

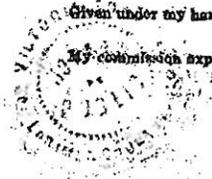
STATE OF COLORADO,

County of Larimer

I, Victoria Eddy, a Notary Public in and for said Larimer County, in the State aforesaid, do hereby certify that John M. Hoffman, who is personally known to me to be the person whose name is subscribed to the foregoing Deed, appeared before me this day in person and acknowledged that he signed, sealed and delivered the said instrument of writing as his free and voluntary act and deed for the uses and purposes therein set forth.

Given under my hand and official seal, this 28th day of November, A. D. 1949.

My commission expires March 20, A. D. 1950.



Victoria Eddy, Notary Public

Recorded NOV 28 1949 Reception No. 62100

No. 26. WARRANTY DEED—Short Form.—The Bradford-Robinson Eng. Co., Mfrs. Robinson's Legal Blanks, 1849 Stout St., Denver, Colo.

THIS DEED, Made this 28th day of November in the year of our Lord one thousand nine hundred and forty-nine between JOHN M. HOFFMAN

of the County of Larimer and State of Colorado, of the first part, and THE STATE HIGHWAY DEPARTMENT

of the County of Larimer and State of Colorado, of the second part: WITNESSETH, That the said part Y of the first part, for and in consideration of the sum of \$10.00 and other valuable consideration to the said part Y of the first part in hand paid by the said part Y of the second part, the receipt whereof is hereby confessed and acknowledged, has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell, convey and confirm, unto the said part Y of the second part its heirs and assigns forever, all the following described lot or parcel of land, situate, lying and being in the County of Larimer and State of Colorado, to-wit:

A tract or parcel of land containing 2.734 acres, more or less, in the SE1/4 of Section 12, T. 7 N., R. 69 W., of the Sixth Principal Meridian, in Larimer County, Colorado, said tract or parcel being more particularly described as follows:

- Beginning at a point from which the SE corner of Section 12, T. 7 N., R. 69 W., bears S. 53° 15' E. a distance of 661.6 feet;
1. Thence N. 28° 10' W. a distance of 230.0 feet;
2. Thence N. 53° 14' W. a distance of 281.5 feet;
3. Thence N. 0° 22' E. a distance of 239.2 feet;
4. Thence S. 59° 08' E. a distance of 276.5 feet to a point of curve;
5. Thence along the arc of a curve to the right having a radius of 998.6 feet a distance of 275.6 feet (the chord of which arc bears S. 51° 14' E. a distance of 274.7 feet);
6. Thence S. 21° 51' W. a distance of 319.5 feet, more or less, to the point of beginning.

The above-described tract contains 2.734 acres, more or less.

Expressly reserving, however, all water rights of the grantor in the John C. Coy Ditch.

TOGETHER with all and singular the hereditaments and appurtenances thereto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all the estate, right, title, interest, claim and demand whatsoever of the said part Y of the first part, either in law or equity, of, in and to the above bargained premises, with the hereditaments and appurtenances.

TO HAVE AND TO HOLD the said premises above bargained and described, with the appurtenances unto the said part y of the second part, its successors and assigns forever. And the said part y of the first part, for him self, his heirs, executors, and administrators, do es covenant, grant, bargain and agree to and with the said part y of the second part, its successors and assigns, that at the time of the enrolling and delivery of these presents he was well seized of the premises above conveyed, as of good, sure, perfect, absolute and indefeasible estate of inheritance, in law, in fee simple, and had good right, full power and lawful authority to grant, bargain, sell and convey the same in manner and form as aforesaid, and that the same are free and clear from all former and other grants, bargains, sales, liens, taxes, assessments and incumbrances of whatever kind or nature soever.

and the above bargained premises in the quiet and peaceable possession of the said part y of the second part, its successors and assigns, against all and every person or persons lawfully claiming or to claim the whole or any part thereof, the said part y of the first part shall and will WARRANT AND FOREVER DEFEND.

IN WITNESS WHEREOF, The said part y of the first part has hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of

John M. Hoffman (SEAL)
John M. Hoffman (SEAL)
(SEAL)

F-004-1 (6), Parcel No. 8-A, Ft. Collins-East.

STATE OF COLORADO,

County of Larimer

I, Victoria Eddy, a Notary Public in and for

said Larimer County, in the State aforesaid, do hereby certify that John M. Hoffman,

who is personally known to me to be the

person whose name is subscribed to the foregoing Deed, appeared before me this day in person and

acknowledged that he signed, sealed and delivered the said instrument of writing as his

free and voluntary act and deed for the uses and purposes therein set forth.

Given under my hand and official seal, this 28th day of November, A. D. 1949.

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Victoria Eddy
Notary Public

Project # F004-1(6)
Parcel 8A
Fort Collins, CO

PROPOSED RESOLUTION

WHEREAS, Parcel 8A shown in Exhibit A (the Property), was acquired in November 1948 by CDOT for Project F004-1(6) and

WHEREAS, the City of Fort Collins has requested CDOT convey the Property to the City of Fort Collins for the purposes of grading work related to the relocation of Poudre Trail; and

WHEREAS, the Department of Transportation, Region 4 has determined the Property is excess land no longer needed for transportation purposes; and

WHEREAS, Title 23, Part 710, Section 403(d)(1) of the Code of Federal Regulations, allows CDOT to convey property to other governmental agencies when the Property will be used for a nonproprietary public use; and

WHEREAS, upon the Transportation Commission concurrence that the Property is longer needed for transportation purposes, Region 4 will convey the Property to the City of Fort Collins; and

WHEREAS; if the Property ever ceases to be used as a nonproprietary public use, the Property will revert back to CDOT ownership; and

WHEREAS, the conveyance of the Property will alleviate CDOT of future maintenance expenditures and liability associated with the Property; and

WHEREAS, the Department of Transportation, Region 4 has declared through Timothy Harris as Chief Engineer, that the Property is no longer needed for transportation purposes; and

WHEREAS, the Chief Engineer and the Department of Transportation are authorized pursuant to C.R.S. 43-1-106(8)(n), 43-1-110, 43-1-114(3), and 43-1-210(5) to make determinations regarding property to be declared excess and not needed for transportation purposes; and

WHEREAS, the Transportation Commission concurs with the Chief Engineer that the Property is no longer needed for transportation purposes; and

NOW THEREFORE BE IT RESOLVED, pursuant to 23 CFR 710.409 and 23 CFR 403(d)(1) and C.R.S. 43-1-106(8)(n); 43-1-110; 43-1-114(3) and 43-1-210 the Department of Transportation be given authority to declare the Property shown in Exhibit A, to be excess and to convey it to City of Fort Collins.