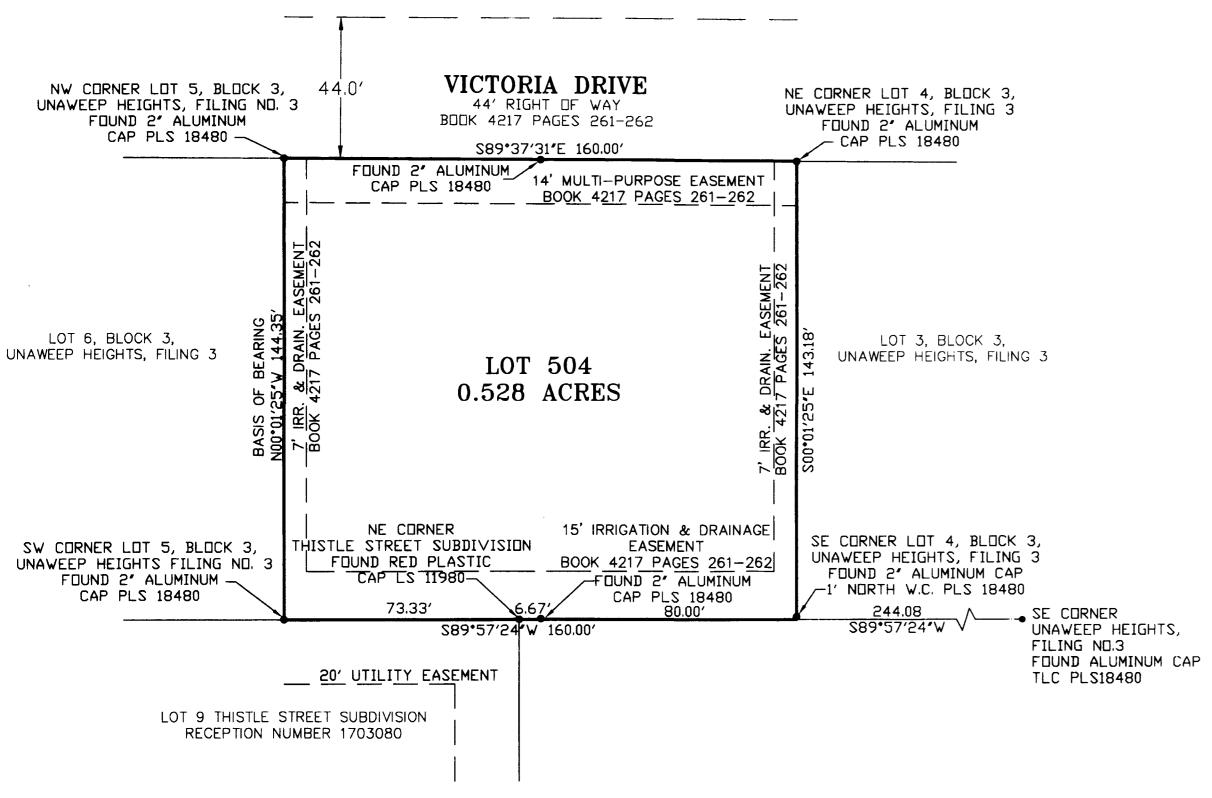
RECEPTION #: 2527789, BK 4993 PG 710 03/26/2010 at 04:14:03 PM, 1 OF 1, R \$10.00 S \$1.00 Janice Rich, Mesa County, CO CLERK AND RECORDER

# MDS AT VICTORIA SUBDIVISION

# A REPLAT OF LOTS 4 AND 5, BLOCK 3, OF UNAWEEP HEIGHTS, FILING NO. 3 AS RECORDED IN BOOK 4217 PAGES 261-262

LOCATED IN THE NORTHEAST 1/4 SECTION 30, SECTION 30, TOWNSHIP 1 SOUTH, RANGE 1 EAST UTE MERIDIAN COUNTY OF MESA



#### STATEMENT OF OWNERSHIP AND DEDICATION

KNOW ALL MEN BY THESE PRESENTS:

THE UNDERSIGNED, UNAWEEP HEIGHTS, LLC, A COLORADO LIMITED LIABILITY COMPANY, IS THE OWNER OF THAT REAL PROPERTY SITUATED IN THE NORTHEAST QUARTER OF SECTION 30, IN TOWNSHIP 1 SOUTH, RANGE 1 EAST, UTE MERIDIAN, MESA COUNTY, COLORADO, THE EVIDENCE OF OWNERSHIP OF WHICH IS DEMONSTRATED IN AN INSTRUMENT RECORDED IN BOOK 4633 AT PAGE 416 OF THE MESA COUNTY RECORDS; SAID PROPERTY BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

LOT 4 AND LOT 5, BLOCK 3, OF UNAWEEP HEIGHTS, FILING NO. 3 BOOK 4217 PAGES 261-262 MESA COUNTY, COLORADO

THAT SAID OWNERS HAS BY THESE PRESENTS LAID OUT AND CAUSED TO BE SURVEYED THE ABOVE DESCRIBED REAL PROPERTY AS SHOWN HEREON, AND DESIGNATES THE SAME AS MDS GROUP HOME SUBDIVISION, A SUBDIVISION IN THE CITY OF GRAND JUNCTION, COUNTY OF MESA, STATE OF COLORADO.

THAT SAID OWNERS DO HEREBY DEDICATE AND SET APART REAL PROPERTY AS SHOWN AND LABELED ON THE ACCOMPANYING PLAT AS FOLLOWS:

\* ALL EASEMENTS/TRACTS INCLUDE THE RIGHT OF INGRESS AND EGRESS ON, ALONG, OVER, UNDER, THROUGH AND ACROSS BY THE BENEFICIARIES, THEIR SUCCESSORS, OR ASSIGNS, TOGETHER WITH THE RIGHT TO TRIM OF REMOVE INTERFERING TREES OR BRUSH, AND IN DRAINAGE, DETENTION/RETENTION FASEMENTS OR TRACTS THE RIGHT TO DREDGE PROVIDED HOWEVER, THAT THE BENEFICIARIES/OWNERS SHALL UTILIZE THE SAME IN A REASONABLE AND PRUDENT MANNER. FURTHERMORE, THE OWNERS OF SAID LOTS OR TRACTS HEREBY PLATTED SHALL NOT BURDEN OR OVERBURDEN SAID EASEMENTS BY ERECTING OR PLACING ANY IMPROVEMENTS THEREON WHICH MAY PREVENT REASONABLE INGRESS AND EGRESS TO AND FROM THE EASEMENT.

\* SAID OWNER HEREBY ACKNOWLEDGES THAT ALL LIENHOLDERS OR ENCUMBRANCERS, IF ANY, ASSOCIATED WITH THE INTERESTS OF THIS PLAT HAVE BEEN REPRESENTED HEREON.

NO NEW EASEMENTS OR RIGHTS-OF WAY ARE BEING DEDICATED BY THIS PLAT.

UNAWEEP HEIGHTS, LLC, A COLORADO LIMITED LIABILITY COMPANY

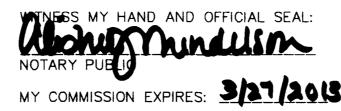
By:

STATE OF COLORADO )
)SS
COUNTY OF MESA )

THE FOREGOING STATEMENT OF OWNERSHIP AND DEDICATION WAS ACKNOWLEDGED

BEFORE ME BY Kenneth B. Milyard Jr. as member

OF UNAWEEP HEIGHTS, LLC, A COLORADO LIMITED LIABILITY COMPANY THIS 1800 DAY OF THE DAY O



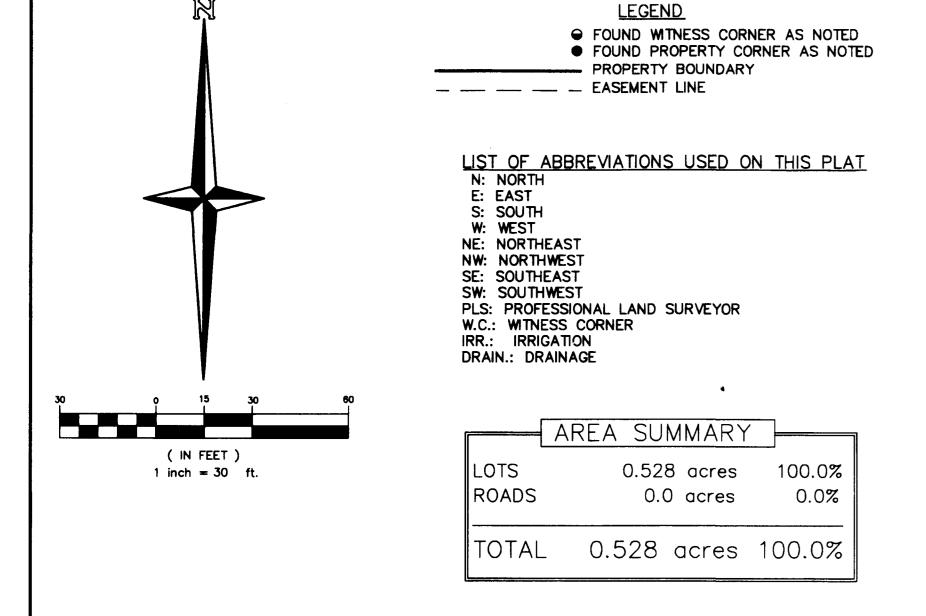


## IOTES:

1. DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS OF JNAWEEP HEIGHTS SUBDIVISION RECORDED IN BOOK 3517 PAGE 544-558, FIRST AMENDMENT BOOK 3561 PAGE 548-549, SECOND AMENDMENT BOOK 3624 PAGE 558-559, THIRD AMENDMENT BOOK 3863 PAGE 446-447.

2. MONUMENTS FOUND WITHIN 0.25' OF RECORD ARE CONSIDERED AS BEING IN RECORD POSITION.

3. A QUIT CLAIM DEED THAT EXTINGUISHES THE IRRIGATION AND DRAINAGE EASEMENT LOCATED ON THE BOUNDARY BETWEEN LOTS 4 AND 5, BLOCK 3, UNAWEEP HEIGHTS, FILING NO.3, RECORDED IN BOOK 4967 PAGE 95 MESA COUNTY, COLORADO.

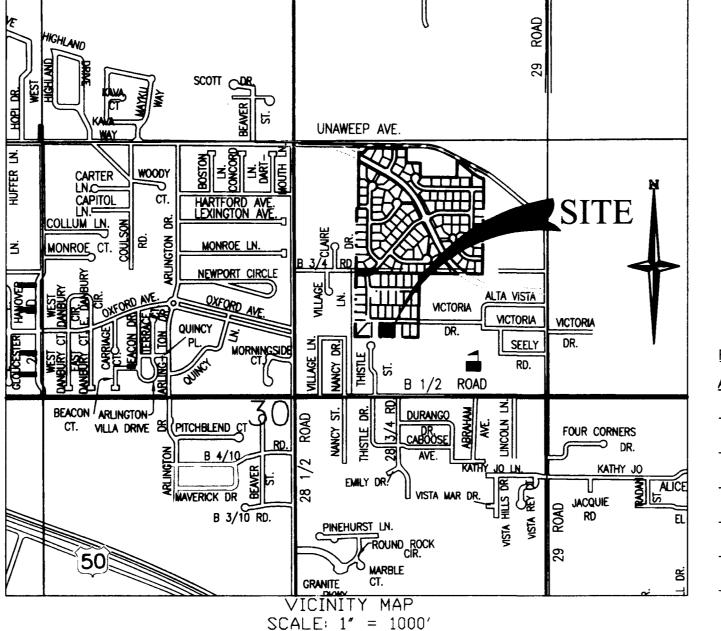


## BASIS OF BEARING AND LINEAR UNITS:

THE BEARING BETWEEN THE FOUND NORTHWEST CORNER LOT 5 AND THE SOUTHWEST CORNER LOT 5 IS ASSUMED TO BEAR NOO\*01'25"W TO CORRESPOND TO THE MESA COUNTY LOCAL COORDINATE SYSTEM.

LINEAR UNITS ARE IN U.S. SURVEY FEET DEFINED AS EXACTLY ONE METER EQUALS 3937/1200 FT.

NOTICE: ACCORDING TO COLORADO LAW YOU MUST COMMENCE ANY LEGAL ACTION BASED UPON ANY DEFECT IN THIS SURVEY WITHIN THREE YEARS AFTER YOU FIRST DISCOVER SUCH DEFECT. IN NO EVENT MAY ANY ACTION BASED UPON ANY DEFECT IN THIS SURVEY BE COMMENCED MORE THAN TEN YEARS FROM THE DATE OF THE CERTIFICATION SHOWN HEREON.



FOR CITY USE ONLY

ASSOCIATED RECORDED DOCUMENTS


#### LIENHOLDERS RATIFICATION OF PLAT

THE UNDERSIGNED HEREBY CERTIFIES THAT IT IS A HOLDER OF A SECURITY INTEREST UPON THE PROPERTY HEREON DESCRIBED AND DOES HEREBY JOIN IN AND CONSENT TO THE DEDICATION OF THE LAND DESCRIBED IN SAID DEDICATION BY THE OWNERS THEREOF AND AGREE THAT ITS SECURITY INTEREST WHICH IS SECURED BY DEEDS OF TRUST RECORDED IN BOOK 4677 AT PAGE 930 AND BOOK 4727 AT PAGE 634 OF THE PUBLIC RECORDS OF MESA COUNTY, COLORADO SHALL BE SUBORDINATED TO THE DEDICATIONS SHOWN HEREON. IN WITNESS WHEREOF, THE SAID CORPORATION HAS CAUSED THESE PRESENTS TO BE SIGNED

STATE OF COLORADO )
)SS
COUNTY OF MESA )

THE FOREGOING LIENHOLDERS' RATIFICATION OF PLAT WAS ACKNOWLEDGED BEFORE ME BY

Thomas R Benton of Wells Fargo Bank this 19 day of March 2010.

WINESS MY HAND AND OFFICIAL SEAL:

Notary Public

My commission expires: 3/27/2018

TITLE COMPANY'S CERTIFICATE

HERITAGE TITLE COMPANY HAS EXAMINED THE TITLE TO LANDS INCLUDED WITHIN THE BOUNDARY OF THIS PLAT OF MDS GROUP HOME SUBDIVISION AND CERTIFIES THAT THE TITLE TO SUCH LAND AS DESCRIBED IN THE OWNER'S STATEMENT AND DEDICATION SHOWN HEREON IS VESTED IN UNAWEEP HEIGHTS, LLC, A COLORADO LIMITED LIABILITY COMPANY; THAT THE PROPERTY IS FREE AND CLEAR OF ALL LIENS, TAXES, AND ENCUMBRANCES EXCEPT AS SHOWN HEREON AS EVIDENCE BY TITLE COMMITMENT NUMBER 460-H0264072-900-GTO. Taxes have not been paid.

18/10

BY: Soratha Berr

TITLE: Examiner

HERITAGE TITLE COMPANY

CITY APPROVAL

CLERK AND RECORDER'S CERTIFICATE

THIS PLAT WAS FILED FOR THE RECORD IN THE OFFICE OF THE CLERK AND RECORDER OF MESA COUNTY, COLORADO,

AT 4:14 O'CLOCK D. M., ON THIS 26 DAY OF MARCH ,2010 ., AND WAS RECORDED AT

## SURVEYOR'S STATEMENT

I, HOLLIS GERALD FOX, A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF COLORADO, DO HEREBY STATE THAT THE ACCOMPANYING PLAT OF MDS AT VICTORIA SUBDIVISION, A SUBDIVISION OF A PART OF THE CITY OF GRAND JUNCTION, STATE OF COLORADO, HAS BEEN PREPARED BY ME AND/OR UNDER MY DIRECT SUPERVISION AND REPRESENTS A FIELD SURVEY OF THE SAME. TO THE BEST OF MY KNOWLEDGE AND BELIEF THIS PLAT CONFORMS TO THE REQUIREMENTS FOR SUBDIVISION PLATS SPECIFIED IN THE CITY OF GRAND JUNCTION LAND DEVELOPMENT CODE AND THE APPLICABLE LAWS OF THE STATE OF COLORADO. THIS STATEMENT IS APPLICABLE ONLY TO THE SURVEY DATA REPRESENTED HEREON, AND DOES NOT REPRESENT A WARRANTY OR OPINION AS TO OWNERSHIP, LIENHOLDERS, OR QUALITY OF TITLE. THIS STATEMENT IS NOT A GUARANTY, EITHER EXPRESSED OR IMPLIED.

HOLLIS GERALD FOX
COLORADO PLS 38179



MDS AT VICTORIA SUBDIVISION

LOCATED IN THE NE 1/4, SECTION 30 TOWNSHIP 1

SOUTH, RANGE 1 EAST

DRAWN BY: CCR

OF THE UTE MERIDIAN, CITY OF GRAND JUNCTION, COUNTY OF MESA, STATE OF COLORADO

SVISION #1 DATE: 2/18/10 REVISION #2 DATE:
SCI

JOB#: 2818780

REVISION #3 DATE:

SOUDER, MILLER & ASSOCIATES

529 25½ Road, Suite B210

Grand Junction, Colorado 81505

Tel: 970-243-6067 - Fax: 970-241-2845

DATE: 12/29/09

SHEET #: 1 OF 1

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