### ORDINANCE NO. 25 - 36

AN ORDINANCE ANNEXING TO THE CITY OF COLORADO SPRINGS THAT AREA KNOWN AS SOUTHERN COLORADO RAIL PARK ADDITION NO. 1 ANNEXATION CONSISTING OF 3,107.11 ACRES LOCATED SOUTH AND WEST OF THE HIGWAY 25 AND SOUTH SANTA FE INTERSECTION, ADJACENT TO FORT CARSON.

WHEREAS, pursuant to Article II, Section 30 of the Colorado Constitution and Section 31-12-101, *et seq.*, C.R.S., known as the Municipal Annexation Act of 1965, as amended (the "Annexation Act"), persons comprising one hundred percent (100%) of the landowners and owning one hundred percent (100%) of that certain territory known as the Southern Colorado Rail Park Addition No. 1 Annexation, more specifically described in Exhibit "A" attached hereto and incorporated herein by reference (the "Property") filed a Petition for Annexation with the City Clerk of the City of Colorado Springs; and

WHEREAS, the City Council of the City of Colorado Springs, after proper notice as required by Section 31-12-108 C.R.S., held a hearing on March 11, 2025, pertaining to the annexation of the Property in accord with Section 31-12-109; and

WHEREAS, in accord with Section 31-12-110 of the Annexation Act, the City Council determined, by resolution, that the applicable provisions of Section 30 of Article II of the Colorado Constitution and Section 31-12-104 and 105 of the Annexation Act have been met, an election is not required under Section 31-12-107(2) of the Annexation Act, and no additional terms and conditions are to be imposed on the annexation of the Property; and

WHEREAS, the City Council has determined that said area should be annexed forthwith as part of the City of Colorado Springs.

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

Section 1. The Property, known as the Southern Colorado Rail Park Addition

No. 1 Annexation and more specifically described on the attached Exhibit "A", is hereby

annexed to the City of Colorado Springs.

Section 2. When this annexation is complete, the Property shall become a part

of the City of Colorado Springs for all intents and purposes on the effective date of this

ordinance, provided that the conditions of Section 31-12-113(2) C.R.S. are satisfied, with

the exception of general taxation, in which respect said annexation shall not be effective until on or after January 1 next ensuing.

Section 3. This ordinance shall be in full force and effect from and after its passage and publication as provided by the City Charter.

Introduced, read, passed on first reading and ordered published this 11<sup>th</sup> day of March 2025.

Finally passed: March 25, 2025

Randy Helms, Council President

## **Mayor's Action:**

MAR 27 2025 Approved on \_\_\_\_ Disapproved on \_\_\_\_\_\_, based on the following objections: 

Randy Helms, Council President

Blessing A. Mobolade, Mayor

## **Council Action After Disapproval:**

- Council did not act to override the Mayor's veto.
- Finally adopted on a vote of \_\_\_\_\_\_, on \_\_\_\_\_. Council action on \_\_\_\_\_\_ failed to override the Mayor's veto.

ATTEST:

Sarah B. Johnson, City Clerk

COS



212 N Wahsatch Ave, Ste 305 Colorado Springs, CO 80903 Mail to: PO Box 1360 Colorado Springs, CO 80901 719.955.5485

# LEGAL DESCRIPTION SOUTHERN COLORADO RAIL PARK ADDITION NO. 1 REVISED JANUARY 27, 2025 3,107.113 ACRES

A PARCEL OF LAND BEING THE WEST HALF OF THE SOUTHWEST QUARTER (W1/2 OF SW 1/4) SECTION 19, THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER (NW 1/4 OF NW 1/4) SECTION 30, T16S, R65W, OF THE SIXTH P.M. AND THE SOUTH HALF OF THE SOUTH HALF (S1/2 OF S1/2) SECTION 12, SECTION 13, THE EAST HALF (E 1/2) SECTION 14, THE EAST HALF (E 1/2) SECTION 23, SECTION 24, SECTION 25 AND THE EAST HALF (E 1/2) OF SECTION 26, ALL IN T16S, R66W, OF THE SIXTH P.M., EL PASO COUNTY, COLORADO, EXCEPT THOSE PARTS CONVEYED TO EL PASO COUNTY BY SPECIAL WARRANTY DEEDS RECORDED UNDER RECEPTION NOS. 219042943 AND 219042944, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE QUARTER CORNER COMMON TO SECTION 14 AND SECTION 23, T16S, R66W, SAID POINT BEING A FOUND STONE, FROM WHICH THE QUARTER CORNER COMMON TO SECTIONS 11 AND SECTION 14, T16S, R66W SAID POINT BEING A FOUND 3.25" ALUMINUM CAP STAMPED "R G OBERING, T16S R66W, S11, 1/4 COR, S14, 1999, PE & PLS 13226" ON A NO. 6 REBAR BEARS N01°30'28"W A DISTANCE OF 5,285.06 FEET, BEING THE BASIS OF ALL BEARINGS IN THIS LEGAL DESCRIPTION. (SAID LINE BEING THE NORTH-SOUTH CENTERLINE OF SAID SECTION 14.)

THE FOLLOWING FOUR (4) COURSES ARE ALONG THE EASTERLY LINES OF THE FORT CARSON MILITARY RESERVATION:

- 1) THENCE N01°30'28"W ALONG THE AFORESAID NORTH-SOUTH CENTERLINE OF SECTION 14, 5,285.06 FEET TO THE QUARTER CORNER COMMON TO SECTIONS 11 AND SECTION 14, T16S, R66W;
- 2) THENCE N88°40'09"E ALONG THE SOUTH LINE OF SAID SECTION 11 A DISTANCE OF 2,788.00 FEET TO THE SECTION CORNER COMMON TO SECTIONS 11, 12, 13, AND 14, T16S, R66W, SAID POINT BEING THE END OF PROJECT, "BOUNDARY RETRACEMENT SURVEY - FORT CARSON, EL PASO COUNTY, COLORADO" RECORDED UNDER RECEPTION NO. 212900048 OF THE RECORDS OF EL PASO COUNTY, COLORADO;
- 3) THENCE N00°39'18"W ALONG THE EAST LINE OF AFORESAID SECTION 11 A DISTANCE OF 1,312.70 FEET;
- 4) THENCE N89°11'58"E A DISTANCE OF 1,197.78 FEET TO THE WESTERLY RIGHT-OF-WAY OF CHARTER OAK RANCH ROAD AS SHOWN ON AFORESAID "BOUNDARY RETRACEMENT SURVEY";

THENCE ALONG THE WESTERLY LINES THEREOF THE FOLLOWING THREE (3) COURSES:

- 1) THENCE 38.00 FEET ALONG THE ARC OF A NON-TANGENT CURVE TO THE LEFT, SAID CURVE HAVING A RADIUS OF 160.00 FEET, A CENTRAL ANGLE OF 13°36'22", THE CHORD OF 37.91 FEET WHICH BEARS S28°08'29"W TO A POINT OF TANGENT;
- 2) THENCE S21°20'19"W A DISTANCE OF 355.09 FEET;

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3) THENCE S68°39'41"E A DISTANCE OF 70.00 FEET TO THE SOUTHERLY LINE OF THAT PARCEL DESCRIBED BY SPECIAL WARRANTY DEED UNDER RECEPTION NO. 219042943 OF THE RECORDS OF EL PASO COUNTY, COLORADO;

THENCE ALONG THE SOUTHERLY LINES THEREOF THE FOLLOWING THREE (3) COURSES:

- THENCE 646.18 FEET ALONG THE ARC OF A NON-TANGENT CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 540.00 FEET, A CENTRAL ANGLE OF 68°33'42", THE CHORD OF 608.31 FEET WHICH BEARS N55°37'10"E TO A POINT OF TANGENT;
- 2) THENCE N89°54'02"E A DISTANCE OF 356.58 FEET;
- 3) THENCE N88°26'46"E A DISTANCE OF 623.16 FEET TO THE SOUTHWEST CORNER OF THAT PARCEL DESCRIBED BY SPECIAL WARRANTY DEED UNDER RECEPTION NO. 219042944 OF THE RECORDS OF EL PASO COUNTY, COLORADO;

THENCE ALONG THE SOUTHERLY LINES THEREOF THE FOLLOWING SIX (6) COURSES:

- 1) THENCE CONTINUING N88°26'46"E A DISTANCE OF 224.24 FEET;
- 2) THENCE N89°38'21"E A DISTANCE OF 293.10 FEET;
- 3) THENCE N89°04'51"E A DISTANCE OF 753.88 FEET;
- 4) THENCE N86°07'34"E A DISTANCE OF 381.70 FEET;
- 5) THENCE N86°06'37"E A DISTANCE OF 476.16 FEET;
- 6) THENCE N86°06'40"E A DISTANCE OF 471.02 FEET TO THE WESTERLY LINE OF LOT 1 BLOCK 1 "VALLEY VIEW SUBDIVISION" AS RECORDED IN PLAT BOOK O-3 AT PAGE 57 IN THE RECORDS OF EL PASO COUNTY, COLORADO;

THENCE ALONG SAID WESTERLY LINE THE FOLLOWING FIVE (5) COURSES:

- 1) THENCE S00°57'56"E A DISTANCE OF 25.58 FEET TO THE SOUTH SIXTEENTH CORNER COMMON TO SECTION 7 T165, R65W AND SECTION 12, T165, R66W;
- 2) THENCE CONTINUING S00°57'56"E A DISTANCE OF 1,329.72 FEET TO THE SECTION CORNER COMMON TO SECTIONS 7 AND 18, T16S, R65W AND SECTIONS 12 AND 13, T16S, R66W;
- 3) THENCE S00°59'15"E A DISTANCE OF 2,639.23 FEET TO THE QUARTER CORNER (1/4 COR) COMMON TO SECTION 18, T16S, R65W AND SECTION 13, T16S, R66W;
- 4) THENCE S00°59'25"E A DISTANCE OF 2,639.15 FEET TO THE SECTION CORNER COMMON TO SECTIONS 18 AND 19, T16S, R65W AND SECTIONS 13 AND 24, T16S, R66W;
- 5) THENCE S00°46'56"E A DISTANCE OF 2,617.07 FEET TO THE QUARTER CORNER (1/4 COR) COMMON TO SECTION 24, T16S, R66W AND SECTION 19, T16S, R65W AND THE SOUTHWEST CORNER OF SAID LOT 1 BLOCK 1 "VALLEY VIEW SUBDIVISION";

THENCE N89°21'33"E ALONG THE SOUTH LINE THEREOF, SAID LINE BEING A PORTION OF EAST-WEST CENTERLINE OF SAID SECTION 19, T16S, R65W 1,171.75 FEET TO THE WEST SIXTEENTH CORNER OF SAID SECTION 19; THENCE S00°51'32"E A DISTANCE OF 2,637.30 FEET TO THE WEST SIXTEENTH CORNER COMMON TO SAID SECTION 19 AND SECTION 30, T16S, R65W;

THENCE S00°20'16"E A DISTANCE OF 1,320.03 FEET TO THE NORTHWEST SIXTEENTH CORNER OF SAID SECTION 30; THENCE S89°13'59"W A DISTANCE OF 1,155.32 FEET TO THE NORTH SIXTEENTH CORNER OF THE SECTION LINE COMMON TO SECTION 30, T16S, R65W AND SECTION 25, T16S, R66W;

THENCE S01°04'10"E ALONG SAID SECTION LINE 1,326.55 FEET TO THE QUARTER CORNER COMMON TO SAID SECTIONS;

THENCE SO0°39'21"E ALONG SAID SECTION LINE 2,640.17 FEET TO THE SECTION CORNER COMMON TO SECTIONS 30 AND 31, T16S, R65W AND SECTIONS 25 AND 36, T16S, R66W, SAID POINT LYING ON THE AFORESAID EASTERLY LINES OF THE FORT CARSON MILITARY RESERVATION;

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THENCE ALONG SAID EASTERLY LINES THE FOLLOWING FOUR (4) COURSES:

- 1) THENCE S89°36'51"W ALONG THE SECTION LINE BETWEEN SAID SECTIONS 25 AND 36 A DISTANCE OF 5,275.28 FEET TO THE SECTION CORNER COMMON TO SECTIONS 25, 26, 35 AND 36, T16S, R66W;
- THENCE S89°07'11"W ALONG THE SECTION LINE COMMON TO SECTIONS 26 AND 35, A DISTANCE OF 2,637.64 FEET TO THE QUARTER CORNER COMMON TO SAID SECTIONS 26 AND 35;
- 3) THENCE N01°34'52"W ALONG THE NORTH SOUTH CENTERLINE OF SAID SECTION 26, 5,263.81 FEET TO THE QUARTER CORNER COMMON TO SECTIONS 23 AND 26, T16S, R66W;
- 4) THENCE N00°25'00"W ALONG THE NORTH SOUTH CENTERLINE OF SAID SECTION 23, 5,230.86 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS A GROSS AREA OF 137,084,509 SQUARE FEET (3,147.027 ACRES, MORE OR LESS).

EXCEPTING THEREFROM THE FOLLOWING TWO (2) EXCEPTIONS:

EXCEPTION 'A':

THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW 1/4 SW 1/4) AND THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SE 1/4 SW 1/4) SW 1/4) OF SECTION 13 AS DESCRIBED IN QUITCLAIM DEED RECORDED UNDER RECEPTION NO. 209137369; AND

THE SOUTH HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (S 1/2 NE 1/4 SW 1/4 SW 1/4) OF SAID SECTION 13 AS DESCRIBED IN WARRANTY DEED RECORDED IN BOOK 5826 AT PAGE 208, EXCEPTING THEREFROM THE EASTERLY 30 FEET OF THAT 60 FEET WIDE INGESS/EGRESS EASEMENT DESCRIBED IN DESIGNATION OF RIGHTS OF WAY RECORDED IN BOOK 2395 AT PAGE 377; AND

THE NORTH HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (N 1/2 NE 1/4 SW 1/4 SW 1/4) OF SAID SECTION 13 DESCRIBED AS "PARCEL B" IN WARRANTY DEED UNDER RECORDED RECEPTION NO. 210059631, EXCEPTING THEREFROM THE EASTERLY 30 FEET OF THAT 60 FEET WIDE INGESS/EGRESS EASEMENT DESCRIBED IN DESIGNATION OF RIGHTS OF WAY RECORDED IN BOOK 2395 AT PAGE 377;

ALL DOCUMENTS FOUND IN THE RECORDS OF EL PASO COUNTY, COLORADO, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SECTION CORNER COMMON TO SECTIONS 13, 14, 23, AND 24, SAID CORNER BEING MONUMENTED WITH A 3.25" ALUMINUM CAP WITHOUT STAMPS;

THENCE N00°30'22"W ALONG THE SECTION LINE COMMON TO SAID SECTIONS 13 AND 14, 659.62 FEET TO A BENT NO. 5 REBAR WITHOUT CAP;

THENCE N88°38'46"E A DISTANCE OF 658.63 FEET TO THE SOUTHWEST CORNER OF SAID NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 13;

THENCE N00°30'34"W ALONG THE WEST LINE THEREOF, 659.83 FEET TO THE NORTHWEST CORNER OF SAID NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 13;

THENCE N88°33'19"E ALONG THE NORTH LINE THEREOF, 658.50 FEET TO A NO. 3 REBAR WITH RED PLASTIC CAP STAMPED "LS 1593";

THENCE S00°31'35"E A DISTANCE OF 1,320.88 FEET TO A NO. 3 REBAR WITH RED PLASTIC CAP STAMPED "LS 1593"; THENCE S88°39'48"W A DISTANCE OF 1,317.54 FEET TO THE POINT OF BEGINNING.

SAID PARCELS CONTAINING A COMBINED AREA OF 1,304,015 SQUARE FEET (29.936 ACRES, MORE OR LESS). O:\10012A-Ed Levy Co\Edw. C. Levy Co\dwg\Survey\LEGALS\Annexation - SCRP Legal Revision.docx 3 of 4 EXCEPTION 'B':

A PORTION OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 13, T16S, R66W AS DESCRIBED IN WARRANTY DEED RECORDED UNDER RECEPTION NO. 219082791, EXCEPTING THEREFROM THE EASTERLY 30 FEET OF THAT 60 FEET WIDE INGESS/EGRESS EASEMENT DESCRIBED IN DESIGNATION OF RIGHTS OF WAY RECORDED IN BOOK 2395 AT PAGE 377; AND

A PORTION OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 13, T16S, R66W AS DESCRIBED AS "PARCEL A" IN WARRANTY DEED RECORDED UNDER RECEPTION NO. 210059631, EXCEPTING THEREFROM THE EASTERLY 30 FEET OF THAT 60 FEET WIDE INGESS/EGRESS EASEMENT DESCRIBED IN DESIGNATION OF RIGHTS OF WAY RECORDED IN BOOK 2395 AT PAGE 377;

ALL DOCUMENTS FOUND IN THE RECORDS OF EL PASO COUNTY, COLORADO, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE QUARTER CORNER COMMON TO SECTIONS 13 AND 14, SAID QUARTER CORNER BEING MONUMENTED BY A BENT NO. 5 REBAR WITHOUT CAP;

THENCE N88°39'52"E A DISTANCE OF 658.34 FEET TO THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 13, AND THE POINT OF BEGINNING;

THENCE N88°40'01"E ALONG THE NORTH LINE THEREOF, 661.09 FEET TO THE NORTHEAST CORNER OF AFORESAID NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 13; THENCE S00°05'37"E ALONG THE EAST LINE THEREOF, 328.97 FEET TO A NO. 3 REBAR WITHOUT CAP; THENCE S00°24'52"E A DISTANCE OF 330.21 FEET TO A NO. 3 REBAR WITHOUT CAP, BEING THE SOUTHEAST CORNER OF AFORESAID NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 13;

THENCE S88°36'23"W ALONG THE SOUTH LINE THEREOF, 658.17 FEET TO THE SOUTHWEST CORNER OF SAID NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 13; THENCE N00°30'34"W ALONG THE WEST LINE THEREOF, 659.83 FEET TO THE POINT OF BEGINNING.

SAID PROPERTIES COMBINED CONTAINING AN AREA OF 434,661 SQUARE FEET (9.978 ACRES, MORE OR LESS).

GROSS AREA 137,084,509 SQUARE FEET (3,147.027 ACRES, MORE OR LESS), LESS EXCEPTION 'A' AREA OF 1,304,015 SQUARE FEET (29.936 ACRES, MORE OR LESS) LESS EXCEPTION 'B' AREA OF 434,661 SQUARE FEET (9.978 ACRES, MORE OR LESS) NET AREA 135,345,833 SQUARE FEET (3,107.113 ACRES MORE OR LESS).

PREPARED BY:

VERNON P. TAYLOR, COLORADO P.L.S. NO. 25966 FOR AND ON BEHALF OF M&S CIVIL CONSULTANTS, INC DATE

### ANNEXATION PLAT SOUTHERN COLORADO RAIL PARK ADDITION NO. 1

THOSE PARCELS OF LAND IN SECTIONS 13, 14, 23, 24, 25, AND 26 TI6S R66W OF THE 6TH P.M., AND IN SECTIONS 19 AND 30, T16S, R65W OF THE 6TH P.M., EL PASO COUNTY, COLORADO

### BE IT KNOWN BY THESE PRESENTS:

THAT EDW. C. LEVY CO., A NICHEAN CORPORATION, AND SOUTHERN DOLGRADO RAIL PARK LLC, A MICHEAN UNITED LIABULTY COMPANY, THE PETRONERS FOR THE ANNEXATION OF THE HERDINAFTER DESCR PROPERTY:

#### LEGAL DESCRIPTION:

A PARCEL OF LAND BEING THE WEST HALF OF THE SOUTHWEST QUARTER (W1/2 OF SW 1/4) SECTION 19, THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER (NW 1/4 OF NW 1/4) SECTION 30, TIGS, R6SW, OF THE SIXTH P.M. AND THE SOUTH HALF OF THE SOUTH HALF (\$1/2 OF 

BECHNING AT THE QUARTER COMMON TO SECTION 14 AND SECTION 23, THE&, REMR, SAD POINT BENCE A FOLMO STEME, FROM WHO'N THE UNARTER COMPANY TO SECTION 11 AND SECTION 14 AND SECTION 14, TANG, REMR SAD POINT BENCE A FOUND 3.23° ALUMENUM CAP STAMPED "R C OBEING, IN AND A IN S REMR, STADE STATUTION 1, 14 COR, STAT, 1996, PE & ACS 13224° DH A NO & 6 REBAR BEARS NO1'30'28"W & DISTANCE OF 5,285.06 FEET, BEING THE BASIS OF ALL REARINGS IN THIS LEGAL DESCRIPTION (SAID LINE REING THE NORTH-SOUTH CENTERLINE OF SAID SECTION 14.)

THE FOLLOWING FOUR (4) COURSES ARE ALONG THE EASTERLY LINES OF THE FORT CARSON MILTARY RESERVATION: 1) THENES INVOID281W ALONG THE AVRESSAD WORTH-SOUTH CDVITRUME OF SECTION 11, 5, 2850.60 FEET TO THE OUARTER CORRER COMMON TO SECTIONS 11, 45, 3285.00 FEET TO THE OUARTER CORRER COMMON TO SECTIONS 11, 45, 328.00 FEET TO THE SECTION SUBJECT ON THE DISTANCE OF 2,788.00 FEET TO THE SECTION CORRER COMMON TO SECTIONS 11, 12, 13, AND 14, THES, REM, SAD POINT BOOK THE DO OF PROJECT, TOBULARY RETRUCTIONED SITURY - 1081 CARSON, DL PASO COUNTY, COLORADO" RECORDED UNDER RECEPTION NO. 212900048 OF THE RECORDS OF EL PASD COUNTY, COLORADO

of THE RECORDS OF CL PASD COUNTY, COLORADO; 3) THEORE MODYSTIB'H ALONE THE EAST LIKE OF AFORESAD SECTION 11 A bistAnde: OF 1,312.70 FEET; 4) THEORE HERVISTIGHT A BARACH ROAD AS SHOWN ON AVDRESAND GRUNNARY RETRACEMENT SURVEY;

THENCE ALONG THE WESTERLY LINES THEREOF THE FOLLOWING THREE (3) COURSES 1) THENCE 38.00 FEET ALONG THE ARC OF A NON-TANGENT CURVE TO

THE LEFT. SAID CURVE HAVING A RADRIS OF 160 00 FEET & CENTRAL THE LEFT, SAID CURVE HAVING A RADIUS OF 180.00 F2ET, A CI ANGLE OF 13/30'22", THE CHORD OF 37.91 FEET WHICH BEARS S28'08'20"W TO A POINT OF TANGENT; 2) THENCE \$21'20'19"W A DISTANCE OF 355.09 FEET;

3) THENCE \$68'39'41"E & DISTANCE OF 70.00 FEET TO THE SOUTHERLY LINE OF THAT PARCEL DESCRIBED BY SPECIAL WARRANTY DEED UNDER RECEPTION NO. 219042943 OF THE RECORDS OF EL PASO COUNTY, COLORADO:

THENCE ALONG THE SOUTHERLY LINES THEREOF THE FOLLOWING THREE (3) COURSES JURGES:

() THENCE BRAITS FEEL ALLINE AND AN LOS A FURN-LANDON DUNY OF THE RICHT, SAD DUNYE HANNE A RADIO SO 54000 FEEL A CONTRAL ANGLE OF 66'33'42', THE CHORD OF 606.33 FEET WHICH BEARS HIS5371'DE TO A POINT OF TANGENT: 2) THENCE H89'34'02'E A DISTANCE OF 356.58 FEET;

EXHIBIT

⋗

3) THENCE NOR"26'46"E & DISTANCE OF 623.15 FEET TO THE SOUTHWEST CORNER OF THAT PARCEL DESCRIBED BY SPECIAL WARRANTY DEED UNDER RECEPTION NO. 219042944 OF THE RECORDS OF EL PASO COUNTY, COLORADO:

THENCE ALONG THE SOUTHERLY LINES THEREOF THE FOLLOWING SIX (6) COURSES

1) THENCE CONTINUING NERTOS'46"E & DISTANCE OF 224.24 FEET: 2) THENCE NOB'38'21"E A DISTANCE OF 293.10 FEET; 3) THENCE NOB'38'21"E A DISTANCE OF 753.68 FEET; 4) THENCE N86'07'34"E A DISTANCE OF 381.70 FEET 5) THENCE N88'06'37"E & DISTANCE OF 476.16 FEET b) THENE N86'06'40'E A DISTANCE OF 471.02 FEET 10 THE WESTERLY UNE OF LOT 1 BLOCK 1 "VALLEY MEW SUBDIVISION" AS RECORDED IN PLAT 800K 0-3 AT PAGE 37 IN THE RECORDS OF EL PASO COUNTY.

THENCE ALONG SAID WESTERLY LINE THE FOLLOWING FIVE (5) COURSES. 1) THENCE SOCIET'S'SO'E A DISTANCE OF 25.58 FEET TO THE SOUTH SIXTEENTH CORNER COMMON TO SECTION 7 TIES, R65W AND SECTION 12. T165. R66W 2) THENCE CONTINUING SOU'57'58'E A DISTANCE OF 1,329 72 FEET TO THE

SECTION CORNER COMMON 10 SECTIONS 7 AND 18, T165, R63W AND SECTIONS 12 AND 13, T165, R66W; SECTIONS 12 AND 13, TIBS, RE6M; 3) THENCE SOUTSO'15"E A DISTANCE OF 2,639.23 FEET TO THE QUARTER

3) RENECT SOCIEVES'L & DOSTANCE OF 2.831.23 FEET 10 THE QUARTING 13. TISE, INFO, DOMAINO 10 SECTION 18. TISE, RESE MAI SECTION 13. TISE, INFO, DOSTANCE OF 2.833.15 FEET 10 THE SECTION 00 THE COMPARY DOMAIN TO SECTIONS 18 AND 19. TISE, RESE MAI SECTIONS 13 AND 24. TISE, RESER 3) THEORE SOCIEVES TA DISTANCE OF 2.817.07 FEET 10 THE QUARTER 3) THEORE SOCIEVES TA DISTANCE OF 2.817.07 FEET 10 THE QUARTER

CORNER (1/4 COR) COMMON TO SECTION 24, TI6S, R68W AND SECTION 19, TI6S, R63W AND THE SOUTHWEST CORNER OF SAID LOT 1 BLOCK 1 "VALLEY VEW SUBDIVISION";

THENCE NB721'33'E ALONG THE SOUTH LINE THEREOF, SAD LINE BEING A PORTION OF EAST-WEST CONTENLINE OF SAD SECTION 10, THIS, R83W 1,17:75, FEET TO THE WEST STREETH DOWNED FOR SAD SECTION 10; THENES SOOTS'32'E A BOSTAHCE OF 2637.30 FEET TO THE WEST SATEDITIC CORRECT COMMENT SAD SECTION 30, THES.

THENCE SOO'20'16"E A DISTANCE OF 1.320.03 FEET TO THE NORTHWEST MEDICE 300 (2016) C A DISTINCE (2017) 30: STEEDINE CONTRER OF SAD STEEDING 30: NEEXES 3801335<sup>1</sup>W A DISTINCE OF 11,35.32 FEET TO THE NORTH SIXEDINE CONTRER OF THE SECTION LIAS CONTROL TO SECTION 30, THIS, R55W AND SECTION 32, THIS, IR68W HINCE SIGTOR 10<sup>2</sup> CLAUCE SAD SECTION LINE 1,328.35 FEET TO THE

QUARTER CORNER COMMON TO SAID SECTIONS

QUARTINE CORPLEX COMMON TO SAID SECTIONS: THENCE SOOTSPITE ALONG SAID SECTION UNE 2,840.17 FEET TO THE SECTION CORPLEX COMMON TO SECTIONS 30 AND 31, THIS, RESW AND SECTIONS 25 AND 36, THIS, REGW, SAID POINT LYING ON THE AFORESAID EASTDRLY LINES OF THE FORT CARSON MULTIARY RESERVATION; THENCE ALONG SAID FASTERLY LINES THE FOLLOWING FOLIR (4) COURSES

NENCE ALONG SAG EASTIDEY LINES THE FOLLOWING FORE (4) COURSES 10 HEAD E SAYOSI'M ALONG THE SECTION LINE EXTERTS NAD SECTIONS 25 AND 38 A DISTANCE OF 3.273.78 FEET 10 THE SECTION CORRER COMMON TO SECTIONS 23, 840 33, 1155, 8689; 2) THENEC SERVOYTI'M ALONG THE SECTION LINE COMMON TO SECTIONS 28 AND 33, A DESTANCE OF 2.373 FEET 10 THE COMMON TO SECTIONS 28 AND 35, A DESTANCE OF 2.373 FEET 10 THE COMMON TO SECTIONS 28 AND 35, A DESTANCE OF 2.374 FEET 10 THE COMMON TO SECTIONS 28 AND 35, A DESTANCE OF 2.374 FEET 10 THE COMMON TO SECTIONS 28 AND 35, A DESTANCE OF 2.374 FEET 10 THE COMMON TO SECTIONS 28 AND 35, A DESTANCE OF 2.374 FEET 10 THE COMMON TO SECTIONS 28 AND 35, A DESTANCE AND THE AND THE COMMON TO SECTIONS 28 AND 25, A DESTANCE AND A DESTANCE AND A DESTANCE AND A DESTANCE SECTIONS 23 AND 28, THES, REFE, 3) THENES, MODESTOR'S ALONG THE MORTH SOUTH CONTRULE OF SAD SECTION 23, 3,230,86 FEET 10 THE POINT OF BEGINNING.

SAID PARCEL CONTAINS & GROSS AREA OF 137,084,509 SQUARE FEET (3,147.027 ACRES, MORE OR LESS).

EXCEPTING THEREFROM THE FOLLOWING TWO (2) EXCEPTIONS:

EXCEPTION 'A':

THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF THE THE SOUTHERS' SOUTHERS TO A THE SOUTHERS' DURING TO THE OUTHERS' SOUTHERS' S

SOUTH HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (S 1/2 ME 1/4 SW 1/4 SW 1/4) OF SAID SECTION 13 AS DESCRIBED IN WARRANTY DEED RECORDED IN BOOK 5826 AT PAGE 208, EXCEPTING THEREFROM THE EASTERLY 30 FEET OF THAT BO FEET WIDE INGESS/EGRESS EASEMENT DESCRIBED IN DESIGNATION OF RIGHTS OF WAY RECORDED IN BOOK 2395 AT PAGE 377;

AND THE MORTH HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (N 1/2 HE 1/4 SW 1/4 SW 1/4 PESONDED RECEPTION HO. 210058631, EXCEPTING THEREFROM THE EXCORDED RECEPTION HO. 210058631, EXCEPTING THEREFROM THE CONTROL OF THE SOUTHWEST OF THE SOUTHWEST OF THE SOUTHWEST CONTROL OF THE SOUTHWEST OF THE SOUTHWEST OF THE SOUTHWEST CONTROL OF THE SOUTHWEST OF THE SOUTHWEST OF THE SOUTHWEST THE SOUTHWEST OF THE SOUTHWEST SOUTHWEST OF THE SOUTHWEST OF THE SOUTHWEST SOUTHWEST OF THE SOUTHWEST OF THE SOUTHWEST OF THE SOUTHWEST OF THE SOUTHWEST SOUTHWEST OF THE SOUTHWEST OF THE SOUTHWEST SOUTHWEST OF THE SOUTHWEST OF THE SOUTHWEST ALCORADO RECEIVENTAL ALCORDON, CACOTRING TRACAVERSE ASSEMENT DESCRIBED IN DESIGNATION OF RIGHTS OF WAY RECORDED IN BOOK 2395 AT PAGE 377. ALL DOCUMENTS FOUND IN THE RECORDS OF EL PASO COUNTY, COLORADO,

AND MORE PARTICULARLY DESCRIBED AS FOLLOW

BEGINNING AT THE SECTION CORNER COMMON TO SECTIONS 13, 14, 23, AND 24, SAID CORNER BEING WONUWENTED WITH A 3.25" ALUMINUM CAP WITHOUT STAMPS: THENCE NOO'30'22"W ALONG THE SECTION LINE COMMON TO SAID SECTIONS 13 AND 14, 659 62 FFFT TO A RENT NO. 5 REBAR WITHOUT CAP-

THENDE N88/38/46'E A DISTANCE OF 658.83 FEET TO THE SOUTHWEST CORNER OF SAD NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 13;

THE SOUTHEST QUARTER OF SECTION 1.12 INDECE MODIFIEST ALGOR THE WEST LIFELINGER, SHARES FEELT TO THE INDECE MODIFIEST ALGOR THE WEST LIFELINGER OF THE SOUTHEST QUARTER OF THE SOUTHEST QUARTER OF SECTION 1.2 THOLER SHAREST'EST ALGOR THE MOTH LIFE THEFT (D A NO. 3 REBAR NO.2, REBAR WITH RED FLASTIC CAP STANFED "LS 1983"; THORES SOUTHEST & DISTANCE (OF 1,350,86) FEELT TO A NO. 3 REBAR WITH RED PLASTIC CAP STAMPED 'LS 1993'; THENCE S88'39'48'W A DISTANCE OF 1,317.54 FEET TO THE POINT OF

SAID PARCELS CONTAINING A COMBINED AREA OF 1,304,015 SQUARE FEET (29.936 ACRES, MORE OR LESS).

#### EXCEPTION '8':

A PRIEDEN OF THE MERTILATIONATION OF THE MERTINESS CAMPAGE OF THE SOUTHWEST SUMMERS OF SOCION 1. THE AREA AS DESCRIDED IN WARRANTY DED RECORDOR UNDER RECEIVEN NO. 21002791, LICEPTHON HORFROW THE SECTION 3. OF CONTROL OF STATE MEL INCESS/CORESS LASENUT DESCRIDED IN DESCRITENT OF THE OF THE MEL INCESS/CORESS LASENUT DESCRIDED IN DESCRITENT OF ROMES OF WAY RECORDED IN BOOK 2385 AT PACE 377;

AND A PORTION OF THE INGRITHEAST QUARTER OF THE NORTHIEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 13, THIS, R66W AS DESCRIBED AS "PARCEL A" IN WARRANTY DEER RECORDED UNCOR RECOPTION NO. 200059931, EXCEPTING THEREFROM THE LASTERY 30 FEET OF THAT 80 CONTINUES OF CONTINUES AND ADDRESS OF CONTINUES FEET WIDE INGESS/EGRESS EASEMENT DESCRIBED IN DESIGNATION OF RIGHTS OF WAY RECORDED IN BOOK 2395 AT PAGE 377; ALL DOCUMENTS FOUND IN THE RECORDS OF EL PASO COUNTY, COLORADO, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE QUARTER CORNER COMMON TO SECTIONS 13 AND 14. SAID QUARTER CORNER BEING WONUWENTED BY A BENT NO. 5 REBAR WTHOUT CAP

THENCE NOR'SO'SZ'E A DISTANCE OF 658.34 FEET TO THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 13, AND THE POINT OF BEGINNIN

THENCE HARVAYO'TE ALONG THE MORTH LANS THEREOF, 661.09 FEET TO THE MORTHASTI COMPREY OF ACORESAD NORTHEST OWNERS OF THE NORTHASTI OWNERS OF THE SOUTHMEST OWNERS OF SECTION 13. THENCE SOUTH'STFE ALONG HE EAST LINE THEREOF, 328.97 FEET TO A NO. 3 REDAR WITHOUT CAP; THENCE SOUTH'STE A USEINAGE OF 330.21 FEET TO A NO. 3 REDAR

WITHOUT CAP, BEING THE SOUTHEAST CORNER OF AFDRESAU NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 13; THENCE \$88'36'23"W ALONG THE SOUTH LINE THEREOF, 658.17 FEET TO

THE SOUTHWEST CORNER OF SAID NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 13; THENCE NO0'30'34"W ALONG THE WEST LINE THEREOF, 659.83 FEET TO THE POINT OF BEGINNING

SAID PROPERTIES COMBINED CONTAINING AN AREA OF 434,661 SQUARE FEET (9.978 ACRES, MORE OR LESS)

GROSS AREA 137,084,509 SQUARE FEET (3,147.027 ACRES, MORE OR LESS). LESS EXCEPTION 'A' AREA OF 1,304,015 SQUARE FEET (29.936 ACRES, HORE OR LESS) LESS EXCEPTION 'B' AREA OF 434,681 SQUARE FEET (9.978 ACRES, MORF

OR LESS) NET AREA 135,345,833 SQUARE FEET (3,107,113 ACRES MORE OR LESS).

PETITIONER SIGNATURES:

THE AFOREMENTIONED, EDW. C. LEVY CO., A MICHIGAN CORPORATION, HAS EXECUTED THIS INSTRUMENT THIS \_\_\_\_\_ DAY OF \_\_\_\_\_\_ A.D. BY: AS \_\_\_\_\_AS \_\_\_\_ 

STATE OF \_\_\_\_ 22 COUNTY OF

OWNER:

THE FORECOING INSTRUMENT WAS ACKNOWLEDGED BEFORE WE THIS \_\_\_\_ DAY OF . A.D. BY

- 45 OF FOW C. LEVY CO., & MICHIGAN CORPORATION

WITNESS MY HAND AND OFFICIAL SEAL MY COMMISSION EXPIRES: NOTARY PUBLIC

OWNER-THE AFOREMENTIONED, SOUTHERN COLORADO RAL PARK LLC. & MICHIGAN LIMITED LIABILITY COMPANY, HAS EXECUTED THIS INSTRUMENT THIS \_\_\_\_\_ \_\_\_\_\_ A.D. DAY OF

STATE OF \_\_\_\_

COUNTY OF

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ A.D. BY

SOUTHERN COLORADO RAIL PARK LLC, A MICHIGAN LIMITED LIABILITY COMPANY

WITNESS MY HAND AND OFFICIAL SEAL. MY COMMISSION EXPIRES:

NOTARY PUBLIC



ANNEXATION CONTIGUITY STATEMENT: TOTAL PERIMETER OF THE AREA FOR ANNEXATION: \$3,182.11 ONE-SIXTH (1/6TH) OF THE TOTAL PERIMETER: 8.863.69' (16.67%) PERIMETER OF THE AREA CONTIGUOUS TO THE EXISTING CITY UNITS (WEST LINES OF SITE) 13 543 73' (25 478)

#### NOTES:

1. PURSUART TO C.R.S. SECTION 31-12-104(1)(A) CONTOLITY SHALL NOT BE AFTERED BY THE COSTENCE OF PUBLIC LANDS OWNED BY THE STATE, OR AN ACENCY THEORY, SIZETY CONTY-OWNED DOWN SPACE, BETWEEN THE AND PROPOSED TO BE ANNEXED.

2. PURSUANT TO C.R.S. SECTION 31-12-105(1VE) THE THREE-HILF LIMIT PURBUART TO CREAT SECTION OF THE THAT THAT THAT THE THING THE THE AND AND AN OF THE CAT'S BOUNDARY MAY BE EXCEEDED FOR THE ANNEXANON OF AN ENTERPRISE ZONE. THE DITINE PROPERTY BEING ANNEXED IS WITHIN THE PRES PEAK ENTERPRISE ZONE. SEE SHEETS 2 AND 3 FOR DETAILS.

FLOODPLAIN STATEMENT:

REVEW OF THE FEDERAL ENERGING' MANAGEMENT AGENCY (FEMA) FLOOD MSURANCE RATE MAP (FRM) PAREL NOS GORIEDOBIE, BORIEDOBE, BORIEDOBEC, BORIEDOBECTISO, MIN FERCING ADDISONG BORIEDOBEC, BORIEDOBECTISO, MIN FERCING ADDISONG RAM, PARE ADDITON ARE CURRENTLY IMPACTING IN A STHAT DOCE 'A' SOUTH ANALE THAT IS UNLED Y TO BE ENHANCED BY FLOOR STAT OCCUR QUERIES A 100-YEAR EVENT, FOR WHICH A DITALD STADY HAS BEEN PROFEMBED BUT NO BASE. THOSE OFTENHANCE BEEN PROFEMBED BUT NO BASE. THOSE OFTENHANCE



ON BEHALF OF	THE CITY OF COL	ORADO SPRINCS	THE UNDERSIGNED
ITHERA WHAR	VE FOR FILING TH	ACCOMPANYING	ANNEXATION PLAT OF
SOUTHERN COL	LORADO RAIL PARI	ADDITION NO. 1	

TY PLANNING	DIRECTOR	DATE	-

DTY ENSNEER DATE

\_ DATE DIT OFF

SURVEYOR'S STATEMENT:

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VESNON P TAYLOR, COLORADO PLS NO 75966 FOR AND ON BEHALF OF:

NOTICE ACCORDENCE TO COLLERADE LAR, YOU HAUT COMMONS ANY LEDAL ACTOR BASED UNDER ANY BOTTOT IN INS SAMAYY WINN INSEE VALUES ANTE DYN FROT BOCCOLL SACH DOTTOT. IN DYNH, MAY ANY ACTOR BASED LARDA ANY DOTET IN THIS BANKYT BE COMMONSTAL MORE THAN THIN YAARI FROM THE DANK OF THE CONTROLLONG BASEM SCHEMEST

#### CLERK AND RECORDER:

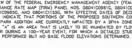
STATE OF COLORADO )

COUNTY OF EL PASO

I HEREBY CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORD AT MY OFFICE AT \_\_\_\_\_\_O'CLOCK \_\_\_M, THIS \_\_\_\_\_DAY OF 2025, A.D., AND IS DULY RECORDED UNDER RECEPTION NO. OF THE RECORDS OF AL PASO COUNTY, COLORADO,

FEE:		STEVE SCHLEKER, RECORDER	
SURCHARGE:	 ØY-	DEPUTY	







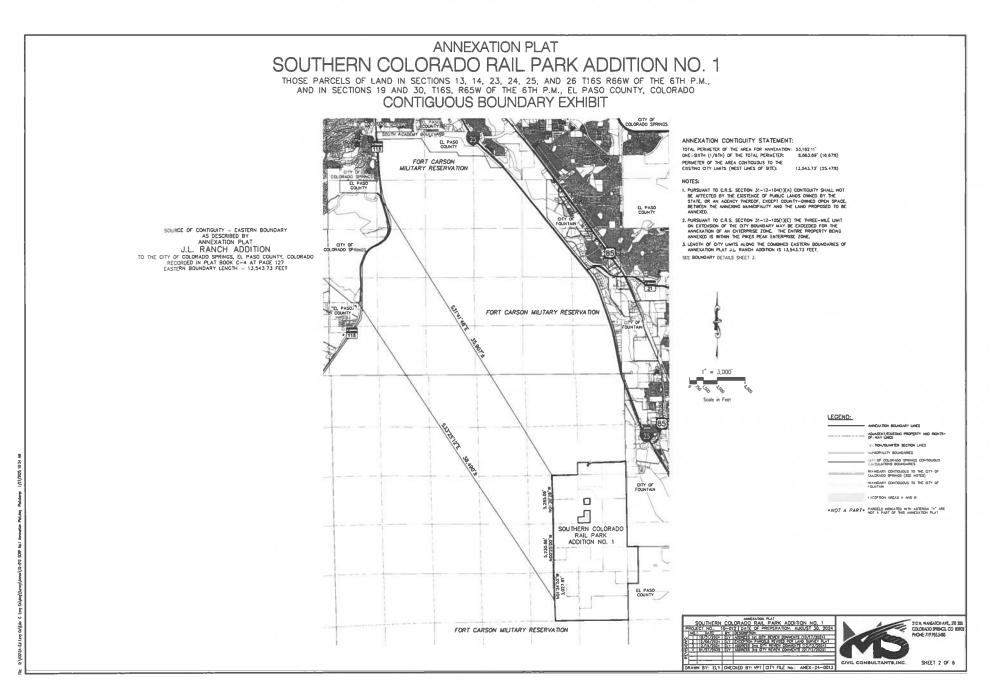
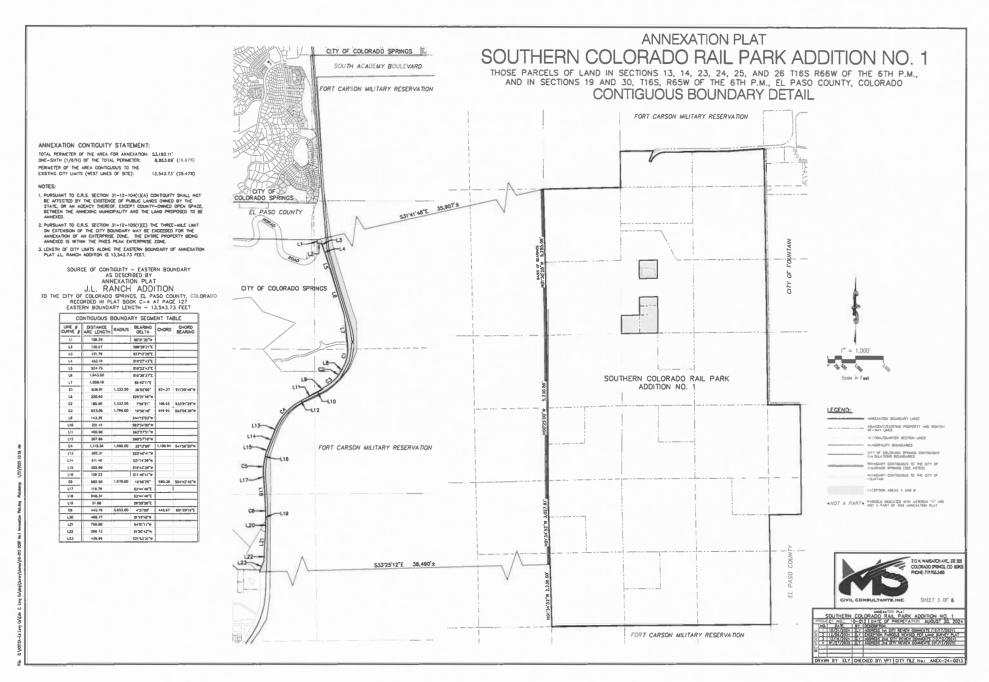
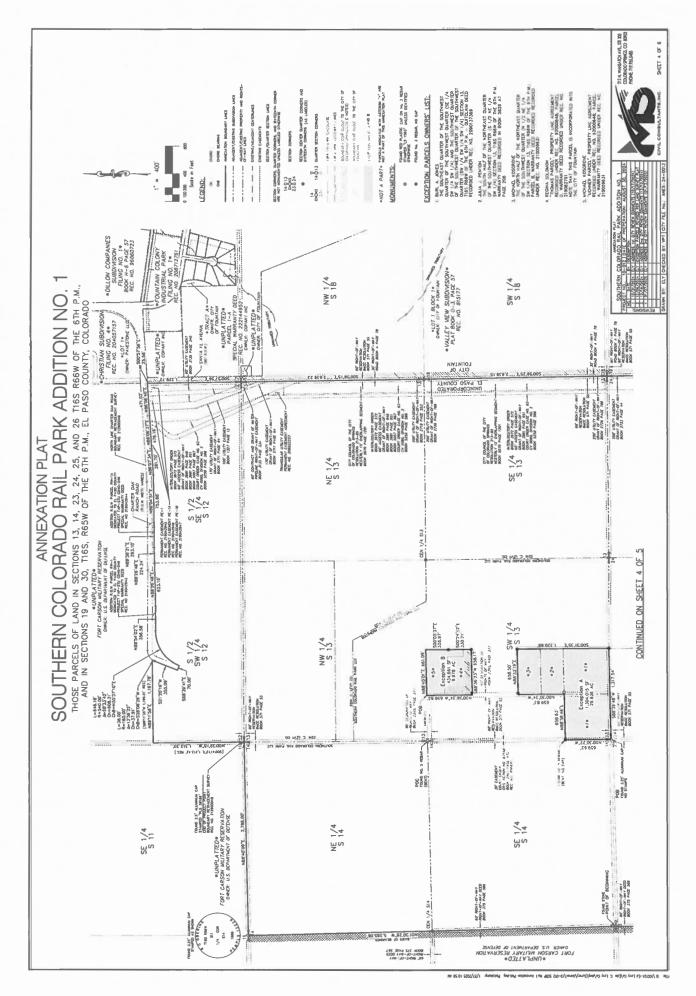


EXHIBIT ⋗

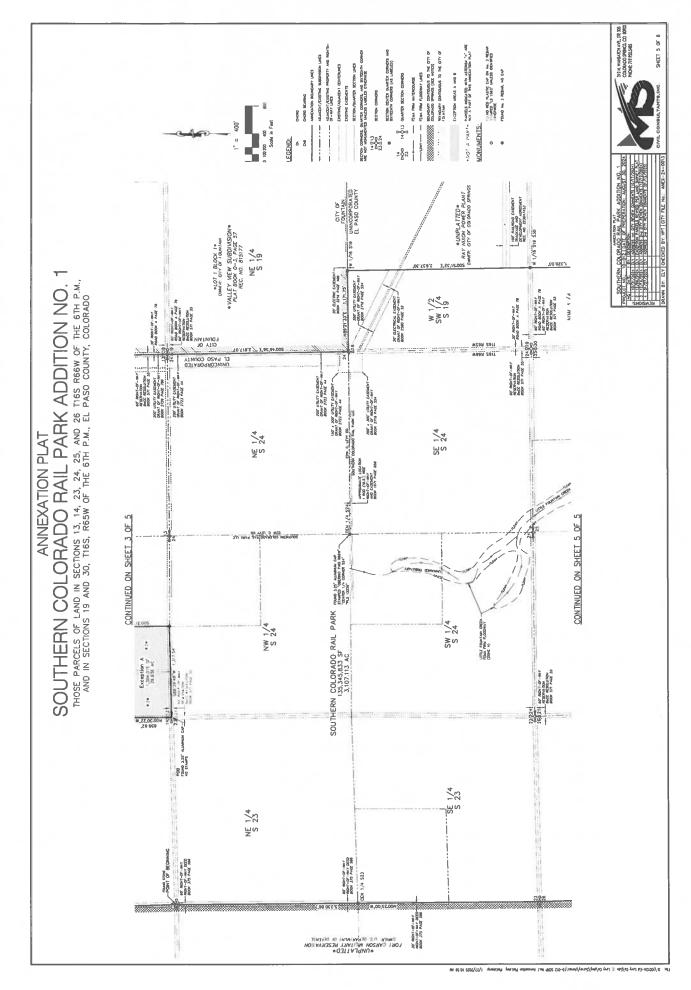


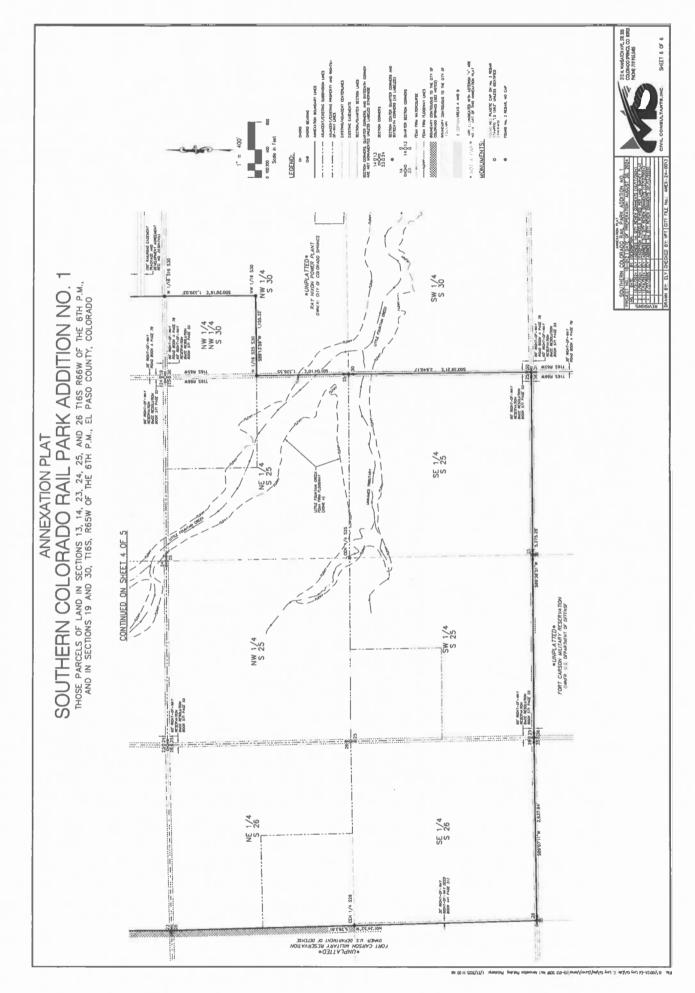
EXHIBIT

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**EXHIBIT A** 





I HEREBY CERTIFY that the foregoing ordinance entitled <u>"AN ORDINANCE ANNEXING</u> TO THE CITY OF COLORADO SPRINGS THAT AREA KNOWN AS SOUTHERN COLORADO RAIL PARK ADDITION NO. 1 ANNEXATION CONSISTING OF 3,107.11 ACRES LOCATED SOUTH AND WEST OF THE HIGWAY 25 AND SOUTH SANTA FE INTERSECTION, ADJACENT TO FORT CARSON." was introduced and read at a regular meeting of the City Council of the City of Colorado Springs, held on March 11, 2025; that said ordinance was finally passed at a regular meeting of the City Council of said City, held on the 25<sup>th</sup> day of March 2025, and that the same was published by title and in summary or in full, in accordance with Section 3-80 of Article III of the Charter, a newspaper published and in general circulation in the Gazette, at least ten days before its passage.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City, **25<sup>th</sup> day of March 2025.** 

ulp Sarah B. Johnson, City Clerk

1<sup>st</sup> Publication Date: **March 14, 2025** 2<sup>nd</sup> Publication Date: **April 2, 2025** 

Effective Date: April 7, 2025

Initial: SM

City Clerk

