

RESOLUTION 87-157
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AUTHORIZING THE ACQUISITION BY EMINENT DOMAIN
PROCEEDINGS OF CERTAIN LANDS FOR BRIDGE IMPROVEMENTS

WHEREAS, the City of Fort Collins desires to acquire certain properties hereinafter described for the purpose of constructing the Summit View Drive Replacement Bridge over the Larimer-Weld Canal; and

WHEREAS, the City has previously attempted to negotiate the acquisition of said properties from the owners thereof, which negotiations have been unsuccessful; and

WHEREAS, the acquisition of the same is desirable and necessary for public use and said acquisition may, by law, be accomplished through proceedings in eminent domain.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FORT COLLINS:

Section 1. The City hereby finds and determines that it is necessary that the City of Fort Collins acquire certain properties described as follows for the construction of a replacement bridge with related improvements and facilities:

DESCRIPTION FOR SUMMITVIEW PROPERTIES

A tract of land located in the Southwest Quarter of Section 5, Township 7 North, Range 68 West of the Sixth Principal Meridian, Larimer County, Colorado being more particularly described as follows:

Considering the East line of the Southwest Quarter of said Section 5 as bearing North 0°00'00" West and with all bearings contained herein relative thereto:

Commencing at the South Quarter Corner of said Section 5; thence along said East line of said Southwest Quarter, North 0°00'00" West, 2173.59 feet to a point on the centerline of Larimer and Weld Canal and the POINT OF BEGINNING; thence, South 0°00'00" East, 207.59 feet; thence, North 45°00'00" West, 70.71 feet; thence, North 0°00'00" West, 72.00 feet; thence, North 80°00'00" West, 23.00 feet; thence, North 0°00'00" West, 50.36 feet to a point on the centerline of Larimer and Weld Canal; thence along said canal centerline, North 72°00'00" East, 48.71 feet; thence, North 58°24'43" East, 30.90 feet to the POINT OF BEGINNING.

The above described tract of land contains 0.223 acres more or less.

DESCRIPTION FOR DONALD A. MCMAHEN PROPERTY

A tract of land located in the Southeast Quarter of Section 5, Township 7 North, Range 68 West of the Sixth Principal Meridian, Larimer County, Colorado being more particularly described as follows:

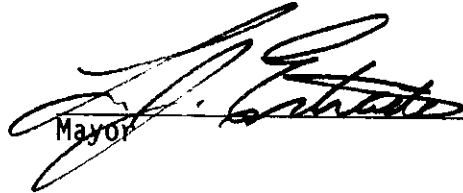
Considering the West line of the Southeast Quarter of said Section 5 as bearing North 0°00'00" West and with all bearings contained herein relative thereto:

Commencing at the South Quarter corner of said Section 5; thence along said West line of said Southeast Quarter, North 0°00'00" West, 1595.00 feet to the POINT OF BEGINNING, thence continuing North 0°00'00" West, 513.60 feet more or less to the South right-of-way of Larimer and Weld Canal; thence along said South right-of-way, North 72°27'00" East, 52.44 feet; thence leaving said South right-of-way, South 0°00'00" East, 108.41 feet; thence, South 45°00'00" West, 28.28 feet; thence, South 00°00'00" East, 414.66 feet; thence, North 65°31'00" West, 32.96 feet to the Point of Beginning.

The above described tract of land contains 0.415 acres more or less.

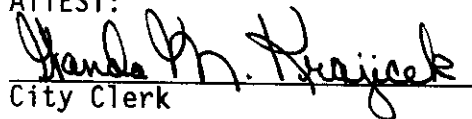
Section 2. The City Council hereby authorizes the City Attorney and other proper officials of the City to acquire the same for the City by eminent domain proceedings

Passed and adopted at a regular meeting of the City Council held this 20th day of October, A.D. 1987.



Mayor

ATTEST:



City Clerk