resolution and Subdivision Exemption Plat, recorded at Book 899, Pages 838 and 839 of the records of the Logan County Clerk and Recorder, is hereby vacated.
Adopted and signed this 27th day of September 2016.

BOARD OF COUNTY COMMISSIONERS
OF LOGAN COUNTY, COLORADO

(Aye)(Nay)
Rocky L. Samber, Chairman

(Aye)(Nay)
Gene A. Meisner, Commissioner

(Aye)(Nay)
David G. Donaldson, Commissioner

I, Pamela M. Bacon, County Clerk and Recorder in and for the County of Logan, State of Colorado, hereby certify that the foregoing Resolution was duly adopted by the Board of County Commissioners of the Logan and State of Colorado, in regular session on the 27th day of September, 2016.

County Clerk and Recorder

LOGAN COUNTY VACATION APPLICATION
BOARD OF COUNTY COMMISSIONERS
DEPARTMENT OF PLANNING & ZONING
315 MAIN STREET, STERLING, CO 80751
(970) 522-7879

Type of Vacation:

- Alley
- Platted Street
- County Road
- Subdivision Exemption
- Subdivision

Location of Vacation:

Legal: Quarter NW4 SW4 Section 34 Township 6 Range 54

Lot _____ Block _____ Address _____

Description of Vacation:

Vacate 5 Acre Subdivision Exemption
on Survey recorded - 96-2

Reason for Vacation:

incorrect - should have been for 11.33 Acres

FISCUS, JACKIE LEE & SHIRLEY
SUBDIV. EXEMPT
VACATE SUBDIVISION
EXEMPTION 5 Acres

PETITION FOR VACATION

TO: THE BOARD OF COUNTY COMMISSIONERS
LOGAN COUNTY, COLORADO

Applicant: _____ Phone: _____

Address: _____

Applicant's Signature: X Shirley Fiscus Date: 8-10-2016

Landowner: _____ Phone: _____

Address: _____

Landowner's Signature: X Shirley Fiscus Date: 8-10-2016

Landowner: _____ Phone: _____

Address: _____

Landowner's Signature: _____ Date: _____

Landowner: _____ Phone: _____

Address: _____

Landowner's Signature: _____ Date: _____

Landowner: _____ Phone: _____

Address: _____

Landowner's Signature: _____ Date: _____

Landowner: _____ Phone: _____

Address: _____

Landowner's Signature: _____ Date: _____

Landowner: _____ Phone: _____

Address: _____

Landowner's Signature: _____ Date: _____

Landowner: _____ Phone: _____

FISCUS, JACKIE LEE & SHIRLEY
SUBDIV. EXEMPT
VACATE SUBDIVISION
EXEMPTION 5 Acres

FOR COUNTY USE

Application Fee: One Hundred Dollars (\$100.00) *pd. 8/10/2016* ✓ # 2407 Rct. # 183

Date of Planning Commission: 9-20-2016

Recommendation of Planning Commission: Approval Denial

Recommended Conditions of Subdivision Exemption: _____


Chairperson, Planning Commission

COUNTY COMMISSIONERS ACTION:

Conditions of Subdivision Exemption: _____

Date Granted: _____

Date Denied: _____

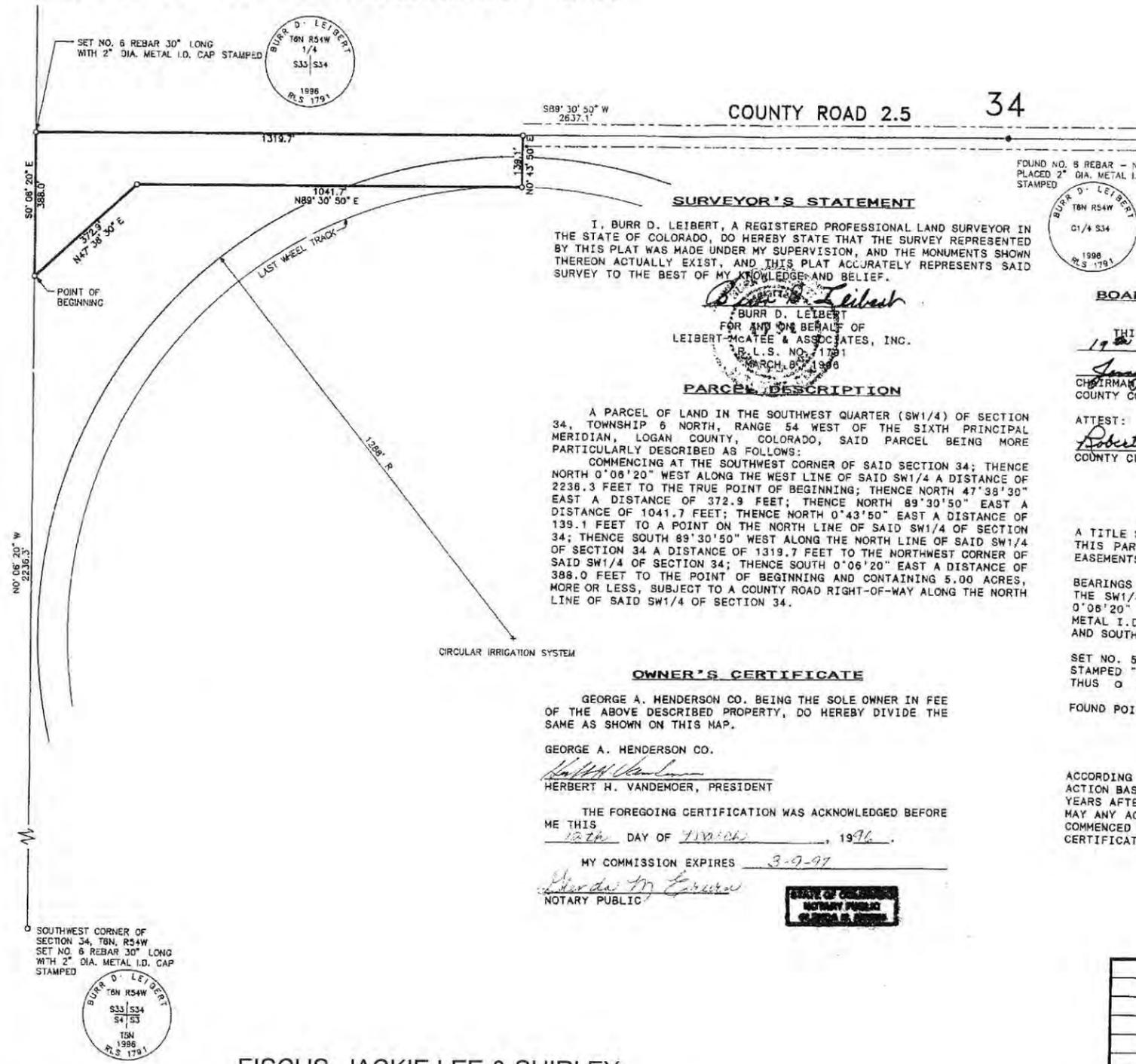
FISCUS, JACKIE LEE & SHIRLEY
SUBDIV. EXEMPT
VACATE SUBDIVISION
EXEMPTION 5 Acres

David G Donaldson (Aye) (Nay)

Gene Meisner (Aye) (Nay)

Rocky Samber (Aye) (Nay)

SUBDIVISION EXEMPTION PLAT NO. 96-2 FOR GEORGE A. HENDERSON CO.



SURVEYOR'S STATEMENT

I, BURR D. LEIBERT, A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF COLORADO, DO HEREBY STATE THAT THE SURVEY REPRESENTED BY THIS PLAT WAS MADE UNDER MY SUPERVISION, AND THE MONUMENTS SHOWN THEREON ACTUALLY EXIST, AND THIS PLAT ACCURATELY REPRESENTS SAID SURVEY TO THE BEST OF MY KNOWLEDGE AND BELIEF.

Burr D. Leibert
 BURR D. LEIBERT
 FOR AND ON BEHALF OF
 LEIBERT-McATEE & ASSOCIATES, INC.
 R. L. S. NO. 71791
 MARCH 8, 1996

PARCEL DESCRIPTION

A PARCEL OF LAND IN THE SOUTHWEST QUARTER (SW1/4) OF SECTION 34, TOWNSHIP 6 NORTH, RANGE 54 WEST OF THE SIXTH PRINCIPAL MERIDIAN, LOGAN COUNTY, COLORADO, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
 COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 34; THENCE NORTH 0°08'20" WEST ALONG THE WEST LINE OF SAID SW1/4 A DISTANCE OF 2236.3 FEET TO THE TRUE POINT OF BEGINNING; THENCE NORTH 47°38'30" EAST A DISTANCE OF 372.9 FEET; THENCE NORTH 89°30'50" EAST A DISTANCE OF 1041.7 FEET; THENCE NORTH 0°43'50" EAST A DISTANCE OF 139.1 FEET TO A POINT ON THE NORTH LINE OF SAID SW1/4 OF SECTION 34; THENCE SOUTH 89°30'50" WEST ALONG THE NORTH LINE OF SAID SW1/4 OF SECTION 34 A DISTANCE OF 1319.7 FEET TO THE NORTHWEST CORNER OF SAID SW1/4 OF SECTION 34; THENCE SOUTH 0°06'20" EAST A DISTANCE OF 388.0 FEET TO THE POINT OF BEGINNING AND CONTAINING 5.00 ACRES, MORE OR LESS, SUBJECT TO A COUNTY ROAD RIGHT-OF-WAY ALONG THE NORTH LINE OF SAID SW1/4 OF SECTION 34.

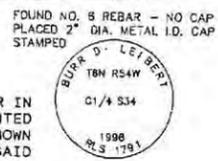
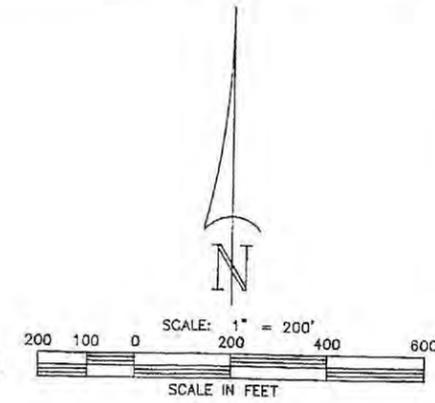
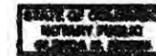
OWNER'S CERTIFICATE

GEORGE A. HENDERSON CO. BEING THE SOLE OWNER IN FEE OF THE ABOVE DESCRIBED PROPERTY, DO HEREBY DIVIDE THE SAME AS SHOWN ON THIS MAP.

GEORGE A. HENDERSON CO.
Herbert H. Vandemoer
 HERBERT H. VANDEMOER, PRESIDENT

THE FOREGOING CERTIFICATION WAS ACKNOWLEDGED BEFORE ME THIS 12th DAY OF MARCH, 1996.

MY COMMISSION EXPIRES 3-9-97
Wanda M. Erwin
 NOTARY PUBLIC

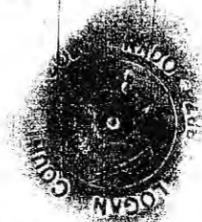


BOARD OF COUNTY COMMISSIONER'S CERTIFICATE

THIS PLAT IS ACCEPTED AND APPROVED FOR FILING THIS 19th DAY OF March, 1996.

James A. Montague
 CHAIRMAN OF THE BOARD OF
 COUNTY COMMISSIONERS

ATTEST:
Roberta J. Perry
 COUNTY CLERK AND RECORDER



NOTES

A TITLE SEARCH WAS NOT REQUESTED OR CONDUCTED BY ME FOR THIS PARCEL, THEREFORE, ALL RECORDED RIGHTS-OF-WAY OR EASEMENTS MAY NOT BE SHOWN.

BEARINGS FOR THIS SURVEY ARE BASED ON THE WEST LINE OF THE SW1/4 OF SECTION 34, T6N, R54W AS BEARING NORTH 0°06'20" WEST. SET NO. 6 REBARS 30" LONG WITH 2" DIA. METAL I.D. CAP STAMPED AS SHOWN ABOVE AT THE NORTHWEST AND SOUTHWEST CORNERS OF SAID SW1/4.

SET NO. 5 REBARS 24" LONG WITH YELLOW PLASTIC I.D. CAPS STAMPED "BURR D. LEIBERT RLS 1791" AT THE POINTS MARKED THUS ○

FOUND POINTS SHOWN THUS ●

NOTICE

ACCORDING TO COLORADO LAW YOU MUST COMMENCE ANY LEGAL ACTION BASED UPON ANY DEFECT IN THIS SURVEY WITHIN THREE YEARS AFTER YOU FIRST DISCOVER SUCH DEFECT. IN NO EVENT MAY ANY ACTION BASED UPON ANY DEFECT IN THIS SURVEY BE COMMENCED MORE THAN TEN YEARS FROM THE DATE OF CERTIFICATION SHOWN HEREON.

REVISIONS	LEIBERT-McATEE & ASSOCIATES, INC. CIVIL ENGINEERS & LAND SURVEYORS P.O. BOX 442 910 SOUTH DIVISION AVENUE STERLING, CO 80751 303-522-1960
	TITLE SUBDIVISION EXEMPTION PLAT NO. _____ FOR GEORGE A. HENDERSON CO. IN SW1/4 OF SECTION 34, T6N, R54W OF THE 6TH P.M., LOGAN COUNTY, COLORADO
	SCALE: 1" = 200' DR. BY: AK DRAWING NO. _____
	DATE: 3-8-96 CK'D. BY: _____ SHEET 1 of 1

FISCUS, JACKIE LEE & SHIRLEY
 SUBDIV. EXEMPT
 VACATE SUBDIVISION
 EXEMPTION 5 Acres

RESOLUTION

NO. 2016 -31

Jackie Lee and Shirley Fiscus, Subdivision Exemption

WHEREAS, Jackie Lee and Shirley Fiscus have petitioned the Board of County Commissioners, Logan County, Colorado, to exempt the following legally described property:

A PARCEL OF LAND IN THE SOUTHWEST QUARTER (SW1/4) OF SECTION THIRTY-FOUR (34), TOWNSHIP SIX (6) NORTH, RANGE FIFTY-FOUR (54) WEST OF THE SIXTH PRINCIPAL MERIDIAN, LOGAN COUNTY, COLORADO, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 34; THENCE NORTH 0°06'20" WEST ALONG THE WEST LINE OF SAID SW1/4 A DISTANCE OF 1775.2 FEET TO THE TRUE POINT OF BEGINNING; THENCE NORTH 50°33'30" EAST A DISTANCE OF 1129.2 FEET; THENCE NORTH 89°30'50" EAST A DISTANCE OF 444.3 FEET; THENCE NORTH 0°43'50" EAST A DISTANCE OF 139.1 FEET TO A POINT ON THE NORTH LINE OF SAID SW1/4 OF SECTION 34; THENCE SOUTH 89°30'50" WEST ALONG THE NORTH LINE OF SAID SW1/4 OF SECTION 34 A DISTANCE OF 1319.7 FEET TO THE NORTHWEST CORNER OF SAID SW1/4 OF SECTION 34; THENCE SOUTH 0°06'20" EAST A DISTANCE OF 849.1 FEET TO THE POINT OF BEGINNING AND CONTAINING 11.33 ACRES, MORE OR LESS.

Also known as 9284 County Road 2.5, Merino, Logan County, Colorado

(Legal description as per Book 950 at Page 446 of the records of the Logan County Clerk and Recorder)

(As represented on official Subdivision Exemption Plat # 2016 -31)

from the definitions of "Subdivision" or "Subdivision Land" and for a determination that the above premises are not within the purposes of C.R.S. § 30-28-101, and Senate Bill 35, adopted by the Colorado General Assembly in 1972; and

WHEREAS, this 11.33 acre tract is subdivided from a 159.67 acre Agricultural parcel, in the "A" Agricultural District; and

WHEREAS, the Chairman of the Logan County Planning Commission recommended approval of this application after reviewing the application, studying the staff review, and reviewing the plat on September 20, 2016; and

WHEREAS, The Board of County Commissioners approved the recommendation on at its regular meeting on September 27, 2016.

NOW THEREFORE, BE IT RESOLVED pursuant to the authority set forth in C.R.S. § 30-28-101(10)(d), the above described property is exempt from the definition of “Subdivision” or “Subdivided Land” as set forth in C.R.S. § 30-28-101, provided that no further subdividing on the above described premises shall be made without the approval of the Board of County Commissioners.

DONE on Tuesday, this 27th day of September, 2016.

LOGAN COUNTY BOARD OF COMMISSIONERS
LOGAN COUNTY, COLORADO

(Aye)(Nay)
Rocky L. Samber, Chairman

(Aye)(Nay)
Gene A. Meisner

(Aye)(Nay)
David G. Donaldson

I, Pamela M. Bacon, County Clerk and Recorder in and for the County of Logan, State of Colorado, do hereby certify that the foregoing Resolution was adopted by the Board of County Commissioners of the County of Logan and State of Colorado, in regular session on the this 27th day of September, 2016.

County Clerk and Recorder

Applicant: Shirley Fiscus
Legal: SW4 34-6-54

Date Received in the Office of the Director of Planning or his/her designee to the Planning Commission: _____
Application (is) (is not) complete as submitted.
Named individual reviewing the submitted application: _____

FORM 7. APPLICATION FOR SUBDIVISION EXEMPTION PLAT APPROVAL
(To be filed in duplicate)
(Incomplete Applications will not be accepted)

- Date _____
1. Name of Subdivision Exemption Jackie Lee Fiscus and Shirley Fiscus
2. Name of Applicant Shirley Fiscus Phone home 970-466-9205
cell 970-520-4149
- Address 12800 Everett Way, Sterling, CO 80751
(Street No. and Name) (Post Office) (State) (Zip Code)
3. Name of Local Agent _____ Phone _____
- Address _____
(Street No. and Name) (Post Office) (State) (Zip Code)
4. Owner of Record Jackie Lee Fiscus and Shirley Fiscus Phone 970-466-9205
- Address 12800 Everett Way, Sterling, CO 80751
(Street No. and Name) (Post Office) (State) (Zip Code)
5. Prospective Buyer _____ Phone _____
- Address _____
(Street No. and Name) (Post Office) (State) (Zip Code)
6. Land Surveyor Liebert MacAtee Phone 970-522-1960
- Address 615 S. 10th Ave, Sterling, Co. 80751
(Street No. and Name) (Post Office) (State) (Zip Code)
7. Attorney _____ Phone _____
- Address _____
(Street No. and Name) (Post Office) (State) (Zip Code)
8. Subdivision Exemption Location: on the S side of C.R. 2.5
- _____ Feet _____ of _____
(Direction) (Street)
9. Postal Delivery Area 80741 School District RE-4
10. Total Acreage 11.33 Zone EP Number of Lots 1
11. Tax Map Designation: Section/Township/Range SW4 34-6-54 Lot(s) _____

FISCUS, JACKIE LEE & SHIRLEY
SUBDIV. EXEMPT 11.33 Acres
9824 CR 2, Merino Sept. 2016
SW4 Section 34-06-54

Applicant: Shirley Fiscus
Legal: SW4 34-6-54

12. Has the Board of Zoning Appeals granted variance, exception, or conditional permit concerning this property?

If so, list Case No. and Name n/a

13. If Deed is recorded in Torrens System: Number _____

14. If Deed is recorded in General System: Book 950 Page 446

15. Current Land Use: Residential

16. Proposed Use of Each Parcel: Same

17. Proposed Water and Sewer Facilities: existing

18. Proposed Public Access to each new parcel: Same - CR. 2.5

19. Reason for request of this exemption (may use additional pages): Correct sub-division exemption done in 1996. Was done for 5 acres, but 11.33 acres were deeded

List all contiguous holdings in the same ownership:

Section/Township/Range n/a Lot(s) _____

Attached hereto is an affidavit of ownership indicating the dates the respective holdings of land were acquired, together with the book and page of each conveyance into the present owner as recorded with the Logan County Clerk and Recorder. This affidavit shall indicate the legal owner of the property; the contract owner of the property, and the date the Contract of Sale was executed. IN THE EVENT OF CORPORATE OWNERSHIP: A list of all directors, officers, and stockholders of each corporation owning more than five percent (5%) of any class of stock must be attached [this need only be provided if Developer is requesting special assessment financing, the formation of improvement district(s) or benefit district(s).

The applicant hereby consents to the provisions of Article 8.2 A&B of the Logan County Subdivision Regulations.

STATE OF COLORADO)
) SS:
COUNTY OF LOGAN)

I, Shirley Fiscus hereby depose and say that all of the above statements and the statements contained in the papers submitted herewith are true.

Shirley Fiscus
(Applicant Signature)

Mailing Address 12800 Everett Way
Logan Colorado 80751
(County) (State) (Zip Code)

Subscribed and sworn to before me this day of _____

FISCUS, JACKIE LEE & SHIRLEY
SUBDIV. EXEMPT 11.33 Acres
9824 CR 2, Merino Sept. 2016
SW4 Section 34-06-54

Applicant: Shirley Fiscus
Legal: SW4 34-6-54

MY COMMISSION EXPIRES:

FOR COUNTY USE

pd #100 8/10/2016 ck #2407
Rct. 183

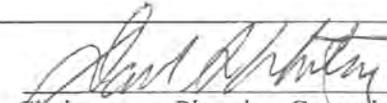
Application Fee: One Hundred Dollars (\$100.00) and Eleven Dollars (\$11.00) in a separate check for recording fee.

pd #11 8/10/2016 ck #2408
Rct. 183

Date of Planning Commission: September 20, 2016

Recommendation of Planning Commission: Approval Denial

Recommended Conditions of Subdivision Exemption:


Chairperson, Planning Commission

COUNTY COMMISSIONERS ACTION:

Conditions of Subdivision Exemption:

Date Granted: _____

Date Denied: _____

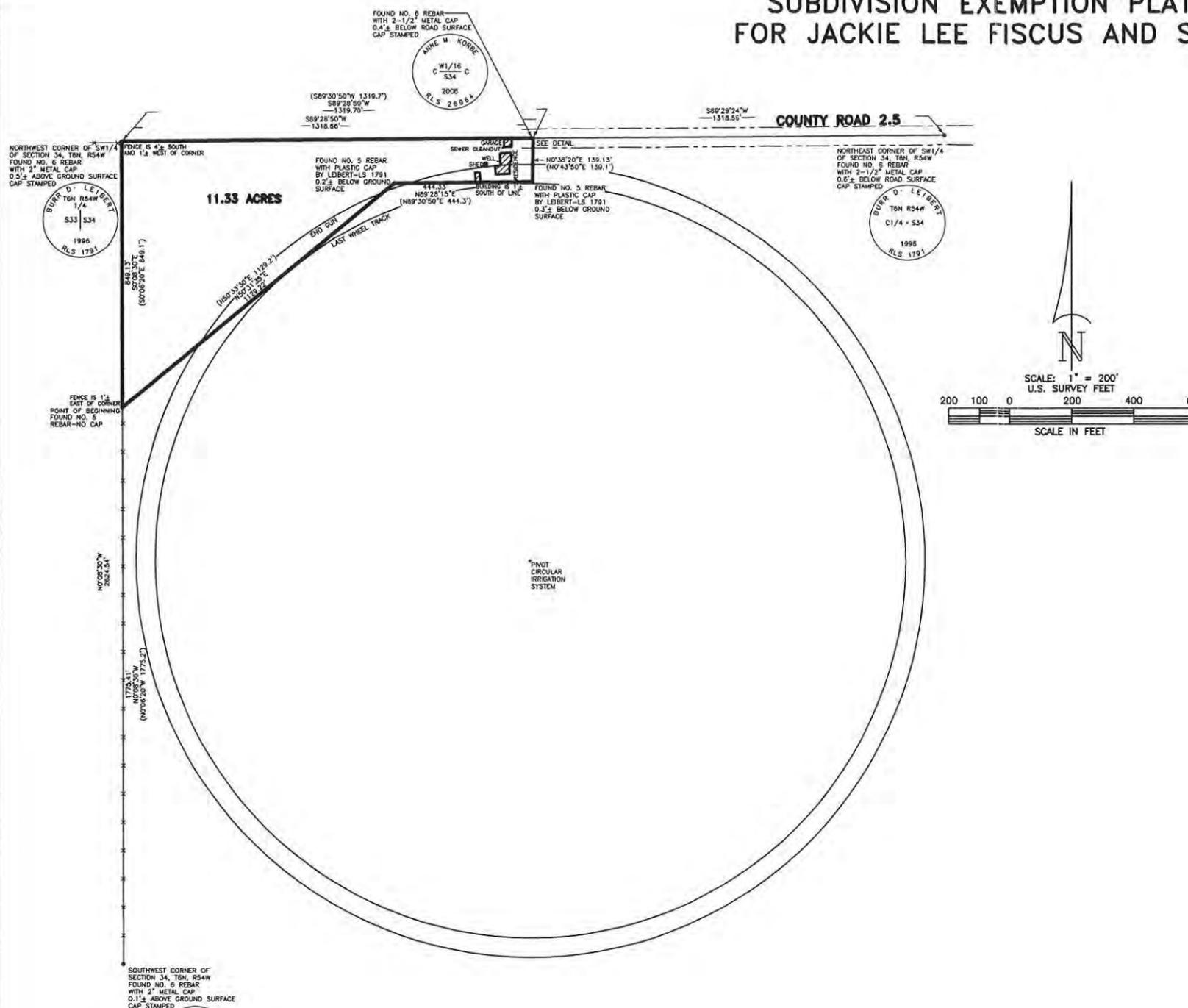
David G Donaldson (Aye) (Nay)

Gene Meisner (Aye) (Nay)

Rocky Samber (Aye) (Nay)

FISCUS, JACKIE LEE & SHIRLEY
SUBDIV. EXEMPT 11.33 Acres
9824 CR 2, Merino Sept. 2016
SW4 Section 34-06-54

SUBDIVISION EXEMPTION PLAT NO. FOR JACKIE LEE FISCUS AND SHIRLEY FISCUS



SURVEYOR'S STATEMENT

I, ANNE M. KORBE, A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF COLORADO, DO HEREBY STATE THAT THE SURVEY REPRESENTED BY THIS PLAT WAS MADE BY ME OR UNDER MY SUPERVISION, AND THIS PLAT ACCURATELY REPRESENTS SAID SURVEY BASED UPON MY KNOWLEDGE, INFORMATION, AND BELIEF. I FURTHER STATE THAT THE SURVEY AND THIS PLAT COMPLY WITH ALL APPLICABLE RULES, REGULATIONS, AND LAWS OF THE STATE OF COLORADO, STATE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND PROFESSIONAL LAND SURVEYORS, AND IS NOT A WARRANTY OR WARRANTY, EITHER EXPRESSED OR IMPLIED.

BY: ANNE M. KORBE
FOR AND ON BEHALF OF
LEIBERT-McATEE & ASSOCIATES, INC.
R.L.S. NO. 26964

DESCRIPTION
(DESCRIPTION AS PER BOOK 950 AT PAGE 446 OF THE LOGAN COUNTY RECORDS)

A PARCEL OF LAND IN THE SOUTHWEST QUARTER (SW1/4) OF SECTION THIRTY-FOUR (34), TOWNSHIP SIX (6) NORTH, RANGE FIFTY-FOUR (54) WEST OF THE SIXTH PRINCIPAL MERIDIAN, LOGAN COUNTY, COLORADO, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 34; THENCE NORTH 0°08'20\"/>

OWNER'S CERTIFICATE

JACKIE LEE FISCUS AND SHIRLEY FISCUS BEING THE SOLE OWNERS IN FEE OF THE ABOVE DESCRIBED PROPERTY, DO HEREBY DIVIDE THE SAME AS SHOWN ON THE ATTACHED MAP.

JACKIE LEE FISCUS _____ SHIRLEY FISCUS _____
THE FOREGOING CERTIFICATION WAS ACKNOWLEDGED BEFORE ME THIS _____ DAY OF _____, 20____

MY COMMISSION EXPIRES: _____
NOTARY PUBLIC _____ WITNESS MY HAND & SEAL _____

PLANNING COORDINATOR CERTIFICATE

THIS PLAT HAS BEEN CHECKED FOR CONFORMANCE TO ARTICLE 8 OF THE LOGAN COUNTY SUBDIVISION REGULATIONS AND APPEARS TO COMPLY WITH ALL THE REQUIREMENTS.

PLANNING COORDINATOR _____ DATE _____

CHAIRMAN-LOGAN COUNTY PLANNING COMMISSION CERTIFICATE

I HAVE REVIEWED THIS PLAT AND CONCUR WITH STAFF THAT THIS PLAT APPEARS TO BE IN CONFORMANCE WITH ALL THE REQUIREMENTS OF ARTICLE 8 OF THE LOGAN COUNTY SUBDIVISION REGULATIONS AND SUBMIT THIS TO THE BOARD OF COUNTY COMMISSIONERS FOR FINAL APPROVAL.

CHAIRMAN-LOGAN COUNTY PLANNING COMMISSION _____ DATE _____

BOARD OF COUNTY COMMISSIONER'S CERTIFICATE

THIS PLAT IS ACCEPTED AND APPROVED FOR FILING THIS _____ DAY OF _____, 20____

CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS _____ DATED _____

ATTEST:
COUNTY CLERK AND RECORDER _____
BY _____
DATE _____

DEDICATION

KNOWN ALL MEN BY THESE PRESENTS: THAT JACKIE LEE FISCUS AND SHIRLEY FISCUS ARE THE OWNERS OF LAND INCLUDED WITHIN THE PLAT SHOWN HEREON. THAT WE ARE THE ONLY PERSONS WHOSE CONSENT IS NECESSARY TO PASS CLEAR TITLE TO SAID LAND AND WE HEREBY DEDICATE TO THE PUBLIC FOR USE AS SUCH, THE PUBLIC ROADWAYS, PUBLIC UTILITY EASEMENTS SHOWN ON SAID PLAT AND INCLUDED IN THE ABOVE DESCRIBED PREMISES:

IN WITNESS WHEREOF THIS DEDICATION IS EXECUTED THIS _____ DAY OF _____, 20____

JACKIE LEE FISCUS _____ SHIRLEY FISCUS _____
STATE OF COLORADO) DAY OF _____, 20____
COUNTY OF LOGAN) SS

THIS DEDICATION WAS ACKNOWLEDGED BEFORE ME, THIS _____ DAY OF _____, 20____

IN WITNESS WHEREOF, I HEREBY SET MY HAND AND OFFICIAL SEAL _____ (SEAL)

MY COMMISSION EXPIRES: _____

PLAT NOTE

LOGAN COUNTY HAS ADOPTED A RIGHT TO FARM AND RANCH POLICY. RESOLUTION #29-50 RECORDED SEPTEMBER 21, 1999, IN BOOK 925 AT PAGE 430 OF THE LOGAN COUNTY RECORDS. PLEASE READ IT AND BE AWARE OF ITS PROVISIONS.

RECORDER'S CERTIFICATE

I, _____ CLERK AND RECORDER OF LOGAN COUNTY, COLORADO ON THE _____ DAY OF _____, 20____ ACCEPTED ON BEHALF OF THE PUBLIC THE FOREGOING DESCRIBED PARCEL OF REAL PROPERTY OFFERED FOR DEDICATION FOR PUBLIC USE, IN CONFORMITY WITH THE TERMS OF THE OFFER OF DEDICATION

CLERK AND RECORDER, LOGAN COUNTY, COLORADO _____ (SEAL)

NOTES

EASEMENT INFORMATION AS PER _____

BEARINGS FOR THIS SURVEY ARE BASED ON THE ASSUMPTION THAT THE WEST LINE OF THE SW1/4 OF SECTION 34, T6N, R54W BEARS NORTH 0°08'30\"/>

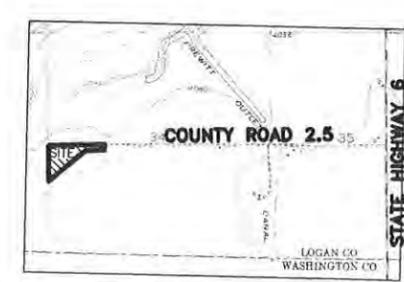
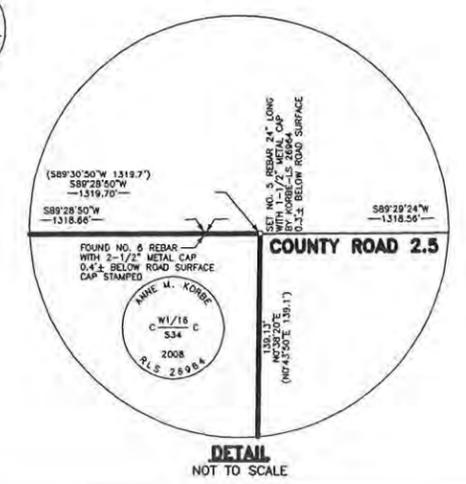
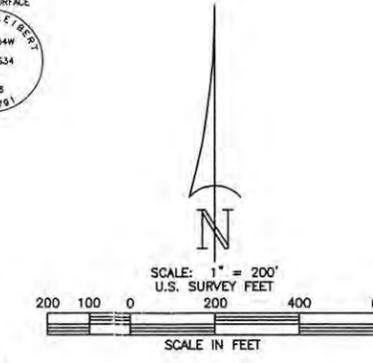
SET POINTS SHOWN THIS ○
FOUND POINTS SHOWN THIS ●

DISTANCES AND BEARINGS IN PARENTHESES ARE DEED DISTANCES AND BEARINGS.
---X--- INDICATES AN EXISTING FENCE LINE.

SIGNIFICANT VARIANCES IN THE LOCATION OF THE SUBDIVISIONAL LINES WITH CURRENT FENCE LINES ARE SHOWN ON THE ABOVE PLAT. SINCE THIS SURVEY HAS NO JURISDICTION OVER ADJOINING LAND OWNERS, ANY PERSON MOVING, REMOVING, OR REPLACING ANY OF THESE CURRENT FENCE LINES WILL BE DOING SO AT HIS OWN RISK.

NOTICE

ACCORDING TO COLORADO LAW YOU MUST COMMENCE ANY LEGAL ACTION BASED UPON ANY DEFECT IN THIS SURVEY WITHIN THREE YEARS AFTER YOU FIRST DISCOVER SUCH DEFECT. IN NO EVENT MAY ANY ACTION BASED UPON ANY DEFECT IN THIS SURVEY BE COMMENCED MORE THAN TEN YEARS FROM THE DATE OF CERTIFICATION SHOWN HEREON.



FISCUS, JACKIE LEE & SHIRLEY
SUBDIV. EXEMPT 11.33 Acres
9824 CR 2, Merino Sept. 2016
SW4 Section 34-06-54

REVISIONS	LEIBERT-McATEE & ASSOCIATES, INC. P.O. BOX 442 615 SOUTH TENTH AVENUE STERLING, CO 80751 970-522-1960		
TITLE	SUBDIVISION EXEMPTION PLAT NO. FOR JACKIE LEE FISCUS AND SHIRLEY FISCUS IN THE SW1/4 OF SECTION 34, T6N, R54W OF THE 6TH P.M., LOGAN COUNTY, COLORADO		
SCALE:	1" = 200'	DR. BY:	NH
DATE:	7-29-16	PROJ. NO.:	1100-18
		DRAWING NO.	SHEET 1 OF 1

**RESOLUTION
2016 - 32
SPECIAL USE PERMIT**

A RESOLUTION APPROVING THE ISSUANCE OF A SPECIAL USE PERMIT (SUP) 226 TO QUALITY EQUIPMENT & SERVICE, INC. FOR AUTO SALES AND SERVICE, NOT INCLUDING AUTO SALVAGE OR WRECKING ON A PROPERTY DESCRIBED AS: A 12.20 ACRE PARCEL OF LAND LOCATED IN THE SOUTHEAST QUARTER (SE4) OF SECTION 4, TOWNSHIP 8 NORTH, RANGE 52 WEST OF THE 6TH PRINCIPAL MERIDIAN, LOGAN COUNTY, COLORADO,

Also known as 20527 County Road 36, Sterling, Colorado.

WHEREAS, Quality Equipment & Service, Inc. is requesting a Special Use Permit (SUP) 226, for a business doing Auto Sales and Service, not including auto salvage or wrecking; and

WHEREAS, the Logan County Planning Commission, after reviewing all materials, taking testimony of the applicant, and finding no issue that would limit or deny this application, recommended the approval of this application for the requested Special Use Permit (SUP) 226 at its regular meeting on September 20, 2016; and

WHEREAS, on September 27, 2016 a public hearing of the Logan County Board of County Commissioners was held to consider the approval of the Special Use Permit (SUP) 226 for Quality Equipment & Service, Inc. for the operation of a business doing Auto Sales and Service, not including auto salvage or wrecking, in a Agricultural Zone District on the following described property:

A parcel of land in the Southeast Quarter (SE4) of Section 4, Township 8 North, Range 52 West of the Sixth Principal Meridian, Logan County, Colorado, said parcel being more particularly described as follows:

Commencing at the Southwest corner of said SE4 of Section 4; thence North 0°29'30" East along the West line of said SE4 a distance of 534.39 feet to the true point of beginning; thence continuing North 0°29'30" East along the West line of said SE4 a distance of 671.00 feet; thence South 89°28'50" East a distance of 1192.81 feet; thence South 64°46'00" West a distance of 230.16 feet; thence South 41°37'00" West a distance of 418.44 feet; thence South 34°57'10" West a distance of 291.80 feet; thence South 88°56'30" West a distance of 545.33 feet to the point of beginning and containing 12.20 acres, more or less, subject to the right-of-way of the Sterling No. 1 Ditch,

Also known as 20527 County Road 36, Sterling, Colorado; and

WHEREAS, the above described property is currently zoned Agricultural; and

WHEREAS, the Special Use Permit (SUP) 226 is to run for fifty (50) years, commencing on the date of approval of Special Use Permit (SUP) 226, the 27th day of September, 2016, and expiring on the 27th day of August 2066.

NOW BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LOGAN COUNTY, COLORADO:

I. APPROVAL:

The application of Quality Equipment & Service, Inc. for Special Use Permit (SUP) 226 for the operation of a business for Auto Sales and Service, not including auto salvage and wrecking is GRANTED, subject to conditions set forth below.

II. FINDINGS OF FACT:

1. The proposed use is compatible with existing land uses in the area, which is zoned Agricultural District with Special Use Permit for Auto Sales & Service, not including auto salvage and wrecking.

III. CONDITIONS:

1. The applicant must remain in compliance with the Logan County Zoning Resolution in all respects, as well as any other applicable Federal, State or local rules and regulations.
2. The Special Use Permit will be monitored and subject to periodic review at least every five years for ongoing compliance with the Logan County Zoning Resolution and any other applicable Federal, State and local rules and regulations.

BE IT THEREFORE RESOLVED, that Special Use Permit (SUP) 226 allowing Quality Equipment & Service, Inc. to operate a business for Auto Sales and Service, not including auto salvage and wrecking, to be located on the above described property, is hereby approved, subject to application for renewal for continued permitted use after September 27, 2066. The Board of County Commissioners of Logan County retains continuing jurisdiction over the permit to address future issues concerning the site and to insure compliance with the conditions of the permit. The applicants are responsible for complying with all of the foregoing conditions of this permit. Noncompliance with any of the conditions may be cause for revocation of the permit.

Done this 27th day of September, 2016.

**BOARD OF COUNTY COMMISSIONERS OF
LOGAN COUNTY, COLORADO**

(Aye)(Nay)

Rocky L. Samber

(Aye)(Nay)

Gene A. Meisner

(Aye)(Nay)

David G. Donaldson

I, Pamela M. Bacon, County Clerk and Recorder in and for the County of Logan, State of Colorado, do hereby certify that the foregoing Resolution was duly adopted by the Board of County Commissioners of Logan County in regular session on the 27th day of September, 2016.

County Clerk and Recorder

LOGAN COUNTY SPECIAL USE PERMIT APPLICATION
AS REQUIRED BY THE LOGAN COUNTY ZONING RESOLUTION
DEPARTMENT OF PLANNING & ZONING
LOGAN COUNTY COURTHOUSE
STERLING, COLORADO 80751

Applicant

Name: Richard E Klaberdanz Phone: 970-580-6593

dba Quality Equipment & Serv. Inc.

Address: PO Box 1047, Sterling, Co. 80751

Landowner

Name: Same Phone: _____

Address: _____

Description of Property

Legal: $\frac{1}{4}$ Section SE Section 4 Township 8 Range 52

Address: Same Access off CR or Hwy: 36

New Address Needed: Y or N Subdivision Name: _____

Filing _____ Lot _____ Block _____ Tract _____ Lot Size _____

Current Zoning: Agriculture Current Land Use: Residential

Proposed Special Use: Auto sales and service, not including auto salvage or wrecking

* pending amended zoning regulations to Special Use permit

Terms of Special Use: 50 yrs

Building Plans: use existing bldgs.

I, (We), hereunto submit this application for a Special Use Permit to the Board of County Commissioners, together with such plans, details and information of the proposed conditional use. I, (We), further understand that the Board of Logan County Commissioners may, in addition to granting a Special Use Permit, impose additional conditions to comply with the purpose and interest of the Logan County Zoning Resolutions and Zoning Map.

Dated at Sterling, Colorado, this 11th day of August.

Signature of Applicant: [Signature]

Signature of Landowner: [Signature]

KLOBERDANZ, RICHARD E SUP
DBA Quality Equipment & Service
20257 CR 36, Sterling
SE4 Section 04-08-52

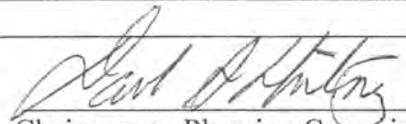
FOR COUNTY USE

Application Fee: One Hundred Dollars (\$100.00) pd 5/20/16 ✓ #9621 Rct. 131

Date of Planning Commission: September 20, 2016

Recommendation of Planning Commission: Approval Denial

Recommended Conditions of the Special Use Permit: _____


Chairperson, Planning Commission

COUNTY COMMISSIONERS ACTION:

Conditions of the Special Use Permit: _____

Date Granted: _____

Date Denied: _____

David G Donaldson (Aye) (Nay)

Gene Meisner (Aye) (Nay)

Rocky Samber (Aye) (Nay)

