

RESOLUTION NO. 111-17

A RESOLUTION ACCEPTING A DONATION OF APPROXIMATELY 12.867 ACRES OF REAL PROPERTY FROM CLOUD FAMILY PARTNERSHIP, LLLP TO THE CITY OF COLORADO SPRINGS

WHEREAS, Cloud Family Partnership, LLLP ("Cloud"), is the owner of a parcel of real property that consists of approximately 12.867 acres, and is a portion of El Paso County Tax Schedule Number 64130-00-116 (the "Property"); and

WHEREAS, the Flood Control – Colorado Springs Sand Creek/Platte Avenue Bridge Stabilization Project ("Project") is of great benefit to the citizens of the City of Colorado Springs, El Paso County and the State of Colorado and will enhance the safety and quality of life of the citizens of the City of Colorado Springs ("City"); and

WHEREAS, Cloud desires to convey the Property to the City without consideration, for the benefit of the City, to be used for the Project; and

WHEREAS, Cloud desires the conveyance to be acknowledged as a donation in accordance with Section 4.4 of Chapter 4 of *The City of Colorado Springs Procedure Manual for the Acquisition and Disposition of Real Property Interests* (the "RES Manual"); and

WHEREAS, pursuant to said Section 4.4 of the RES Manual, City Council must accept donations of real property by resolution; and

WHEREAS, City staff recommends that the City Council accept the donation of the Property for use as part of the Project.

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

Section 1. City Council hereby finds that acceptance of the donation of the Property as described in Exhibit A and depicted in Exhibit B, both of which are attached hereto and incorporated herein, for the use of its Water Resources Engineering Division, as a part of the Flood Control – Colorado Springs Sand Creek/Platte Avenue Bridge Stabilization Project, is in the best interest of the City of Colorado Springs.

Section 2. In accordance with Chapter 4, Section 4.4 of *The City of Colorado Springs Procedure Manual for the Acquisition and Disposition of Real Property Interests*, City Council hereby accepts the donation of the Property to the City.


Section 3. The City's Real Estate Services Manager is hereby authorized to execute all documents necessary to effectuate Closing and, following Closing, the donation of the Property from Cloud Family Partnership, LLLP to the City.


Dated at Colorado Springs, Colorado this 24th day of October, 2017.



Council President

ATTEST:


Sarah B. Johnson, City Clerk



Attachments:
Exhibit C – Property Map
Legal Description – Cloud Parcel – Exhibit A and B

EXHIBIT A

July 25, 2017
Revised: August 31, 2017

A portion of Northwest Quarter of Section 13, Township 14 South, Range 66 West of the 6th Principal Meridian, El Paso County, State of Colorado, being more particularly described as follows:

COMMENCING at the North Quarter Corner of said Section 13; thence along the West line of the Northwest Quarter of the Northeast Quarter S00°24'55"E (Bearings based on said West line, monumented at the North end by a No. 6 rebar with a 2 ½" aluminum cap marked "N ¼ WC 100.0' LS 32439" and at the South end by a No. 6 rebar with a 2 ½" aluminum cap marked "C N 1/16 LS 32439" and assumed to bear S00°24'55"E) a distance of 695.33 feet to the **POINT OF BEGINNING**; thence continuing along said West line S00°24'55"E a distance of 428.07 feet; thence leaving said West line along the following thirteen (13) courses:

1. S43°02'24"W, a distance of 277.64 feet;
2. S46°53'57"W, a distance of 247.95 feet;
3. S39°01'05"W, a distance of 310.23 feet;
4. S21°57'56"W, a distance of 319.29 feet;
5. S00°21'17"W, a distance of 199.41 feet;
6. S12°02'03"W, a distance of 370.12 feet;
7. N86°50'23"W, a distance of 207.06 feet;
8. N03°27'03"E, a distance of 140.33 feet;
9. N00°31'47"E, a distance of 595.99 feet;
10. N36°10'49"E, a distance of 575.26 feet;
11. N26°05'55"E, a distance of 211.97 feet;
12. N42°51'46"E, a distance of 163.70 feet;
13. N47°21'32"E, a distance of 556.22 feet,

to the **POINT OF BEGINNING**.

Said parcel contains 560,477 S.F. or 12.867 acres, more or less.

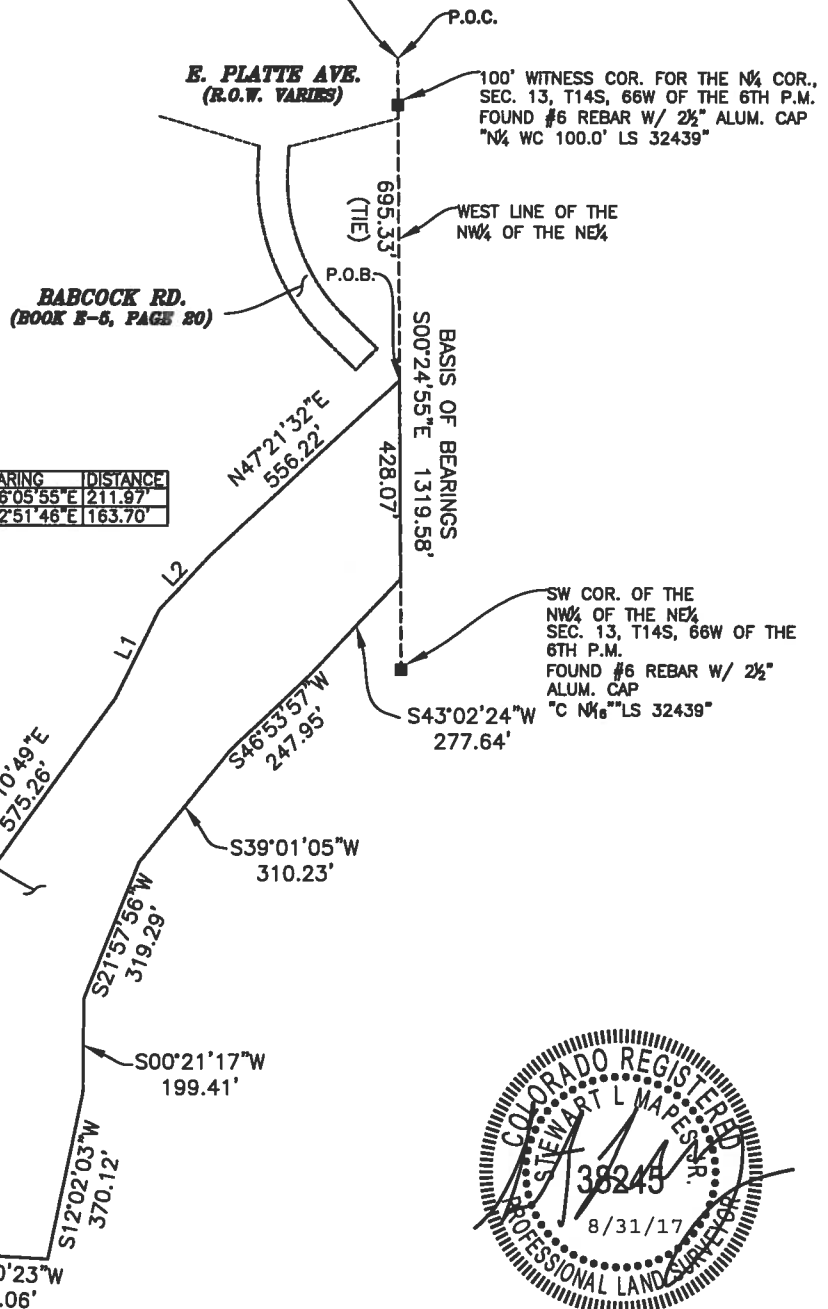


Stewart L. Mapes, Jr.
Colorado Professional Land Surveyor No. 38245
For and on behalf of Clark Land Surveying, Inc.

EXHIBIT B

REVISED:
08/31/2017


N1/4 COR., SEC. 13, T14S, R66W OF THE 6TH P.M.



Project No: 160844	Drawn: ZAR Check: SLM	Date: 07/25/2017 Sheet 2 of 2
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Clark
Land Surveying, Inc.

www.clarkis.com
177 S. Tiffany Dr., Unit 1 • Pueblo West, CO 81007 • 719.582.1270

REVISION _____ _____ _____ _____ _____	DESIGNED: GRH DRAWN: ACT CHECKED: WSP DATE: 08/27/17	 Call before you dig	CITY OF COLORADO SPRINGS 30 S NEVADA AVE., SUITE 401 (719) 385-8980	SAND CREEK EROSION CONTROL & STABILIZATION PROJECT	PROPERTY MAP ACQUISITION MAP	FIGURE 1
	WATER MATERIALS RESOURCES  729 S COLORADO BLVD SUITE 416 SPRING, CO 80906 PHONE (719) 385-3855					

