

TOWN OF PONCHA SPRINGS, COLORADO

ORDINANCE NO. 2007-11

**AN ORDINANCE APPROVING THE ANNEXATION OF CERTAIN REAL
PROPERTY TO THE TOWN OF PONCHA SPRINGS, COLORADO**

**BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF PONCHA
SPRINGS, COLORADO:**

Section 1.

That five (5) Petitions for Annexation, together with four (4) copies of the annexation map as required by law, were filed with the Board of Trustees on October 27, 2006, by the owners of over fifty percent (50%) of the area of the property hereinafter described, exclusive of public streets and alleys, and comprising more than fifty percent (50%) of the landowners of the property to be annexed. The Board, by resolution at a properly noticed meeting on September 24, 2007, accepted said Petition and found and determined that the applicable parts of the Municipal Annexation Act of 1965, as amended, have been met and further determined that an election was not required under the Act and that no additional terms and conditions were to be imposed upon said annexation other than as set forth in the Annexation Agreement.

Section 2. Annexation Approved.

That the annexation to the Town of the following described property is hereby approved:

See, attached **Exhibit A**

Section 3. Effective Date.

This Ordinance shall take effect thirty (30) days following publication as provided by statute.

APPROVED, this **24th** day of **September, 2007** by a vote of:

FOR: 6

AGAINST: 0

ABSTAIN: 0

ATTEST:

TOWN OF PONCHA SPRINGS

/s/ _____
Diana K. Heeney
CMC/Treasurer

By:/s/ _____
Mark F. Thonhoff, Mayor

[S E A L]

Published in the **Mountain Mail** on **September 28, 2007**

EXHIBIT A

Legal Description of Property Annexed

[attached]

EXHIBIT A**LEGAL DESCRIPTION OF THE PROPERTY**

A PARCEL OF LAND LOCATED IN SECTIONS 5, 6, 7, 8, 9 AND 18, TOWNSHIP 49 NORTH, RANGE 8 EAST OF THE NEW MEXICO PRINCIPAL MERIDIAN, COUNTY OF CHAFFEE, STATE OF COLORADO, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BASIS OF BEARINGS: THE NORTH LINE OF THE NORTHWEST 1/4 OF SECTION 7, TOWNSHIP 49 NORTH, RANGE 8 EAST OF THE NEW MEXICO PRINCIPAL MERIDIAN, WHICH IS ASSUMED TO BEAR N 89°58'23" W.

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 8, THENCE N 45°43'26" E, A DISTANCE OF 5,627.84 FEET TO THE TRUE POINT OF BEGINNING;

THENCE N 81°52'41" W, 2750.50 FEET TO A POINT;

THENCE S 00°58'57" E, 35.45 FEET TO A POINT;

THENCE N 81°52'41" W, 3354.28 FEET TO A POINT;

THENCE, ALONG A TANGENT CURVE TO THE RIGHT WITH A RADIUS OF 2450.00 FEET, A CENTRAL ANGLE OF 08°57'46", THE CHORD OF WHICH BEARS N 77°23'48" W FOR A DISTANCE OF 382.86 FEET; THENCE ALONG THE ARC OF SAID CURVE FOR A DISTANCE OF 383.25 FEET TO A POINT;

THENCE N 72°54'55" W, 1500.60 FEET TO A POINT;

THENCE S 89°23'49" W, 1413.70 FEET TO A POINT;

THENCE S 01°10'00" E, 1318.86 FEET TO A POINT;

THENCE N 89°38'16" E, 1356.21 FEET TO A POINT;

THENCE S 00°49'56" E, 85.49 FEET TO A POINT;

THENCE S 00°49'56" E, 699.72 FEET TO A POINT;

THENCE S 00°49'56" E, 61.67 FEET TO A POINT;

THENCE S 00°49'56" E, 21.15 FEET TO A POINT;

THENCE S 00°49'56" E, 457.41 FEET TO A POINT;

THENCE S 89°31'47" W, 1348.44 FEET TO A POINT;

THENCE S 01°08'36" E, 917.64 FEET TO A POINT;

THENCE S 62°55'50" W, 2541.04 FEET TO A POINT;

THENCE N 69°23'48" W, 28.42 FEET TO A POINT;

THENCE S 21°30'22" W, 202.53 FEET TO A POINT;

THENCE S 10°10'18" W, 162.28 FEET TO A POINT;

THENCE S 00°27'39" E, 322.25 FEET TO A POINT;

THENCE S 89°54'31" W, 284.36 FEET TO A POINT;

THENCE S 31°04'26" W, 35.90 FEET TO A POINT;

THENCE S 86°24'55" W, 39.23 FEET TO A POINT;

THENCE S 41°34'10" W, 30.95 FEET TO A POINT;

THENCE S 00°02'59" E, 282.97 FEET TO A POINT;

THENCE N 69°12'32" E, 342.14 FEET TO A POINT;

THENCE S 20°25'16" W, 796.13 FEET TO A POINT;

THENCE S 09°48'29" W, 474.69 FEET TO A POINT;

THENCE S 75°48'36" W, 2255.06 FEET TO A POINT;

THENCE N 02°20'35" W, 2073.98 FEET TO A POINT;
THENCE S 89°49'51" E, 1255.86 FEET TO A POINT;
THENCE N 02°10'53" W, 2655.00 FEET TO A POINT;
THENCE N 02°10'53" W, 1321.54 FEET TO A POINT;
THENCE N 89°58'54" E, 1225.96 FEET TO A POINT;
THENCE N 89°57'45" E, 81.56 FEET TO A POINT;
THENCE N 01°43'59" W, 1351.22 FEET TO A POINT;
THENCE S 89°40'16" E, 0.05 FEET TO A POINT;
THENCE N 83°10'20" E, 16.08 FEET TO A POINT;
THENCE N 76°21'36" E, 17.91 FEET TO A POINT;
THENCE N 69°00'29" E, 31.17 FEET TO A POINT;
THENCE N 52°20'52" E, 23.98 FEET TO A POINT;
THENCE N 47°13'18" E, 17.72 FEET TO A POINT;
THENCE N 42°05'55" E, 34.34 FEET TO A POINT;
THENCE N 60°37'22" E, 17.40 FEET TO A POINT;
THENCE N 86°09'46" E, 25.27 FEET TO A POINT;
THENCE S 68°28'52" E, 34.01 FEET TO A POINT;
THENCE S 55°56'33" E, 85.07 FEET TO A POINT;
THENCE S 71°11'49" E, 23.89 FEET TO A POINT;
THENCE S 78°44'32" E, 27.18 FEET TO A POINT;
THENCE N 81°55'34" E, 16.88 FEET TO A POINT;
THENCE N 48°03'17" E, 55.36 FEET TO A POINT;
THENCE N 69°34'41" E, 21.51 FEET TO A POINT;
THENCE N 87°46'56" E, 22.32 FEET TO A POINT;
THENCE S 66°15'54" E, 23.01 FEET TO A POINT;
THENCE S 51°30'58" E, 20.18 FEET TO A POINT;
THENCE S 33°44'26" E, 46.17 FEET TO A POINT;
THENCE S 19°21'02" E, 61.82 FEET TO A POINT;
THENCE S 10°21'52" E, 84.61 FEET TO A POINT;
THENCE S 14°48'36" E, 47.20 FEET TO A POINT;
THENCE S 27°58'35" E, 10.43 FEET TO A POINT;
THENCE S 43°25'25" E, 23.93 FEET TO A POINT;
THENCE S 75°43'38" E, 75.02 FEET TO A POINT;
THENCE S 88°29'29" E, 71.76 FEET TO A POINT;
THENCE S 84°11'36" E, 113.11 FEET TO A POINT;
THENCE N 58°53'15" E, 272.86 FEET TO A POINT;
THENCE N 00°05'51" W, 217.64 FEET TO A POINT;
THENCE N 58°46'46" E, 630.79 FEET TO A POINT;
THENCE N 00°04'37" W, 824.14 FEET TO A POINT;
THENCE S 69°53'24" E, 2202.82 FEET TO A POINT;

THENCE S 00°56'55" W, 288.60 FEET TO A POINT;
THENCE S 72°28'53" E, 737.09 FEET TO A POINT;
THENCE N 89°23'49" E, 24.64 FEET TO A POINT;
THENCE S 72°54'55" E, 1187.03 FEET TO A POINT;
THENCE, ALONG A TANGENT CURVE TO THE LEFT WITH A RADIUS OF 2350.00 FEET, A CENTRAL ANGLE OF 08°57'46", THE CHORD OF WHICH BEARS S 77°23'48" E FOR A DISTANCE OF 367.23 FEET; THENCE ALONG THE ARC OF SAID CURVE FOR A DISTANCE OF 367.61 FEET TO A POINT;
THENCE S 81°52'41" E, 3338.25 FEET TO A POINT;
THENCE S 00°58'57" E, 35.45 FEET TO A POINT;
THENCE S 81°52'41" E, 2751.14 FEET TO A POINT;
THENCE S 00°13'20" W, 30.29 FEET TO THE TRUE POINT OF BEGINNING.
SAID PARCEL CONTAINS 24,796,921 SQUARE FEET OR 569.26 ACRES MORE OR LESS.