

RFP03EXC

TYPE OF RECORD: PERMANENT

CATEGORY OF RECORD: **CONTRACT**

NAME OF CONTRACTOR: GRAND JUNCTION RURAL FIRE PROTECTION

SUBJECT/PROJECT: EXCLUSION OF CERTAIN TERRITORY FOR  
THE GRAND JUNCTION FIRE PROTECTION DISTRICT - CASE NO. 01  
CV 657 - SIGNED JANUARY 14, 2002

CITY DEPARTMENT: FIRE DEPARTMENT

YEAR: 2003

EXPIRATION DATE: NONE

DESTRUCTION DATE: NONE

2 PAGE DOCUMENT

BOOK 3002 PAGE 525

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MONIKA TODD CLK&REC MESA COUNTY CO  
REC FEE \$10.00

DISTRICT COURT, MESA COUNTY, COLORADO  125 N. Spruce Grand Junction, CO 81501 (970) 257-3625	
In the Matter of the Petition of the CITY OF GRAND JUNCTION, a home rule city,  For the exclusion of certain territory from the GRAND JUNCTION RURAL FIRE PROTECTION DISTRICT	
John P. Shaver, No. 16594 Assistant City Attorney 250 North 5th Street, Grand Junction, CO 81501 (970) 244-1501	<b>COURT USE ONLY</b>  Case No. 01 CV 657  Div.: 12 Ctrm.:
<b>ORDER FOR EXCLUSION OF LANDS</b>	

The Petition for the exclusion of lands from the Grand Junction Rural Fire Protection District having been called for hearing by the Court and the Court having been duly advised in the premises hereby finds that:

1. The Court has jurisdiction over the subject matter and the parties herein.
2. That the requirements of §32-1-502, C.R.S. have been met or will reasonably be met by the parties.
3. That the parties have provided for the necessary and orderly provision of fire and other emergency response to the excluded areas.

IT IS THEREFORE ADJUDGED, ORDERED AND DECREED BY THE COURT:

That the lands described in the Petition, all situate within Mesa County, Colorado, are hereby excluded from the Grand Junction Rural Fire Protection District, and that the legal and common descriptions contained in said Petition are incorporated by this reference as if fully set forth.

BY THE COURT THIS 21<sup>st</sup> DAY OF January, 2007.

Dee R. Marsau  
DISTRICT COURT JUDGE

DISTRICT COURT, MESA COUNTY, COLORADO  125 N. Spruce Grand Junction, CO 81501 (970) 257-3625	
In the Matter of the Petition of the CITY OF GRAND JUNCTION, a home rule city,  For the exclusion of certain territory from the GRAND JUNCTION RURAL FIRE PROTECTION DISTRICT	
John P. Shaver, No. 16594 Assistant City Attorney 250 North 5th Street, Grand Junction, CO 81501 (970) 244-1501	<b>COURT USE ONLY</b>  Case No. 01 CV 657  Div.: 12 Ctrm.:
<b>VERIFIED PETITION</b>	

COMES NOW the City of Grand Junction, a home rule city, by and through the undersigned counsel and respectfully petitions the Court for a Hearing and Order on the exclusion of certain lands within the Grand Junction Rural Fire Protection District:

1. The City of Grand Junction petitions the Court for exclusion from the Grand Junction Rural Fire Protection District of Mesa County, Colorado, the following described land, to wit:

**DAVIDSON/WILCOX ENCLAVE**

W ½ SW ¼ SE ¼ SW ¼ Section 18, Township 1 South, Range 1 West of the Ute Meridian,  
County of Mesa, State of Colorado

**TRAVER ANNEXATION**

A Serial Annexation Comprising Traver Annexation No. 1 and Traver Annexation No. 2

### TRAVER ANNEXATION NO.1

A parcel of land situate in the SW 1/4 SW 1/4 of Section 16, the SE 1/4 SE 1/4 of Section 17, the NE 1/4 NE 1/4 of Section 20 and in the NW 1/4 NW 1/4 of Section 21 all in Township 1 South, Range 1 East of the Ute Meridian, County of Mesa, State of Colorado, being more particularly described as follows:

Beginning at the SE corner of said Section 17; thence S 89°59'45" E along the south line of the SW 1/4 SW 1/4 of said Section 16 a distance of 60.00 feet to a point; thence leaving said south line S 00°01'05" W a distance of 5.00 feet to a point; thence N 89°59'45" W along a line 5.00 feet south of and parallel with the north line of the NW 1/4 NW 1/4 of said Section 21 a distance of 60.00 feet to a point on the east line of the NE 1/4 NE 1/4 of said Section 20; thence S 89°57'32" W along a line 5.00 feet south of and parallel with the north line of said NE 1/4 NE 1/4 a distance of 337.49 feet to a point; thence N 00°01'40" W a distance of 5.00 feet to a point on the south line of the SE 1/4 SE 1/4 of said Section 17; thence N 00°01'40" W a distance of 1049.98 feet to a point; thence along a line 10.00 south of and parallel with the approximate southerly right of way line for the Grand Valley Irrigation Company Canal the following 3 courses:

- 1) N 84°09'52" W a distance of 56.91 feet to a point;
- 2) S 78°48'05" W a distance of 251.29 feet to a point;
- 3) S 79°21'59" W a distance of 138.83 feet to a point;

thence N 11°21'09" W a distance of 10.00 feet to a point on the approximate southerly right of way line for said Grand Valley Irrigation Company Canal; thence along said approximate southerly right of way line the following 3 courses:

- 1) N 79°21'59" E a distance of 138.86 feet to a point;
- 2) N 78°48'05" E a distance of 252.79 feet to a point;
- 3) S 84°09'52" E a distance of 67.43 feet to the northwest corner of Lot 5 of Wilkinson Subdivision;

thence S 00°01'40" E along the east line of the west 990.00 feet of the SE 1/4 SE 1/4 of said Section 17 a distance of 795.00 feet to the southwest corner of Lot 1 of said Wilkinson Subdivision; thence continuing along the east line of the west 990.00 feet of the SE 1/4 SE 1/4 of said Section 17 S 00°01'40" E a distance of 223.00 feet to a point on the north right of way line for D Road; thence N 89°57'32" E along said north right of way line a distance of 162.49 feet to a point; thence leaving said north right of way line S 00°01'40" E a distance of 41.00 feet to a point on the south line of the SE 1/4 SE 1/4 of said Section 17; thence N 89°57'32" E along the south line of said SE 1/4 SE 1/4 a distance of 165.00 feet to the point of beginning.

### TRAVER ANNEXATION NO.2

A parcel of land situate in the SE 1/4 SE 1/4 and in the NE 1/4 SE 1/4 of Section 17, Township 1 South, Range 1 East of the Ute Meridian, County of Mesa, State of Colorado, being more particularly described as follows:

Beginning at the SE 1/16 corner of said Section 17; thence N 00°01'40" W along the west line of the NE 1/4 SE 1/4 of said Section 17 a distance of 848.96 feet to the northwest corner of Lot 2 of Brown's Minor Subdivision II; thence N 90°00'00" E along the north line of said Lot 2 a distance of 329.82 feet to the northeast corner of said Lot 2; thence S 00°01'17" E along the east line of said Lot 2 a distance of 848.86 feet to a point on the north line of the SE 1/4 SE 1/4 of said Section 17; thence continuing along the east line of said Lot 2 S 00°03'36" E a distance of 342.98 feet to the southeast corner of said Lot 2; thence S 00°03'36" E a distance of 20.22 feet to a point on the approximate southerly right of way line for the Grand Valley Irrigation Company Canal; thence along the approximate southerly right of way line for said Grand Valley Irrigation Company Canal the following 3 courses:

- 1) N 83°35'49" E a distance of 64.97 feet to a point;
- 2) N 81°10'14" E a distance of 57.58 feet to a point;
- 3) N 77°55'42" E a distance of 89.00 feet to a point;

thence leaving said approximate southerly right of way line S 11°21'09" E a distance of 10.00 feet to a point; thence along a line 10.00 feet south of and parallel with the approximate southerly right of way line for said Grand Valley Irrigation Company Canal the following 3 courses:

- 1) N 79°21'59" E a distance of 138.83 feet to a point;
- 2) N 78°48'05" E a distance of 251.29 feet to a point;
- 3) S 84°09'52" E a distance of 56.91 feet to a point;

thence S 00°01'40" E along a line 10.00 feet west of and parallel with the east line of the west 990.00 feet of the SE 1/4 SE 1/4 of said Section 17 a distance of 1049.98 feet to a point on the south line of said SE 1/4 SE 1/4; thence S 89°57'32" W along the south line of said SE 1/4 SE 1/4 a distance of 980.00 feet to the E 1/16 corner on the south line of said Section 17; thence N 00°01'40" W along the west line of the SE 1/4 SE 1/4 of said Section 17 a distance of 1002.31 feet to the southwest corner of Lot 2 of said Brown's Minor Subdivision II; thence continuing along the west line of said SE 1/4 SE 1/4 N 00°01'40" W a distance of 317.95 feet to the point of beginning.

#### **BERTHOD ANNEXATION**

Lot 10, Banner Industrial Park (Plat Book 11, Page 362) Situate in the SE 1/4 NE 1/4, Section 17, T1S, R1E, U.M. County of Mesa, State of Colorado

#### **CANTRELL ANNEXATION**

A serial Annexation Comprising Cantrell Annexation No. 1 and Cantrell Annexation No. 2

#### **CANTRELL ANNEXATION NO. 1**

A parcel of land situate in the SW 1/4 SE 1/4 and in the SE 1/4 SW 1/4 of Section 8, Township 1 South, Range 1 East of the Ute Meridian, County of Mesa, State of Colorado, being more particularly described as follows:

Beginning at the S 1/4 corner of said Section 8; thence N 89°53'09" W along the south line of the SE 1/4 SW 1/4 of said Section 8 a distance of 177.92 feet to a point; thence leaving said south line N 00°06'51" E a distance of 30.00 feet to a point; thence N 89°53'09" W along a line 10.00 feet south of and parallel with the north right of way line for North Avenue ( U.S. Highway 6 ) a distance of 486.06 feet to a point; thence N 00°06'51" E a distance of 10.00 feet to a point on the north right of way line for said North Avenue ( U.S. Highway 6 ); thence S 89°53'09" E along said north right of way line a distance of 633.91 feet to a point on the west right of way line for 29 1/2 Road; thence N 00°00'00" E along the west right of way line for said 29 1/2 Road a distance of 9.92 feet to a point; thence crossing said 29 1/2 Road N 90°00'00" E a distance of 70.00 feet to a point on the east right of way line for said 29 1/2 Road ( said point also being the southwest corner of Lot 7 of J and J Subdivision ); thence S 89°58'35" E along the north right of way line for said North Avenue ( U.S. Highway 6 ) a distance of 50.10 feet to a point; thence leaving said north right of way line S 00°01'25" W a distance of 50.00 feet to a point on the south line of the SW 1/4 SE 1/4 of said Section 8; thence N 89°58'35" W along said south line a distance of 90.08 feet to the point of beginning.

#### CANTRELL ANNEXATION NO.2

A parcel of land situate in the SE 1/4 SW 1/4 of Section 8 and in the NE 1/4 NW 1/4 of Section 17 all in Township 1 South, Range 1 East of the Ute Meridian, County of Mesa, State of Colorado, being more particularly described as follows:

Commencing at the N 1/4 corner of Section 17; thence N 89°53'09" W along the north line of the NE 1/4 NW 1/4 of said Section 17 a distance of 177.92 feet to the True Point of Beginning of the parcel described herein; thence leaving the north line of said NE 1/4 NW 1/4 S 00°05'33" E a distance of 40.01 feet to a point on the south right of way line for North Avenue ( U.S. Highway 6 ); thence N 89°53'09" W along said south right of way line a distance of 10.00 feet to a point; thence leaving said south right of way line N 00°06'51" E a distance of 40.00 feet to a point on the south line of the SE 1/4 SW 1/4 of Section 8; thence leaving said south line N 00°06'51" E a distance of 20.00 feet to a point; thence N 89°53'09" W along a line 20.00 feet south of and parallel with the north right of way line for said North Avenue ( U.S. Highway 6 ) a distance of 969.25 feet to a point; thence N 00°00'09" E a distance of 20.00 feet to a point on the north right of way line for said North Avenue ( U.S. Highway 6 ); thence leaving said north right of way line N 00°00'09" E a distance of 620.16 feet to a point on the north line of the S 1/2 W 1/4 SE 1/4 SW 1/4 of Section 8 ( said north line also being the south line of Lot 10, Block 3 of Palace Estates Subdivision Filing No. Two ); thence S 89°55'20" E along said north line a distance of 165.49 feet to the northeast corner of the S 1/2 W 1/4 SE 1/4 SW 1/4 of said Section 8 ( said northeast corner also being the southeast corner of Lot 10, Block 3 of said Palace Estates Subdivision Filing No. Two ); thence S 00°00'07" W along the east line of the W 1/4 SE 1/4 SW 1/4 of said Section 8 a distance of 620.26 feet to a point on the north right of way line for said North Avenue ( U.S. Highway 6 ); thence S 89°53'09" E along said north right of way line a distance of 327.59 feet to a point; thence leaving said north right of way line S 00°06'51" W a distance of 10.00 feet to a point; thence S 89°53'09" E along a line 10.00 feet south of and

parallel with the north right of way line for said North Avenue ( U.S. Highway 6 ) a distance of 486.06 feet to a point; thence S 00°06'51" W a distance of 30.00 feet to a point on the south line of the SE 1/4 SW 1/4 of said Section 8 and point of beginning.

### PARHAM ANNEXATION

A parcel of land situate in the SW 1/4 and SE 1/4 of Section 17 and in the NE 1/4 of Section 20, all in Township 1 South, Range 1 East of the Ute Meridian, County of Mesa, State of Colorado, being more particularly described as follows:

Beginning at the S 1/4 corner of Section 17; thence S 89°57'50" W along the south line of the SE 1/4 SW 1/4 of said Section 17 a distance of 716.19 feet to a point; thence N 00°02'10" W a distance of 5.00 feet to a point; thence N 89°57'50" E along a line 5.00 feet north of and parallel with the south line of said SE 1/4 SW 1/4 a distance of 716.19 feet to a point on the west line of the SW 1/4 SE 1/4 of said Section 17; thence N 00°03'26" W along the west line of said SW 1/4 SE 1/4 a distance of 45.00 feet to a point on the north right of way line for D Road; thence N 89°57'50" E along the north right of way line for said D Road a distance of 329.34 feet to a point on the east line of the W 1/4 SW 1/4 SE 1/4 of said Section 17; thence N 00°03'26" W along the east line of said W 1/4 SW 1/4 SE 1/4 a distance of 1270.57 feet to the northeast corner of said W 1/4 SW 1/4 SE 1/4; thence N 89°58'55" E along the north line of the SW 1/4 SE 1/4 of said Section 17 a distance of 988.81 feet to the SE 1/16 corner of said Section 17; thence S 00°01'40" E along the east line of said SW 1/4 SE 1/4 a distance of 324.92 feet to a point on the centerline for the Grand Valley Irrigation Company Canal; thence along said centerline the following 5 courses:

- 1) N 67°31'47" W a distance of 67.05 feet to a point;
- 2) N 59°26'07" W a distance of 137.94 feet to a point;
- 3) N 70°43'27" W a distance of 60.07 feet to a point;
- 4) N 76°08'25" W a distance of 132.54 feet to a point;
- 5) N 71°48'17" W a distance of 286.92 feet to a point;

thence S 00°02'13" E a distance of 1182.69 feet to a point on the north right of way line for said D Road; thence along the north right of way line for said D Road the following 3 courses:

- 1) N 89°57'50" E a distance of 309.00 feet to a point;
- 2) S 00°02'10" E a distance of 20.00 feet to a point;
- 3) N 89°57'50" E a distance of 119.39 feet to a point;

thence leaving said north right of way line S 00°01'40" E a distance of 25.00 feet to a point; thence N 89°57'50" E along a line 5.00 feet north of and parallel with the south line of the SW 1/4 SE 1/4 of said Section 17 a distance of 210.00 feet to a point on the west line of the SE 1/4 SE 1/4 of said Section 17; thence S 00°01'40" E along the west line of said SE 1/4 SE 1/4 a distance of 5.00 feet to the E 1/16 corner on the south line of said Section 17; thence N 89°57'32" E along the south line of said SE 1/4 SE 1/4 a distance of 980.00 feet to a point; thence S 00°01'40" E a distance of 5.00 feet to a point; thence N 89°57'32" E along a line 5.00 feet south of and parallel with the north line of the NE 1/4 NE 1/4 of Section 20 a distance of 307.46 feet to a point; thence S 00°02'28" E a distance of 5.00 feet to a point; thence S 89°57'32"



W along a line 10.00 feet south of and parallel with the north line of said NE 1/4 NE 1/4 a distance of 312.46 feet to a point; thence N 00°01'40" W a distance of 5.00 feet to a point; thence S 89°57'32" W along a line 5.00 feet south of and parallel with the north line of said NE 1/4 NE 1/4 a distance of 975.00 feet to a point on the west line of said NE 1/4 NE 1/4 of said Section 20; thence N 00°02'21" W along said west line a distance of 5.00 feet to the E 1/16 corner on the north line of said Section 20; thence S 89°57'50" W along the north line of the NW 1/4 NE 1/4 of said Section 20 a distance of 1317.48 feet to the N 1/4 corner of said Section 20 and point of beginning.

#### **C & K ANNEXATION**

That certain tract of land situate in the S.W.1/4 of Section 10, Township One South, Range One West of the Ute Meridian, Mesa County, Colorado, the perimeter of which is more particularly described as follows:

Beginning at the southeast corner of Redco Industrial Park, as recorded in Plat Book 13 at Page 16 of the Mesa County real property records, from whence the South 1/4 Corner of said Section 10 bears S89°46'10"E a distance of 1754.48 feet; thence N89°46'10"W a distance of 830.75 feet to the southwest corner of Redco Industrial Park; thence N15°20'01"W a distance of 152.16 feet to the west line of said Section 10; thence N00°02'41"W, on said west line, a distance of 272.54 feet to the northwest corner of Redco Industrial Park; thence, continuing on the west line of said Section 10, N00°02'41"W a distance of 578.45 feet to the southerly right-of-way line of River Road; thence S41°18'34"E, on said southerly right-of-way line, a distance of 437.42 feet to the northeast corner of Redco Industrial Park; thence S41°55'00"E a distance of 889.96 feet to the beginning.

#### **LASER JUNCTION ANNEXATION**

That certain parcel of land situate in the NW1/4 of Section 15, Township One South, Range One West of the Ute Meridian, Mesa County, Colorado, the perimeter of which is more particularly described as follows:

Commencing at the southeast corner of Redco Industrial Park, as recorded in Plat Book 13 at Page 16 of the Mesa County real property records, from whence the North 1/4 Corner of said Section 15 bears S89°46'10"E a distance of 1754.48 feet; thence S40°55'00"E a distance of 950.99 feet to the southeasterly corner of Wickes Subdivision, as recorded in Plat Book 13 at Page 78 of the Mesa County real property records and the point of beginning; thence S40°44'05"E, along the right-of-way line of River Road, a distance of 159.80 feet to the northeasterly corner of High Country Business Park, as recorded in Plat Book 13 at Page 271 of the Mesa County real property records; thence departing said River Road S84°31'55"W, on the northerly line of said High Country Business Park, for a distance of 1176.62 feet more or less to the right bank of the Colorado River; thence along said river bank N46°07'05"W a distance of 200.78 feet to the southerly line of said Wickes Subdivision; thence S89°48'44"E, on said

southerly line, a distance of 220.70 feet; thence N84°32'18"E, on said southerly line, a distance of 995.53 feet to the beginning.

### **MONUMENT VALLEY FILING 7 ANNEXATION**

A certain parcel of land located in the West Half (W1/2) of Section 19, Township 1 South, Range 1 West of the Ute Meridian, County of Mesa, State of Colorado, being more particularly described as follows:

Block A, Monument Valley Subdivision, as same is recorded in Plat Book 16, Pages 269 and 270, Reception No. 1865256, Public Records of Mesa County, Colorado.

Containing 56.789 Acres, more or less.

### **APPLETON CORNERS VETERINARY CLINIC ANNEXATION**

(A serial annexation comprising Appleton Corners Veterinary Clinic Annexation No. 1, Appleton Corners Veterinary Clinic Annexation No. 2 and Appleton Corners Veterinary Clinic Annexation No. 3,

#### **APPLETON CORNERS VETERINARY CLINIC ANNEXATION NO. 1**

A certain parcel of land for Annexation purposes located in the Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼) of Section 32 and the Northwest Quarter of the Northwest Quarter (NW ¼ NW ¼) of Section 33, Township 1 North, Range 1 West of the Ute Principal Meridian, Mesa County, Colorado, being more particularly described as follows:

BEGINNING at the Southeast corner of the Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼) of Section said 32, and considering the East line of the Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼) of said Section 32 to bear S 00°00'30" E with all bearings contained herein being relative thereto; thence S 89°58'53" W along the South line of the Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼) of said Section 32, a distance of 30.00' to a point on the West line of the open, used and historical right-of-way for 24 Road; thence N 00°00'30" W along said West right-of-way, a distance of 119.00 feet; thence N 89°59'30" E, a distance of 1.00 feet; thence S 00°00'30" E along a line 1.00 feet East of and parallel with said West right-of-way, a distance of 118.00 feet; thence N 89°58'53" E along a line 1.00 feet North of and parallel with the South line of the Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼) of said Section 32, a distance of 29.00 feet to a point on the East line of the Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼) of said Section 32; thence S 89°49'31" E along a line 1.00 feet North of and parallel with the South line of the Northwest Quarter of the Northwest Quarter (NW ¼ NW ¼) of said Section 33, a distance of 30.00 feet to a point on the East line of the open, used and historical right-of-way for 24 Road; thence S 00°00'30" E along said East right-of-way, a distance of 1.00 feet to a point on the South line of the Northwest Quarter of the Northwest Quarter (NW ¼ NW ¼) of said Section 33; thence N 89°49'31" W along said South line of the

Northwest Quarter of the Northwest Quarter of said Section 33, a distance of 30.00 feet to the POINT OF BEGINNING.

Containing 178.0 square feet or 0.004 acres, more or less, as described, all of which is located within the open, used and historical right-of-way for 24 Road.

#### APPLETON CORNERS VETERINARY CLINIC ANNEXATION NO. 2

A certain parcel of land for Annexation purposes located in the Northeast Quarter of the Northeast Quarter (NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ ) of Section 32, Township 1 North, Range 1 West of the Ute Principal Meridian, Mesa County, Colorado, being more particularly described as follows:

COMMENCING at the Southeast corner of the Northeast Quarter of the Northeast Quarter (NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ ) of Section said 32, and considering the East line of the Northeast Quarter of the Northeast Quarter (NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ ) of said Section 32 to bear S 00°00'30" E with all bearings contained herein being relative thereto; thence N 00°00'30" W along the East line of the Northeast Quarter of the Northeast Quarter (NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ ) of said Section 32, a distance of 1.00 feet; thence S 89°58'53" W along a line 1.00 feet North of and parallel with the South line of the Northeast Quarter of the Northeast Quarter (NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ ) of said Section 32, a distance of 28.00 feet to the TRUE POINT OF BEGINNING; thence continuing S 89°58'53" W along said parallel line, a distance of 1.00 feet; thence N 00°00'30" W along a line 1.00 feet East of and parallel with the West line of the open, used and historical right-of-way for 24 Road, a distance of 352.00 feet; thence N 89°59'30" E, a distance of 1.00 feet; thence S 00°00'30" E along a line 2.00 feet East of and parallel with said West right-of-way, a distance of 352.00 feet to the POINT OF BEGINNING.

Containing 352.0 square feet or 0.008 acres, more or less, as described, all of which is located within the open, used and historical right-of-way for 24 Road.

#### APPLETON CORNERS VETERINARY CLINIC ANNEXATION NO. 3

A certain parcel of land for Annexation purposes located in the Northeast Quarter of the Northeast Quarter (NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ ) of Section 32 and the Northwest Quarter of the Northwest Quarter (NW  $\frac{1}{4}$  NW  $\frac{1}{4}$ ) of Section 33, Township 1 North, Range 1 West of the Ute Principal Meridian, Mesa County, Colorado, being more particularly described as follows:

COMMENCING at the Southeast corner of the Northeast Quarter of the Northeast Quarter (NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ ) of Section said 32, and considering the East line of the Northeast Quarter of the Northeast Quarter (NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ ) of said Section 32 to bear S 00°00'30" E with all bearings contained herein being relative thereto; thence N 00°00'30" W along the East line of the Northeast Quarter of the Northeast Quarter (NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ ) of said Section 32, a distance of 1.00 feet to the TRUE POINT OF BEGINNING; thence S 89°58'53" W along a line 1.00 feet North of and parallel with the South line of the Northeast Quarter of the Northeast Quarter (NE  $\frac{1}{4}$  NE

¼) of said Section 32, a distance of 28.00 feet; thence N 00°00'30" W along a line 2.00 feet East of and parallel with the West line of the open, used and historical right-of-way for 24 Road, a distance of 352.00 feet; thence S 89°59'30" W, a distance of 1.00 feet; thence S 00°00'30" E along a line 1.00 feet East of and parallel with said West right-of-way, a distance of 234.00 feet; thence S 89°59'30" W a distance of 1.00 feet to a point on said West right-of-way for 24 Road; thence N 00°00'30" W, along said West right-of-way, a distance of 881.35 feet to a point being the Southeast corner of that certain parcel of land entitled "R. A. Pennington", being a 'not-included' parcel of land as shown on the Plat of Appleton Ranchettes, as same is recorded in Plat Book 13, Page 464, Reception No. 1540539, Public Records of Mesa County, Colorado; thence S 89°58'39" W, along the South line of said parcel of land, said line also being the North line of a portion of Lot 4 of said Appleton Ranchettes, a distance of 281.40 feet to the Southwest corner of said parcel; thence N 01°47'00" E, along the West line of said parcel, also being the East line of said Lot 4, a distance of 290.64 feet to a point on the South line of the open, used and historical right-of-way for H Road, said point also being the Northeast corner of said Lot 4; thence N 89°58'34" E along said South right-of-way, being a line 30.00 feet South of and parallel with the North line of the Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼) of said Section 32, a distance of 302.41 feet to a point on the East line of the Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼) of said Section 32, said point lying S 00°00'30" E a distance of 30.00 feet from the Northeast corner of said Section 32; thence S 89°52'25" E along a line 30.00 feet South of and parallel with the North line of the Northwest Quarter of the Northwest Quarter (NW ¼ NW ¼) of said Section 33, a distance of 30.00 feet to a point on the East line of the open, used and historical right-of-way for 24 Road; thence S 00°00'30" E along said East right-of-way, a distance of 300.15 feet; thence S 89°58'39" W along a line being the Easterly extension of the South line of said Lot 4 of said Appleton Ranchettes, a distance of 59.00 feet; thence S 00°00'30" E along a line 1.00 feet East of and parallel with said West right-of-way for 24 Road, a distance of 636.62 feet; thence N 89°59'30" E, a distance of 2.00 feet; thence S 00°00'30" E along a line 3.00 feet East of and parallel with said West right-of-way for 24 Road, a distance of 23.79 feet; thence N 89° 58'53" E, a distance of 57.00 feet to a point on the East line of said East right-of-way for 24 Road; thence S 00°00'30" E along said East right-of-way, a distance of 329.31 feet; thence N 89°49'31" W along a line 1.00 feet North of and parallel with the South line of the Northwest Quarter of the Northwest Quarter (NW ¼ NW ¼) of said Section 33, a distance of 30.00 feet, more or less, to the POINT OF BEGINNING.

Containing 118,457.5 square feet or 2.719 acres, more or less, as described.

It is intended that the property to be excluded be that located within the perimeter descriptions above set out except as the property is itself described.

2. The Petitioner represents to this Court that the property above described is and has been duly and lawfully annexed to the City of Grand Junction, Colorado.
3. The Petitioner further represents to the Court that the conditions for exclusion as set out in

§32-1-502(2), C.R.S. have been met or are inapplicable.

4. The City of Grand Junction provides fire protection service to the Grand Junction Rural Fire Protection District by contract. Service of and to the District will continue uninterrupted and therefore the provisions for a service plan as required by §32-1-502(2), (4) and (6), C.R.S. are inapplicable.

5. By verification of the Petition by Grand Junction Fire Chief Rick Beaty, the Petitioner has represented to the court that the quality of service will not be adversely affected by such exclusion. As a result, fire insurance premiums should not change by virtue of the exclusion.

6. The Court is statutorily empowered to set a hearing and to enter an Order of Exclusion if all statutory conditions are met.

Respectfully submitted this 2nd day of November 2001.

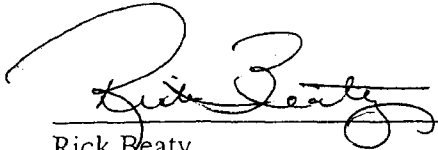
OFFICE OF THE CITY ATTORNEY

by: 

John P. Shaver #16594  
Assistant City Attorney  
250 North 5<sup>th</sup> Street  
Grand Junction, CO 81501  
(970) 244-1501

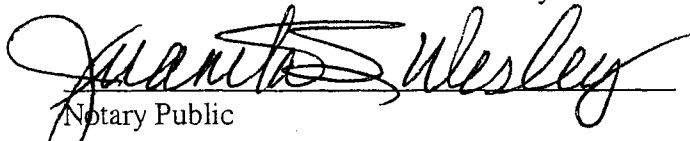
VERIFICATION

I, Rick Beaty, Fire Chief in and for the City of Grand Junction, do hereby state under oath that the facts contained in paragraphs 4 and 5 are true and correct to the best of my knowledge and belief.

  
Rick Beaty


STATE OF COLORADO     )  
COUNTY OF MESA        )

Subscribed and sworn to before me by Rick Beaty this 31<sup>st</sup> day of October, 2001.

  
Notary Public                      Oct. 10, 2005  
My Commission Expires

CERTIFICATE OF DELIVERY

I hereby certify that I hand delivered a copy of the attached document to the CHAIRMAN OF THE BOARD OF THE DISTRICT, this 6<sup>th</sup> day of November, 2001.



NOTICE PURSUANT TO §32-1-502, C.R.S.

NOTICE IS HEREBY GIVEN that the following Petition for Exclusion of Lands from the GRAND JUNCTION RURAL FIRE PROTECTION DISTRICT has been filed in the District Court in Mesa County Colorado.

Legal description(s) of the areas to be excluded are in the Petition which may be reviewed in Case 01 CV 657 or at the City Clerk's Office, 250 North 5th St., Grand Junction, CO 81501.

DISTRICT COURT, MESA COUNTY, COLORADO  125 N. Spruce Grand Junction, CO 81501 (970) 257-3625	
In the Matter of the Petition of the CITY OF GRAND JUNCTION, a home rule city,  For the exclusion of certain territory from the GRAND JUNCTION RURAL FIRE PROTECTION DISTRICT	
John P. Shaver, No. 16594 Assistant City Attorney 250 North 5th Street, Grand Junction, CO 81501 (970) 244-1501	<b>COURT USE ONLY</b>  Case No. 01 CV 657  Div.: 12 Ctrm.:
NOTICE OF VERIFIED PETITION AND NOTICE OF HEARING	

COMES NOW the City of Grand Junction, a home rule city, by and through the undersigned counsel and respectfully petitions the Court for a Hearing and Order on the exclusion of certain lands within the Grand Junction Rural Fire Protection District:

1. The City of Grand Junction petitions the Court for exclusion from the Grand Junction Rural Fire Protection District of Mesa County, Colorado, the following described land, to wit:

DAVIDSON/WILCOX ENCLAVE

TRAVER ANNEXATION Nos. 1 and 2

BERTHOD ANNEXATION

CANTRELL ANNEXATION Nos. 1 and 2

PARHAM ANNEXATION

C & K ANNEXATION

LASER JUNCTION ANNEXATION

MONUMENT VALLEY FILING 7 ANNEXATION

APPLETON CORNERS VETERINARY CLINIC ANNEXATION Nos. 1, 2 and 3

It is intended that the property to be excluded be that located within the perimeter descriptions above setout except as the property is itself described.

2. The Petitioner represents to this Court that the property above described is and has been duly and lawfully annexed to the City of Grand Junction, Colorado.

3. The Petitioner further represents to the Court that the conditions for exclusion as set out in §32-1-502(2), C.R.S. have been met or are inapplicable.

4. The City of Grand Junction provides fire protection service to the Grand Junction Rural Fire Protection District by contract. Service of and to the District will continue uninterrupted and therefore the provisions for a service plan as required by §32-1-502(2), (4) and (6), C.R.S. are inapplicable.

5. By verification of the Petition by Grand Junction Fire Chief Rick Beaty, the Petitioner has represented to the court that the quality of service will not be adversely affected by such exclusion. As a result, fire insurance premiums should not change by virtue of the exclusion.

6. The Court is statutorily empowered to set a hearing and to enter an Order of Exclusion if all statutory conditions are met.

YOU ARE FURTHER ADVISED that a hearing will be held in the District Court, Division 12, Court Room \_\_\_\_, Mesa County Colorado, at 2:30 a.m. on January 14, 2009, at which time interested parties may be heard concerning exclusion of areas from the Grand Junction Rural Fire Protection District.



Respectfully submitted this 2nd day of November, 2001.

OFFICE OF THE CITY ATTORNEY

by: 

John P. Shaver #16594

Assistant City Attorney

250 N. 5th Street

Grand Junction, CO 81501

(970) 244-1501

CERTIFICATE OF DELIVERY

I hereby certify that I mailed a copy of the attached document, postage prepaid, this <sup>th</sup> 20 day of December, 2001, addressed to the CHAIRMAN OF THE BOARD OF THE DISTRICT, c/o

Steven Ward  
865 Gamble's Road  
Grand Junction, CO 81503

