

DISTRICT COURT, CITY AND COUNTY OF
DENVER, COLORADO

City and County of Denver District Court
1437 Bannock Street, Room 256
Denver, Colorado 80202

**IN RE THE MATTER OF EBERT
METROPOLITAN DISTRICT**

Attorneys for the District:

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△COURT USE ONLY△

Case No. 83 CV 005861

Div.: Ctrm.: 6

CERTIFIED COPY OF RESOLUTION

COMES NOW, the President of the Ebert Metropolitan District, and certifies that at a joint regular meeting of the Board of Directors of the District, held December 13, 2000, at 8:30 a.m., at 6130 Greenwood Plaza Boulevard, Suite 100, Englewood, Colorado, the following resolution was adopted, to-wit:

"WHEREAS, a Petitioner has petitioned the Ebert Metropolitan District for the inclusion in said District of the land described in the Petition for Inclusion attached hereto as Exhibit A; and

"WHEREAS, Public Notice has been published in accordance with law, calling for a public hearing on the prayer of said Petition, proof of which is attached hereto as Exhibit B; and

"WHEREAS, the area sought to be included into the District is

located entirely within the City and County of Denver, Colorado, and does not include property within any other county or within any incorporated city, town, or city and county, and the District currently encompasses property in the City and County of Denver, Colorado, and, therefore, no notice of the proposed inclusion under Section 32-1-207(2), C.R.S., as amended, is required; and

"WHEREAS, the District is not required to enlarge or extend its facilities beyond those currently existing and all such enlargements or extensions are undertaken in the exercise of discretion as a governmental function in the interest of public health, safety and welfare; and

"NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the District shall, and hereby does order, the inclusion of the land described herein within the boundaries of the Ebert Metropolitan District. The name and address of the owner and the description of said property are as follows:

Petitioner:	C & H RANCH COMPANY, LLC, a Colorado limited liability company
Street Address:	6130 Greenwood Plaza Boulevard Suite 100 Englewood, Colorado 80111
Legal Description:	A parcel of land in the Northwest Quarter of Section 15, Township 3 South, Range 66 West of the Sixth Principal Meridian, City and County of Denver, State of Colorado, being more particularly described in Exhibit C attached hereto and incorporated herein by this reference

"RESOLVED, this 13th day of December, 2000."

EBERT METROPOLITAN DISTRICT

(S E A L)

President

ATTEST:

By: _____
Secretary

EXHIBIT A
(Petition for Inclusion)

EXHIBIT B
(Publishers Affidavit)

EXHIBIT C

A parcel of land in the Northwest Quarter of Section 15, Township 3 South, Range 66 West of the Sixth Principal Meridian, City and County of Denver, State of Colorado, being described as follows:

Approximately, 65 acres located south of First Creek in the Northwest Quarter of Section 15, Township 3 South, Range 66 West, City and County of Denver, State of Colorado.

Being more particularly described as follows:

Commencing at the west quarter corner of said Section 15, thence North $89^{\circ}16'43''$ East along the south line of the Northwest Quarter of said Section 15 a distance of 30.00 feet to the easterly right-of-way line of Tower Road. and the POINT OF BEGINNING;

Thence North $00^{\circ}27'44''$ West along the easterly right-of-way line of Tower Road a distance of 1626.96 feet to a point on the thalweg of First Creek;

Thence generally along the thalweg of said First Creek the following seventeen (17) courses:

1. North $84^{\circ}44'20''$ East a distance of 245.72 feet to a point;
2. North $75^{\circ}36'26''$ East a distance of 275.59 feet to a point;
3. North $72^{\circ}45'23''$ East a distance of 208.15 feet to a point;
4. South $59^{\circ}30'03''$ East a distance of 105.82 feet to a point;
5. South $23^{\circ}53'24''$ East a distance of 300.98 feet to a point;
6. South $56^{\circ}32'09''$ East a distance of 202.71 feet to a point;
7. South $21^{\circ}42'21''$ East a distance of 115.31 feet to a point;
8. South $31^{\circ}45'24''$ East a distance of 135.13 feet to a point;
9. South $59^{\circ}01'36''$ East a distance of 195.79 feet to a point;
10. South $17^{\circ}22'18''$ East a distance of 65.95 feet to a point;
11. South $53^{\circ}42'49''$ East a distance of 385.85 feet to a point;
12. South $50^{\circ}06'05''$ East a distance of 303.88 feet to a point;
13. South $69^{\circ}38'26''$ East a distance of 349.26 feet to a point;
14. North $72^{\circ}20'45''$ East a distance of 230.39 feet to a point;
15. North $02^{\circ}38'23''$ East a distance of 114.51 feet to a point;
16. North $41^{\circ}54'31''$ East a distance of 76.97 feet to a point;
17. North $82^{\circ}56'59''$ East a distance of 83.59 feet to a point on the east line of the Northwest Quarter of said Section 15;

Thence South $00^{\circ}22'34''$ East along the east line of the Northwest Quarter of said Section 15 a distance of 627.32 feet to the center quarter corner of said Section 15;

Thence South 89°16'43" West along the south line of the Northwest Quarter of said Section 15 a distance of 2615.91 feet to the POINT OF BEGINNING.

Containing 2,819,015 square feet or 64.716 acres more or less.