### RESOLUTION NO. 49 - 24

A RESOLUTION FINDING THE PETITION FOR ANNEXATION OF THE AREA KNOWN AS AIR LANE ADDITION NO. 1-3 CONSISTING OF 4.623 ACRES TO BE IN SUBSTANTIAL COMPLIANCE WITH SECTION 31-12-107(1), C.R.S. AND SETTING A HEARING DATE OF JULY 9, 2024, FOR THE COLORADO SPRINGS CITY COUNCIL TO CONSIDER THE ANNEXATION OF THE AREA

WHEREAS, petitions for annexation of the area known as Air Lane Addition No. 1-3 consisting of 4.623 acres, as more specifically described in Exhibit A, (the "Petition for Annexation") were filed with the City Clerk on November 30, 2023; and

WHEREAS, on December 12, 2023, the City Clerk referred the Petition for Annexation to City Council as a communication; and

WHEREAS, on December 12, 2023, City Council referred the Petition for Annexation to the City Administration for review and recommendation; and

WHEREAS, the City Administration has reviewed the Petition for Annexation and recommends that the City Council find the Petition for Annexation to be in substantial compliance with Section 31-12-107(1), C.R.S.

## NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:

Section 1. That the City Council finds the Petition for Annexation to be in substantial compliance with Section 31-12-107(1), C.R.S.

Section 2. The City Council hereby sets a public hearing on the Petition for Annexation for July 9, 2024, at 10:00 A.M., at Council Chambers, City Hall Building, 107 N. Nevada Avenue, Colorado Springs, Colorado, for purposes of determining and finding whether the area proposed to be annexed meets applicable requirements of Section 31-12-104 and Section 31-12-105, C.R.S. and Section 30 of Article II of the Colorado Constitution, to determine the eligibility of the area for annexation and to determine whether the area should be annexed to the City of Colorado Springs.

Section 3. The City Clerk is hereby directed to give notice of the hearing in the manner described in Section 31-12-108, C.R.S.

Dated at Colorado Springs, Colorado this 28th day of May 2024.

Randy Helms, Youncil Presider

ATTEST:

Sarah B. Johnson, City Clerk

### PETITION FOR ANNEXATION

### Air Lane Addition No. 1

To the City Council of the City of Colorado Springs

We, the undersigned, constituting and comprising the owners of 100% of the area (territory) (excluding public streets and alleys) described in Exhibit A attached hereto and made a part of the Petition the ("Described Area"), do hereby petition that the Described Area be annexed to and become part of the City of Colorado Springs and do represent and state:

- 1. It is desirable and necessary that the Described Area be annexed to the City of Colorado Springs.
- 2. The requirements of Sections 31-12-104 and 31-12-105, C.R.S. 1973, as amended, exist or have been met as these sections apply to the annexation of the Described Area.
- 3. That the annexation of the Described Area complies with Section 30 of Article II of the Colorado Constitution.
- 4. That the undersigned request that the City of Colorado Springs approve the annexation of the Described Area.
- 5. That the legal description of the land owned by each Petitioner hereto is attached to and made part of this Petition.

The Petitioner(s) hereto understand and are cognizant of the fact that the City of Colorado Springs ("City") is not legally required to annex the Described Area, and that if the City does annex the Described Area, the annexation shall be upon the conditions and agreement of the Petitioner(s) as set forth in the Annexation Agreement.

NOW, THEREFORE, in consideration of the forgoing statement, and in further consideration of the benefits which will accrue to the Petitioner(s) and the obligations resulting to the City if the Described Area is annexed to the City, the Petitioner(s) agree and covenant that if the Described Area is annexed to the City, the Petitioner(s) will comply with all applicable provisions of the Code of the City of Colorado Springs 2001, as amended, and all applicable ordinances, resolutions, and regulations of the City now existing or as hereinafter amended.

The covenants and agreements herein above set forth shall run with the land owned by each Petition hereto which is subject to this annexation and shall extend to and be binding upon the heirs, assigns, legal representatives and successors to each Petitioner. Each Petitioner expressly accepts the aforesaid covenants and agreements by proceeding with the Petition for Annexation to the City.

### **City of Colorado Springs**

Gayle G. Sturdivant	One Trudevant	7/27/2023
Name (Print)	OpyeStudwant Signafyre	Date

Mailing Address

30 S. Nevada Ave., Suite 401 Colorado Springs, CO 80901

Legal Description: See Exhibit Air Lane Addition No. 1 Description

### **AFFIDAVIT**

STATE OF COLORADO	)		
	) ss.		
COUNTY OF EL PASO	)		
The foregoing instrument w 2023, by Gayle Studi	ras executed before me t	this 17th day of July	_,
Witness my hand and offici	al seal.		
My Commission expires: $\underline{\mathcal{L}}$			
Notary Public	v	LOIS ANN RUGGERA NOTARY PUBLIC STATE OF COLORADO NOTARY ID 19944014011 MY COMMISSION EXPIRES AUGUST 29, 202	6

The notarization signatures above serve as the Affidavit of Circulator acknowledging that each signature herein is the signature of the person it purports to be (C.R.S. 31-12-107(1)(cc)(IX))

### PETITION FOR ANNEXATION

### Air Lane Addition No. 2

To the City Council of the City of Colorado Springs

We, the undersigned, constituting and comprising the owners of 100% of the area (territory) (excluding public streets and alleys) described in Exhibit A attached hereto and made a part of the Petition the ("Described Area"), do hereby petition that the Described Area be annexed to and become part of the City of Colorado Springs and do represent and state:

- 1. It is desirable and necessary that the Described Area be annexed to the City of Colorado Springs.
- 2. The requirements of Sections 31-12-104 and 31-12-105, C.R.S. 1973, as amended, exist or have been met as these sections apply to the annexation of the Described Area.
- 3. That the annexation of the Described Area complies with Section 30 of Article II of the Colorado Constitution.
- 4. That the undersigned request that the City of Colorado Springs approve the annexation of the Described Area.
- 5. That the legal description of the land owned by each Petitioner hereto is attached to and made part of this Petition.

The Petitioner(s) hereto understand and are cognizant of the fact that the City of Colorado Springs ("City") is not legally required to annex the Described Area, and that if the City does annex the Described Area, the annexation shall be upon the conditions and agreement of the Petitioner(s) as set forth in the Annexation Agreement.

NOW, THEREFORE, in consideration of the forgoing statement, and in further consideration of the benefits which will accrue to the Petitioner(s) and the obligations resulting to the City if the Described Area is annexed to the City, the Petitioner(s) agree and covenant that if the Described Area is annexed to the City, the Petitioner(s) will comply with all applicable provisions of the Code of the City of Colorado Springs 2001, as amended, and all applicable ordinances, resolutions, and regulations of the City now existing or as hereinafter amended.

The covenants and agreements herein above set forth shall run with the land owned by each Petition hereto which is subject to this annexation and shall extend to and be binding upon the heirs, assigns, legal representatives and successors to each Petitioner. Each Petitioner expressly accepts the aforesaid covenants and agreements by proceeding with the Petition for Annexation to the City.

### **City of Colorado Springs**

Gayle G. Sturdivant	Chu tudinut	7/17/2023
Name (Print)	Signature Signature	Date

Mailing Address

30 S. Nevada Ave., Suite 401 Colorado Springs, CO 80901

Legal Description: See Exhibit Air Lane Addition No. 2 Description

### **AFFIDAVIT**

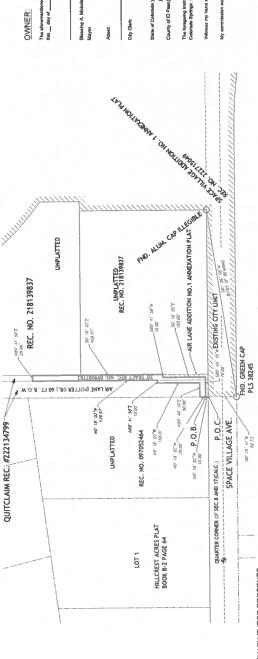
STATE OF COLORADO	)	
	) ss.	
COUNTY OF EL PASO	)	
The foregoing instrument w 2023, by Gayle Shara	as executed before me th	nis 1712 day of July
Witness my hand and offici	al seal.	
My Commission expires: _	Aug. 29. 2026	
Sow a. Re Notary Public	iggua	LOIS ANN RUGGERA NOTARY PUBLIC STATE OF COLORADO NOTARY ID 19944014011 MY COMMISSION EXPIRES AUGUST 29, 2026

The notarization signatures above serve as the Affidavit of Circulator acknowledging that each signature herein is the signature of the person it purports to be (C.R.S. 31-12-107(1)(cc)(IX))

### OCLOCK M. THIS PORTION OF THE SOUTHEAST QUARTER OF SECTION 8 TOWNSHIP 14 SOUTH, RANGE 65 WEST OF THE 6TH P.M., to the City of Colorado Springs, El Paso County, Colorado. 2023028 Che stage The foregoing instrument was actionwedged before me this \_\_day of \_\_\_\_2024 A.D. by Bleasing A. is Colomado, a herms rule city and Colomado illumiscipal Composition. I HEREBY CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORD IN MY OFFICE AT BAY OF 10/11/23 Notary Public CITY OF COLORADO SPRINGS APPROVAL: on behalf of the City of Cobrado Springs, the underligned hornely approvated then 15: The abrementioned, City of Colorado Springs, Colorado, 1 this \_\_day of \_\_\_\_\_ 2024 A.D. RECORDS OF EL PASO COUNTY, COLORADO CLERK AND RECORDER ANEX-23-0026 eg C lg STATE OF COLORADO) 355 COUNTY OF EL PASO) STEVE SCHLEINER CLERK AND RECORDER. Witness my hand and seel Bleasing A. Mobelsde. Mayor City Planning Director County of El Paso) BY DEPUTY City Engineer OWNER City Clerk City Clerk DAY OF AR LANE ADDITION NO.2 ANNEXATION PLAT S31: 06: 05 W BASS OF BEARWG SACE VILLAGE ADDITION NO. 1 ANNIBATION PLAT. SEC. NO. 222715699 SEC. NO. 222715699 UNPLATTED REC. NO. 218139837 UNPLATTED AIR LANE ADDITTON NO. 3 SCALE 1"= 100 - 20 TRACT REC. NO. 096075720 -20' TRACT REC. NO. 099087783 BOOK 6134 PAGE 309 4=11'-48' 35' 31'79' CM=-58'02'20''V UNPLATTED F=58'02'50''V UNPLATTED REC. NO. 218139837 REC. NO. 214051132 S0 76 02T FND. GREEN CAP PLS 38245 ANNEXATION PLAT AIR LANE (POTTER OR.) 60 FT. R.O.W. REC. NO. 096142857 SURVEYOR'S STATEMENT: REC. NO. 097052464 HILLCREST ACRES PLAT BOOK 8-2 PAGE 64 QUITCLAIM REC. #222134799-UNPLATTED P.O.C. This DAY OF Tolerator P. L. 3124 | Robert A. Procedt, A.; Colorado P. L. 31234 | For end on behalf of This City of Colorado Sarrya 20 & Newsoria Ana, Bulle 402 | Colorado Sarrya 20 & Newsoria Ana, Bulle 402 | This 2194 Colorado Sarrya 202 | 119396-6644 P.O.B. SPACE VILLAGE AVE. NO. 18' 02'N; 30.00' R=36853" (=16522" W 19' 41 W LOT 5 BIRDING AT THE NOTTIMEST CONSET OF SHAZE VILLARE ADDITION IN. 1 AMERICATION FLAT AS RECORDED BEGINTON NAMES EXEMPLES OF THE COLOR END CONTROLL OF THE WASHINGTON TO THE WASHINGTON TO THE WASHINGTON THE WASHINGTON THE WASHINGTON THE WASHINGTON THE WASHINGTON THE PROPERTY WASHINGTON THE THE WASHINGTON THE PROPERTY WASHINGTON THE THE WASHINGTON THE THE WASHINGTON THE THE WASHINGTON WASHINGTON THE THE WASHINGTON THE WASHINGTON THE THE WASHINGTON WASHINGTON THE WASHINGTON Receased are lasted on a Learner teacherst crossed for a hard at secondost in His Records of the Earner Country (Records of the Records of the Earner Country (Records of the Records of the Earner (Records of the Records of the Record of the Records of the Records of the Records of the Record of the Records of the Record of the Records of the Record of the Records of the Records of the Records of the Record of the Records of the ENCE BRYZZYE E A DBEWACE OF BLIB FEET TO A POEM OF A HON-TANGERT CAMPE OF THE BUST ROOM OF WAY LINE OF BLID AR LUAE. THE SECOND STORTS AND CONCERDENT WITH BUSD STORT ROOM OF WITH LEG AND ALCOHOLD THE BETT HAN A DBETT WAY PHOREOGEN INSERTING WAS REPORTED. PHORE BOTHWARD WAS AND CONTROLLED OF AND THE OFFI NGE BREATRY WA NOSTANCE OF ADD PEET TO THE WEST LIBE OF SALD AND POOT TRACE AT BROOKTON MARRISH BROOKTON AND THE EMST RICHT OF LIBE OF SALD ARLUNES. THE SON YINTER AND CONSIDERATION WITH THE WEST LIBE OF SALD AND FOOT TRACE AND EMST RICHT OF WAY LIBE OF SALD AND FOOT TRACE AND SALD EMST OF WAY LIBE OF SALD AND FOOT TRACE AND SALD EMST AND EMST RICHT OF WAY LIBE OF SALD AND TRACE OF AND SALD AND EMST RICHT OF WAY LIBE OF SALD AND TRACE OF AND SALD AND EMST RICHT OF WAY LIBE OF SALD AND TRACE OF AND SALD AND TRACE OF SALD AND TRACE OF AND SALD AND TRACE OF SALD AND TRACE OF SALD AND TRACE OF SALD AND TRACE OF AND SALD AND TRACE OF AND SALD AND TRACE OF AND SALD AND TRACE OF SALD AND TRACE OF SALD AND TRACE OF AND SALD AND TRACE OF SALD AND TRACE OF SALD AND TRACE OF AND SALD AND TRACE OF AND SALD AND TRACE OF AND SALD AND TRACE OF SALD A PORTICH OF ART LANK AN DEPICTED AS POTTED AS PORTICE THE ACRES AT PLAT BOOK R.D. PLACE A MOD A PORTICH OF A TABAN SENT TRACT THAT AN AND AND AND ATTEMPT AND AND ATTEMPT AND NUTICE: Successful to colorate law you was combined and uction balds upon any operation this successful to the successful and t THAI THE CITY OF COLORANDS SPREASS, COLORANDS A HOME RALE CITY AND COLORANDS MANGEN. CORPORATION, BEING THE PETITIONERS FOR THE AMEDIATION OF THE FOLLOWING DESICIBLED TRACT OF LAND TO WITH SITE VICINITY MAP THEWES SIGNATISM WA DISTANCE OF 10.00 FEET. THEWES SIGNATISM E A DISTANCE OF 150.01 FEET. THEWES SIGNATISM WA DISTANCE OF 90.00 FEET TO THE POINT OF UBDISHBIRD THE LINEAR UNIT OF MEABURE USED FOR THIS BURVEY IS THE U.S. Survey had PLS 30246. BALD PARCEL CONTAINS 66,688 SCILARE FEET, (1,508 ACRES), MORE OR LESS BE IT KNOW BY THESE PRESENTS. LEGAL DESCRIPTION:

# PORTION OF THE SOUTHEAST QUARTER OF SECTION 8 TOWNSHIP 14 SOUTH, RANGE 65 WEST OF THE 6TH P.M., to the City of Colorado Springs, El Paso County, Colorado AIR LANE ADDITTON NO. 2 ANNEXATION PLAT

ned, City of Colorado S 2024 A.D.



The foregoing instrument was Colorade. Witness my hand and seal County of El Passo)

Mayor of the City of

Notary Public

A FORTICH OF AR LUAE AS DEPICTED AS POTTED DONE IN HILLEGISTA ARRES AT PLAT BOOK BAP PLACE BAING PROTICH OF A SEM PROTITIONED AS DEPICTION OF A SEM PROTITIONED AS DEPICTION AND ASSESSMENT BAING AND ASSESSMENT AS DEPICTION AND ASSESSMENT AS DEPICTION ASSESSMENT AS DEPCEMBENT AS DEPCEMBE BIRD AT THE KNETHINEST COREST OF SPACE VELLAGE ADDITION IND. 1 AMERICATION PLAT AS RECORDED RECOGNICA NUMBER: I OF E.E. PASS COLMIT CALLO.

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THS DAY OF CHINGS PLE 34234 Forester, Ar., Colmoto P.L.B. 34224 For and no behalf of The City of Colombo Browns 30 B. Newson Ave. Behalf 427 Colombo Browns 347 B. Newson Ave. Behalf 427 File-Stele 6464

CITY OF COLORADO SPRINGS APPROVAL: on behalf of the City of Colonade Springs, the undensigned hereby approve Addition No. 27.

å City Planning Director City Engineer The amenication of the neal proposity there on this plat is appreced in a construction of the neal proposition of the construction of the construc

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CLERK AND RECORDER

COUNTY OF EL PASO ) STATE OF COLORADO)

OCLOCK M. THIS I HEREBY CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORD IN MY OFFICE AT 2024, A.D. AND IS DULY RECORDED AT RECEPTION NUMBER RECORDS OF EL PASO COUNTY, COLDRADO, DAYOF

STEVE SCHLEIKER CLERK AND RECORDER;

BY DEPUTY

AIR LANE ADDITION NO ANNEXATION PLAT

2023028

10/11/23

ANEX-23-0025

NOTICE.
ACCIONAL TO CACRANO LAW YOU MUST COMBENCE ANY LICEAL ACTION BASED UPON ANY IDEECT IN THIS SACRET WHAN THESE TAKES ACTES YOU FREST DISCORES SLOWED IDEECT IN NO FREST, LAY ANY ACTION ESSEN UPON ANY INCOME. THE DAY OF THE CONTROL MANY THAN THE YEARS FROM THE DATE OF THE COSTACL THIS YOUR RESERVEN.

VICINITY MAP

### PETITION FOR ANNEXATION

### Air Lane Addition No. 3

To the City Council of the City of Colorado Springs

We, the undersigned, constituting and comprising the owners of 100% of the area (territory) (excluding public streets and alleys) described in Exhibit A attached hereto and made a part of the Petition the ("Described Area"), do hereby petition that the Described Area be annexed to and become part of the City of Colorado Springs and do represent and state:

- 1. It is desirable and necessary that the Described Area be annexed to the City of Colorado Springs.
- 2. The requirements of Sections 31-12-104 and 31-12-105, C.R.S. 1973, as amended, exist or have been met as these sections apply to the annexation of the Described Area.
- 3. That the annexation of the Described Area complies with Section 30 of Article II of the Colorado Constitution.
- 4. That the undersigned request that the City of Colorado Springs approve the annexation of the Described Area.
- 5. That the legal description of the land owned by each Petitioner hereto is attached to and made part of this Petition.

The Petitioner(s) hereto understand and are cognizant of the fact that the City of Colorado Springs ("City") is not legally required to annex the Described Area, and that if the City does annex the Described Area, the annexation shall be upon the conditions and agreement of the Petitioner(s) as set forth in the Annexation Agreement.

NOW, THEREFORE, in consideration of the forgoing statement, and in further consideration of the benefits which will accrue to the Petitioner(s) and the obligations resulting to the City if the Described Area is annexed to the City, the Petitioner(s) agree and covenant that if the Described Area is annexed to the City, the Petitioner(s) will comply with all applicable provisions of the Code of the City of Colorado Springs 2001, as amended, and all applicable ordinances, resolutions, and regulations of the City now existing or as hereinafter amended.

The covenants and agreements herein above set forth shall run with the land owned by each Petition hereto which is subject to this annexation and shall extend to and be binding upon the heirs, assigns, legal representatives and successors to each Petitioner. Each Petitioner expressly accepts the aforesaid covenants and agreements by proceeding with the Petition for Annexation to the City.

### **City of Colorado Springs**

Gayle G. Sturdivant Name (Print)

age Studivant

**Mailing Address** 

30 S. Nevada Ave., Suite 401 Colorado Springs, CO 80901

Legal Description: See Exhibit Air Lane Addition No. 3 Description

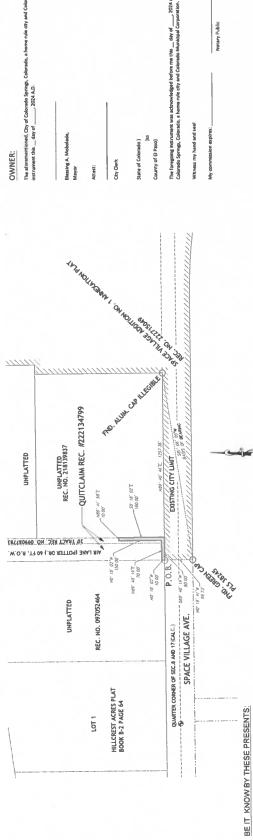
### **AFFIDAVIT**

STATE OF COLORADO )			
) ss.			
COUNTY OF EL PASO )			
The foregoing instrument was exe 2023, by Gayle Strana	cuted before me this	1th day of July	,
Witness my hand and official seal			
My Commission expires:	g.29, 2026	LOIS ANN RUGGERA	
Son a Ruggere Notary Public	2	NOTARY PUBLIC STATE OF COLORADO NOTARY ID 19944014011 MY COMMISSION EXPIRES AUGUST 28.	2026

The notarization signatures above serve as the Affidavit of Circulator acknowledging that each signature herein is the signature of the person it purports to be (C.R.S. 31-12-107(1)(cc)(IX))

## AIR LANE ADDITION NO. ANNEXATION PLAT

to the City of Colorado Springs, El Paso County, Colorado A PORTION OF THE SOUTHEAST QUARTER OF SECTION 8 TOWNSHIP 14 SOUTH, RANGE 65 WEST OF THE 6TH P.M.,



SITE

VICINITY MAP

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LEGAL DESCRIPTION

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Abbert A. Parenta, A.; Colonelo P., E. 36234

For and on behalf of The Clay of Coloranta Barraga
30 E. Nemete Are. Bellan 402

Colonesia Barraga, CO., 19081

119335-5644

The foregoing instrument was actinowindiged before me this <u>day of 2028 A.D. by Blessing A. Mabolades, Mayor of the Chy of</u> Colorado Springs, Colorado, a home rule city and Colorado Municipal Corporation.

CITY OF COLORADO SPRINGS APPROVAL: On behalf of the City of Colorado Springs, the undersigned hereby Addition No. 12:

stion plat of "Air Lane

l a ê City Planning Director City Engineer Date City Clerk

CLERK AND RECORDER

STATE OF COLORADO)

HEREBY CERTIPY THAT THIS HISTRUMENT WAS FILED FOR RECORD IN MY OFFICE AT O'CLOCK, M. THIS DAY 3004, A.D. AND IS DULY RECORDED AT RECEPTION NUMBER OF THE RECORDS OF EL PASO ,2024, A.D. AND IS DULY RECORDED AT RECEPTION NUMBER COUNTY OF EL PASO

STEVE SCHLEIKER CLERK AND RECORDER.

COUNTY, COLORADO.

PEPUTY

ANEX-23-0023

2023028 COBW'N BO' 10/11/23

AIR LANE ADDITION NO.

TOTAL PERMETER OF THE AREA FOR ANNEXATION 480.00
ONE-SKITH (148TH OF THE TOTAL PERMETER: 80.00 (18.67%)
PERMETER OF THE AREA COMITIOUCUS TO THE EMISTING CITY LIMITS 80.00 (18.87%) THE LINEAR UNIT OF MEASURE USED FOR THIS SURVEY IS THE U.S. Survey fool. SALID PARCIEL CONTAINS 2,300 SICLARIE FEET, (0.053 ACREST), MORE OR LESS