EXHIBIT 12B

CITY CLERK AFFIDAVIT WOODMEN EAST COMMERCIAL CENTER ADDITION NO. 1 ANNEXATION

STATE OF COLORADO)
) s s
COUNTY OF EL PASO)

Sarah B. Johnson, the affiant, first being duly sworn, deposes and says as follows:

- 1. She is the City Clerk for the City of Colorado Springs.
- 2. There has been filed with the City Clerk of the City of Colorado Springs a petition for annexation of the area known as Woodmen East Commercial Center Addition No. 1 Annexation. The petition indicates that it is signed by persons comprising one hundred percent (100%) of the landowners in the area proposed to be annexed who own one hundred percent of said area, excluding public streets and alleys.
- 3. On July 12, 2022, the City Council approved a resolution entitled "A Resolution Finding a Petition for Annexation of that Area Known as Woodmen East Commercial Center Addition No. 1 Annexation Consisting of 30.74 acres to be in Substantial Compliance with Section 31-12-107(1) C.R.S. and Setting a Hearing Date of August 23, 2022, for the Colorado Springs City Council to Consider the Annexation of the Area." Pursuant to this resolution, a hearing was set to consider the petition for annexation of said area for August 23, 2022, as the matter is scheduled on the Council agenda at the Council Chambers, City Hall, 107 North Nevada Avenue, Colorado Springs, Colorado, for the purpose of determining and finding whether the area proposed to be annexed is eligible for annexation and determining whether the area should be annexed to the City of Colorado Springs, Colorado. The City Clerk, pursuant to said resolution, was directed to give notice of the hearing.
- 4. The City Clerk, pursuant to said resolution, has caused to have published in the Colorado Springs Gazette a document entitled "Public Notice, City of Colorado Springs Notice of Public Hearing of an Annexation Petition of the Area known as Woodmen East Commercial Center Addition No. 1 Annexation Consisting of 30.74 acres located southeast of Mohawk Road and Woodmen Road along with a copy of the resolution and a map showing the approximate boundaries of the area proposed to be annexed, with four (4) publications as follows: July 23, 2022, July 30, 2022, August 6, 2022, August 13, 2022. The Colorado Springs Gazette is a daily newspaper of general circulation throughout the City of Colorado Springs, throughout the area proposed to be annexed, and throughout El Paso County, Colorado.
- 5. The City Clerk's Office has received no Petition for Annexation Election for the area proposed to be annexed.
- 6. The City Clerk's Office has received no notification that annexation of all or part of said area has been commenced by any other municipality.

Copies of the public notice and the resolution have been sent to the following parties:

Clerk to the Board of County Commissioners of El Paso County 200 South Cascade Avenue Colorado Springs, Colorado 80903

El Paso County Attorney P.O. Box 2007 Colorado Springs, Colorado 80901

Pikes Peak Library District P.O. Box 1579 Colorado Springs, Colorado 80901

El Paso County Conservation 5610 Industrial Place Suite 100 Colorado Springs, CO 80916

Southeastern Colorado Water Conservancy 31717 E United Pueblo, CO 81001

Falcon School District 49 School District Board/ Melissa Andrews 10850 East Woodmen Road Peyton, CO 80831

Falcon Fire Protection Administration 7030 Old Meridian Road Peyton, CO 80831

FURTHER AFFIANT SAYETH NOT.

Sarah B. Johnson

City Clerk

City of Colorado Springs

SUBSCRIBED AND SWORN TO before me this 18 Witness my hand and official seal.

_ day of <u>August</u>

My Commission expires: 9-1-2024

My Commission Expires 09-01-2024

147232

AFFIDAVIT OF PUBLICATION

STATE OF COLORADO COUNTY OF El Paso

I, Lorre Cosgrove, being first duly sworn, deposes and says that she is the Legal Sales Representative of The Colorado Springs Gazette, LLC., a corporation, the publishers of a daily/weekly public newspapers, which is printed and published daily/weekly in whole in the County of El Paso, and the State of Colorado, and which is called Colorado Springs Gazette; that a notice of which the annexed is an exact copy, cut from said newspaper, was published in the regular and entire editions of said newspaper 4 time(s) to wit 07/23/2022, 07/30/2022, 08/06/2022, 08/13/2022

That said newspaper has been published continuously and uninterruptedly in said County of El Paso for a period of at least six consecutive months next prior to the first issue thereof containing this notice; that said newspaper has a general circulation and that it has been admitted to the United States mails as second-class matter under the provisions of the Act of March 3, 1879 and any amendment thereof, and is a newspaper duly qualified for the printing of legal notices and advertisement within the meaning of the laws of the State of Colorado.

Lorre Cosgrove Sales Center Agent

Subscribed and sworn to me this 08/15/2022, at said City of Colorado Springs, El Paso County, Colorado.

Jane Congrave

Yaren Degan

My commission expires June 23, 2026.

Karen Hogan Notary Public

> KAREN HOGAN NOTARY PUBLIC STATE OF COLORADO NOTARY ID 20224024441 MY COMMISSION EXPIRES 06/23/2026

Document Authentication Number 20164040549-453922

HEREFORE, GE IT RESOLVED BY THE CITY COUNCIL OF THE CLORADO SPRINGS; 00"45'05" E, upon the East line of said Northwest quarter twest guarter, a distance of 278,91 feet to the Point of g S 00°45'05" E, upon sald East fine, a distance Southeast corner of sald Northwest quarter of t blished in The Gazetta July 23, 30, & August 6, 13, 202