

**RESOLUTION#TC-1778**

Mauch Exchange, Prowers County, Lamar, CO

WHEREAS, The Department of Transportation acquired 7.35 acres of land in 1947 in Prowers County, approximately 1 ½ miles north of the Town of Lamar; and

WHEREAS, the Department of Transportation acquired that parcel of land for use as a gravel pit; and

WHEREAS, the Department of Transportation has depleted the gravel pit; and

WHEREAS, the Department's Region 2 has been using the depleted gravel pit as a Maintenance Storage Yard; and

WHEREAS, the land abutting the east side of the Maintenance Storage Yard was recently purchased by Mauch Farms Incorporated (Mauch Farms); and

WHEREAS, Mauch Farms will received funding to install a center-pivot irrigation system from the National Resources Conservation Service (NRCS); and

WHEREAS, upon installation, the center-pivot irrigation system would overspray approximately 2.748 acres of CDOT's Maintenance Storage Yard; and

WHEREAS, before Mauch Farms can accept the NRCS funding for the center-pivot irrigation system it must acquire 2.748 acres of CDOT's Maintenance Storage Yard land; and

WHEREAS, CDOT Region 2 has received a proposal from Mauch Farms to exchange 2.748 acres of the Maintenance Storage Yard for 2.748 acres of Mauch Farms land; and

WHEREAS, the 2.748 acres Mauch Farms proposes to exchange with CDOT would be added to the north and west side of the Maintenance Storage Yard property, which in effect would retain the original 7.35 acres currently owned by CDOT; and

WHEREAS, a Determination of Just Compensation Value Finding has determined that the two subject parcels are of equal value; and

WHEREAS, an environment site assessment has found that the site qualifies for a Categorical Exclusion Determination in conformance with National Environmental Policy Act (NEPA) under 24 C.F.R § 771.117; and

WHEREAS, Mauch Farms land-exchange proposal would not have any adverse effects on CDOT's Maintenance Storage Yard operations; and

WHEREAS, the Chief Engineer and the Department of Transportation, are authorized pursuant to Colorado Revised Statutes (C.R.S.) 43-1-110, and C.R.S. 43-1-114(3), to make determinations regarding transfer of title to real estate owned by the Department; and

WHEREAS, the Transportation Commission concurs with the Chief Engineer that this parcel is not needed for transportation purposes; and

NOW THEREFORE BE IT RESOLVED, pursuant to the Code of Federal Regulations, Title 23, Part 710.403(d), and C.R.S. 43-1-210(5)(a)(I), the Department of Transportation be given authority to declare parcel 1X excess property, as shown in Exhibit A, containing 119,708 square feet (2.748 acres) more or less.