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A RESOLUTION AUTHORIZING THE USE OF EMINENT DOMAIN TO  
ACQUIRE TWO PERMANENT EASEMENTS ON REAL PROPERTIES  
OWNED BY YOUNT GST IRREVOCABLE TRUST F/B/O LISA GAIL YOUNT  
U/A/D JULY 1, 2007, A NORTH CAROLINA TRUST NEEDED  
FOR THE HOMESTAKE WATER PROJECT

Jessica Davis  
Land Resource Manager  
September 27, 2022

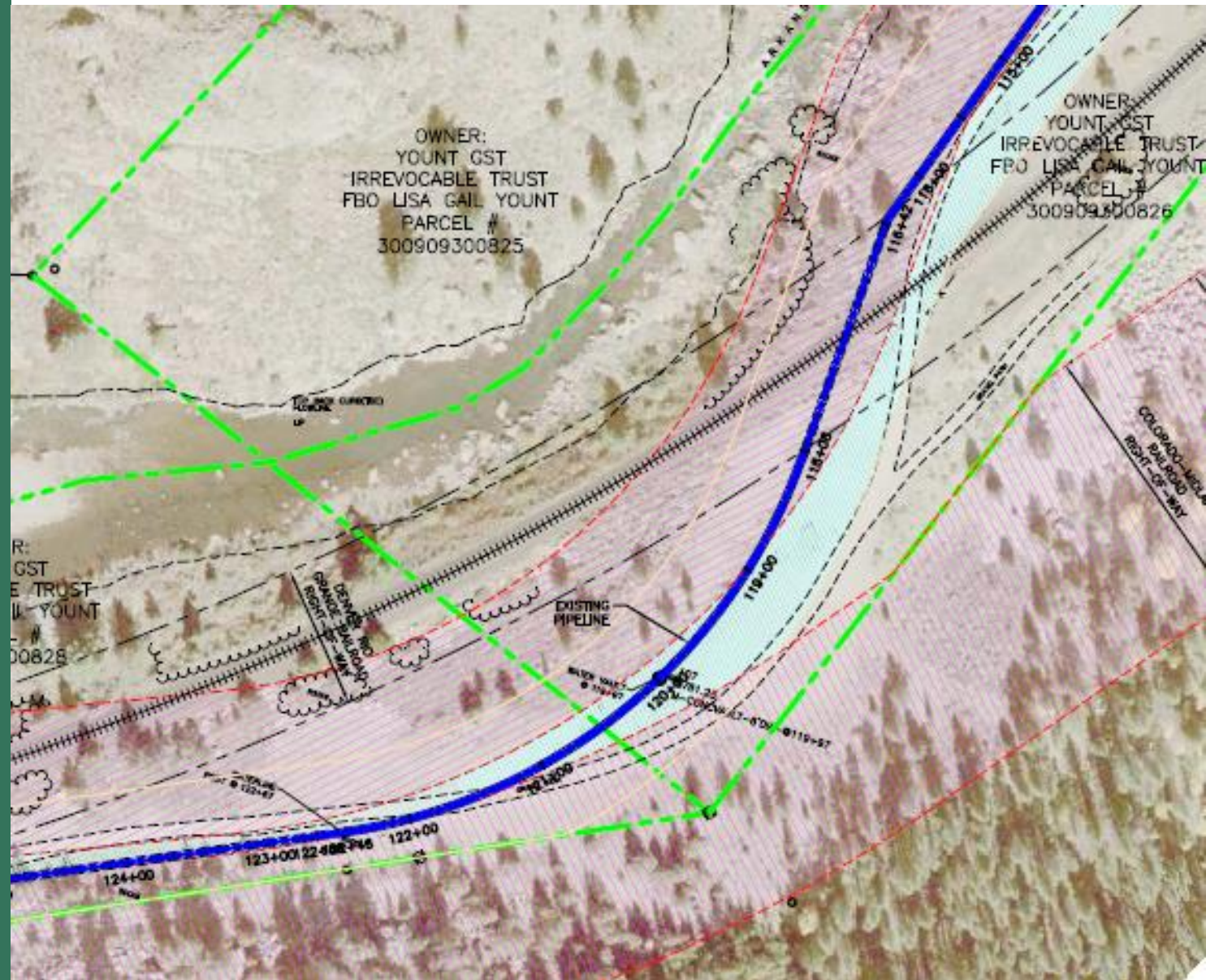
# Homestake Water Project

- Homestake owned by Colorado Springs and Aurora
  - Oversight by Homestake Steering Committee
- 66-in concrete pipe installed in mid-1960's
  - Parts replaced 2016-2020
  - New replacement project 2021-2025



# Background

- Project team due diligence
- Meetings all parties
- Properties
  - Parcels:
    - 300909300825
    - 300909300828
  - Owner:
    - Yount GST Irrevocable Trust  
F/B/O Lisa Gail Yount  
u/a/d July 1, 2007, a  
North Carolina Trust
- Two easements needed ~1.45 acres



# Acquisition

- Fall 2020 – initial meetings w/ property owner for an administrative settlement to fix easement and to proceed with construction in 2021
  - Property owner declined offer
- June 2021 – Notice of Intent to Acquire sent to property owner
  - Both parties received appraisals
- February 2022 – Offer letter sent to property owner
- May 2022 – Second offer letter sent to property owner

# Acquisition cont.

- Property owner's attorneys continue to delay process
  - Several discussion with attorneys
    - Requested: easement language change, moving the pipeline, vacating portions of existing easement, etc.
  - Have not received a counteroffer
- Homestake Steering Committee and Aurora have agreed to move forward with eminent domain to prevent further delays to schedule
- Continuing to negotiate with property owner and attorney

# Action Requested

- Approval of the proposed resolution authorizing the use of eminent domain.



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