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FILED IN THE  
COMBINED CLERKS OFFICE

DISTRICT COURT, EAGLE COUNTY, STATE OF COLORADO  
Case No. 2000 CV69, Division H

MAY 15 2000

925

ORDER AND DECREE ORGANIZING DISTRICT, ISSUING CERTIFICATES OF ELECTION AND RELEASING BOND

IN RE THE ORGANIZATION OF BUCKHORN VALLEY METROPOLITAN DISTRICT NO. 2, EAGLE COUNTY, STATE OF COLORADO

THIS MATTER comes before the Court on the Motion for Order and Decree Organizing District, for Issuance of Certificates of Election and for Release of Bonds, filed by the Petitioners in regard to the organization of Buckhorn Valley Metropolitan District No. 2 (the "District"). This Court, being fully advised in the premises, hereby FINDS AND ORDERS:

- 1) That a majority of the votes cast at the election held on May 2, 2000, in which the question of organization of the District was submitted to eligible electors, were in favor of organization, and that the election was held in accordance with Articles 1 to 13 of Title 1, C.R.S.
- 2) That the District shall be and is hereby duly and regularly organized in accordance with the requirements of Article 1 of Title 32, C.R.S.
- 3) That the District shall be known as "Buckhorn Valley Metropolitan District No. 2," the corporate name as designated in the Petition filed with this Court.
- 4) That the District is located in Eagle County, Colorado, as more particularly described in Exhibit A, attached hereto and made a part hereof.
- 5) That the District shall be a quasi-municipal corporation and a political subdivision of the State of Colorado with all the powers thereof.
- 6) That the following qualified persons were duly elected as members of the District's first Board of Directors for the indicated terms, and as further shown on the Certificates of Election, issued by this Court in accordance with Section 32-1-305.5(5), C.R.S., which Certificates are attached hereto:

<u>NAME</u>	<u>TERM</u>
Mallie J. Kingston	2-year
Samantha G. Gale	2-year
David Garton, Jr.	4-year
Robert J. Kingston	4-year
Sande Garton	4-year

- 7) That the Clerk of this Court shall release the Bond in the amount of \$500 submitted in connection with the organization of Buckhorn Valley Metropolitan District No. 2.
- 8) That in accordance with Section 32-1-205(2), C.R.S., a copy of the approved Service Plan and the Town of Gypsum Resolution of Approval shall be incorporated by reference in and appended to this Order establishing the District after all other legal procedures have been complied with.

DONE IN COURT this 15 day of May, 2000.

BY THE COURT:

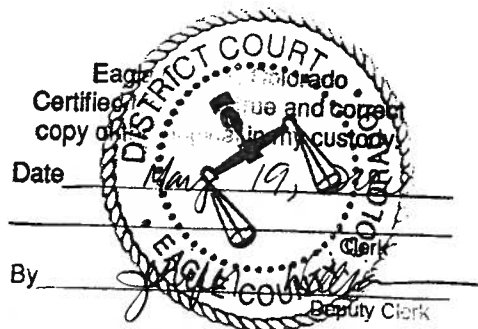


District Court Judge




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**EXHIBIT A**  
Legal Description  
[To District Court Order and Decree Organizing District  
and Issuing Certificates of Election]

  
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BUCKHORN VALLEY PHASE I METROPOLITAN DISTRICT NO. 2  
LEGAL DESCRIPTION

A PARCEL OF LAND LOCATED IN LOTS 1, 3 AND 4 IN SECTION 10 AND LOTS 2 AND 3 IN SECTION 11, ALL IN TOWNSHIP 5 SOUTH, RANGE 85 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF EAGLE, STATE OF COLORADO MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT AN EXISTING BRASS CAP MONUMENT MARKING A.P. 3 OF TRACT 54 AS DESCRIBED IN BOOK 701 AT PAGE 373 RECORDED JULY 31, 1996 IN THE EAGLE COUNTY RECORDS; THENCE N89°28'27"E 1303.25 FEET; THENCE S02°30'08"W, 2595.76 FEET TO A USGLO BRASS CAP BEING ANGLE POINT 5 OF TRACT 54; THENCE ALONG THE NORTHERLY LINE OF SAID TRACT 82, N89°49'56"E, 1454.50 FEET TO A BRASS CAP; THENCE ALONG THE NORTHERLY LINE OF SAID TRACT 82, N89°54'00"E, 1007.48 FEET TO A BRASS CAP AT A.P.1 OF SAID TRACT 82; THENCE S04°21'32"E, 1332.54 FEET TO AN ALUMINUM CAP AT A.P. 8 OF SAID TRACT 82; THENCE N84°19'43"E, 1354.29 FEET TO A.P. 7 OF TRACT 82; THENCE S00°39'56"W, 1319.52 FEET TO A.P. 6 OF TRACT 82; THENCE ALONG THE SOUTHERLY LINE S89°47'30"W, 205.30 FEET TO A.P. 1 OF TRACT 84; THENCE N89°43'55"W, 1168.33 FEET; THENCE N30°51'29"E 242.23 FEET; THENCE N90°00'00"W 369.09 FEET; THENCE S00°00'00"E 98.94 FEET; THENCE S60°11'16"E 218.72 FEET; THENCE N89°43'55"W 94.92 FEET TO A.P. 2 OF TRACT 84; THENCE S83°13'24"W, 1120.40 FEET TO A.P. 5 OF TRACT 82, WHICH IS ALSO A.P. 6 OF TRACT 81; THENCE S89°52'33"W, 1148.71 FEET TO A.P. 5 OF TRACT 81; THENCE N42°59'41"W, 1787.32 FEET TO AN ALUMINUM CAP LS 9337; THENCE N42°59'51"W, 1725.78 FEET TO AN ALUMINUM CAP LS 9337; THENCE S87°49'22"W, 228.85 FEET TO A.P. 6 OF TRACT 57; THENCE N00°04'16"W, 784.53 FEET ALONG THE EASTERLY LINE OF TRACT 57 TO AN ALUMINUM CAP LS 9337; THENCE N89°59'53"E, 1264.67 FEET TO AN ALUMINUM CAP LS 9337; THENCE N00°01'39"W, 607.01 FEET TO AN ALUMINUM CAP LS 9337; THENCE S89°49'53"W, 265.39 FEET, WITH IS THE SOUTHEAST CORNER OF THE PARCEL OF LAND DESCRIBED IN BOOK 243 AT PAGE 411 OF THE EAGLE COUNTY RECORDS, BEING AN ALUMINUM CAP LS 9337; THENCE N00°04'37"W, 1276.64 FEET TO THE NORTHEAST CORNER OF SAID PARCEL BEING AN ALUMINUM CAP LS 9337; THENCE N89°33'29"E, 327.53 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 366.78 ACRES MORE OR LESS.



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**CERTIFICATE OF ELECTION**

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IN RE THE ORGANIZATION OF BUCKHORN VALLEY METROPOLITAN DISTRICT NO.  
2, EAGLE COUNTY, STATE OF COLORADO

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The Court, having determined that the election conducted on May 2, 2000, concerning the organization of Buckhorn Valley Metropolitan District No. 2 was held in accordance with Articles 1 to 13 of Title 1, C.R.S., and acting in accordance with Section 32-1-305.5(5), C.R.S., hereby certifies Sande Garton as duly elected to the office of Director of Buckhorn Valley Metropolitan District No. 2 for a term of four (4) years.

BY THE COURT:



District Court Judge

5-15-2000



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BY THE COURT:



District Court Judge

5-15-2000



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BY THE COURT:



District Court Judge

5-15-2000



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**CERTIFICATE OF ELECTION**


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BY THE COURT:



District Court Judge

5-15-2000



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**CERTIFICATE OF ELECTION**

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IN RE THE ORGANIZATION OF BUCKHORN VALLEY METROPOLITAN DISTRICT NO.  
2, EAGLE COUNTY, STATE OF COLORADO

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BY THE COURT:



District Court Judge

5-15-2000



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