



3562679 06/24/2008 12:52P Weld County, CO  
1 of 6 R 31.00 D 0.00 Steve Moreno Clerk & Recorder

Certified to be a full true and correct copy of the original in my

Dated 6/19/08

**CATHERINE L. WALKER**

Clerk of the District/County Court  
Weld County, Colorado

By Gale Karas

Deputy

679

DISTRICT COURT, WELD COUNTY, COLORADO		EFILED Document – District Court 2008CV235 CO Weld County District Court 19th J Filing Date: Jun 16 2008 1:33PM MDT Filing ID: 20261643
Court Address: P.O. Box 2038 901 9th Avenue Greeley, Colorado 80632		
<b>Petitioner:</b> <b>BRIDGEWATER METROPOLITAN DISTRICT NOS. 1, 2 AND 3</b>		<b>COURT USE ONLY</b>
Attorney Names: Sean Allen, Esq. Joseph J. Lico, Esq. Address: WHITE, BEAR & ANKELE Professional Corporation 1805 Shea Center Drive, Suite 100 Highlands Ranch, CO 80129 Phone Number: (303) 858-1800 Fax Number: (303) 858-1801 Atty. Reg. #: 30955 email: <a href="mailto:sallen@wbapc.com">sallen@wbapc.com</a> 29944 <a href="mailto:jllico@wbapc.com">jllico@wbapc.com</a>		Case No: 2008CV235    Div: 10
<b>ORDER AND DECREE ORGANIZING BRIDGEWATER METROPOLITAN DISTRICT NO. 1 WELD COUNTY, COLORADO</b> <b>ISSUANCE OF CERTIFICATES OF ELECTION AND RELEASE OF BOND</b>		

This matter comes before the Court on the Motion for Order and Decree Organizing Bridgewater Metropolitan District No. 1, Issuance of Certificates of Election and Release of Bond (the "Motion") filed by the Petitioner for the organization of Bridgewater Metropolitan District No. 1 on June 12, 2008. This Court, being fully advised on the premises, hereby FINDS AND ORDERS with respect to the organization of Bridgewater Metropolitan District No. 1 (the "District"), as follows:

1. That the question of the organization of the District, the election of Directors thereof, along with various taxing, debt and revenue-raising ballot issues and ballot questions were duly submitted to the District's eligible electors by mail ballot election held on May 6, 2008 (the "Election") at the time and place specified in the Order Calling Election entered by this Court on April 24, 2008.

2. That a majority of the votes cast at the Election were in favor of organizing the District and in favor of all ballot issues and ballot questions submitted by the District.



3. That the Board of Canvassers' Abstract of Returns and the Board of Canvassers' Certificate of Election Results filed with this Court as Exhibit A to the Motion duly certifies the District's Election returns to this Court as required by law and hereby is, in all respects, approved and confirmed.

4. That the District shall be and is hereby duly and regularly organized in accordance with the requirements of § 32-1-101, *et seq.*, C.R.S.

5. That the District shall be known as "Bridgewater Metropolitan District No. 1".

6. That the District is located in Weld County, Colorado, as more particularly described in Exhibit A, attached hereto and incorporated herein by this reference. A map of the District shall be filed with the Weld County Assessor and the accuracy thereof updated pursuant to § 32-1-306, C.R.S.

7. That the District shall be a quasi-municipal corporation and political subdivision of the State of Colorado with all the powers thereof in conformity with its Service Plan, as may be amended.

8. Pursuant to § 32-1-306, C.R.S., a certified copy of this Order shall be recorded by the Weld County Clerk and Recorder. A copy of the approved Service Plan for Bridgewater Metropolitan District No. 1 and the resolution of the Board of Trustees of the Town of Erie approving the Service Plan shall be filed with the Weld County Clerk and Recorder to be retained as a public record for public inspection. Additionally, a copy of the Service Plan shall be filed with the Division of Local Government, Department of Local Affairs.

9. A copy of the Service Plan for Bridgewater Metropolitan District No. 1 and the resolution of the Board of Trustees of the Town of Erie approving the Service Plan were filed with this Court as part of the Petition filed on March 14, 2008. Pursuant to § 32-1-205(2), C.R.S., the Service Plan and approving resolution are incorporated herein by this reference and the same shall be deemed appended to this Order at such time as all other legal procedures for District organization have been complied with.

10. 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 § 32-1-305.5(5), C.R.S., which Certificates are attached hereto:

<u>NAME</u>	<u>TERM</u>
David G. Rhodes	to May, 2010
Jessica Clark	to May, 2010
Michael J. Burns	to May, 2012
Lewis G. Holtsclaw	to May, 2012
Jon R. Lee	to May, 2012



3562679 06/24/2008 12:52P Weld County, CO  
3 of 6 R 31.00 D 0.00 Steve Moreno Clerk & Recorder

11. That the Petitioner's Bond in the amount of \$1,000 filed in this action pursuant to § 32-1-302, C.R.S., is hereby released and discharged and such amount returned thereto.

12. That the members of the Board of Directors of the District and their lawful successors shall hereafter take such actions and proceedings as are necessary for the governance of the District.

13. That the District shall have and exercise, through its Board of Directors and officers in conformity with the Service Plan, as may be amended, all of the powers and authorities conferred upon a metropolitan district under and by virtue of the provisions of Article 1, Title 32, C.R.S., and all laws relating thereto, and all powers and authorities as may hereafter be conferred by law.

DATED: June 16, 2008

SO ORDERED BY THE COURT:

---

**Daniel S. Maus**  
**District Court Judge**

*This document was filed pursuant to C.R.C.P. 121, § 1-26. A printable version of the electronically signed order is available in the Court's electronic file.*

3562679 06/24/2008 12:52P Weld County, CO  
4 of 6 R 31.00 D 0.00 Steve Moreno Clerk & Recorder

**EXHIBIT A**  
**LEGAL DESCRIPTIONS**  
**FOR:**  
**BRIDGEWATER METROPOLITAN DISTRICT NO. 1**



3562679 06/24/2008 12:52P Weld County, CO  
 5 of 6 R 31.00 D 0.00 Steve Moreno Clerk & Recorder

## EXHIBIT A

**DISTRICT 1 DESCRIPTION:**

A PARCEL OF LAND LOCATED IN THE SOUTH HALF OF SECTION 17 AND THE SOUTHEAST QUARTER OF SECTION 18, TOWNSHIP 1 NORTH, RANGE 68 WEST OF THE 6TH P.M., COUNTY OF WELD, STATE OF COLORADO, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 17 FROM WHENCE THE SOUTH QUARTER CORNER OF SECTION 17 LIES N88°48'45"E, 2,648.06 FEET (BASIS OF BEARINGS);

THENCE N00°21'08"W, 30.00 FEET TO THE POINT OF BEGINNING;

THENCE ALONG THE NORTHERLY RIGHT OF WAY LINE OF WELD COUNTY ROAD 8 THE FOLLOWING TWO COURSES:

- 1) N89°31'17"W, 288.56 FEET;
- 2) N86°54'04"W, 1,098.49 FEET;

THENCE ALONG THE EASTERLY LINE OF PROPERTY DESCRIBED IN BOOK 754 AT RECEPTION NO. 1676471 THE FOLLOWING THREE COURSES:

- 1) N00°29'16"E, 49.80 FEET;
- 2) 453.09 FEET ALONG THE ARC OF A TANGENT CURVE TO THE LEFT, SAID ARC SUBTENDED BY A RADIUS OF 440.00 FEET, A CENTRAL ANGLE OF 59°00'00", AND A CHORD BEARING N29°00'44"W, 433.33 FEET;
- 3) N58°30'44"W, 204.67 FEET;

THENCE ALONG THE EASTERLY RIGHT OF WAY LINE OF THE UNION PACIFIC RAILROAD, BEING A LINE PARALLEL WITH AND 50.00 FEET EASTERLY OF THE CENTERLINE OF THE TRACKS AS PRESENTLY CONSTRUCTED, THE FOLLOWING THREE COURSES:

- 1) 629.21 FEET ALONG THE ARC OF A NON-TANGENT CURVE TO THE LEFT, SAID ARC SUBTENDED BY A RADIUS OF 1,007.50 FEET, A CENTRAL ANGLE OF 35°46'57", AND A CHORD BEARING N07°31'37"E, 619.03 FEET;
- 2) N10°21'52"W, 694.70 FEET;
- 3) 655.74 FEET ALONG THE ARC OF A TANGENT CURVE TO THE RIGHT, SAID ARC SUBTENDED BY A RADIUS OF 1,287.50 FEET, A CENTRAL ANGLE OF 29°10'54", AND A CHORD BEARING N04°13'35"E, 648.68 FEET;

THENCE S89°34'58"E, 1,912.22 FEET;

THENCE 233.36 FEET ALONG THE ARC OF A NON-TANGENT CURVE TO THE LEFT, SAID ARC SUBTENDED BY A RADIUS OF 660.00 FEET, A CENTRAL ANGLE OF 20°15'29", AND A CHORD BEARING S37°00'23"E, 232.14 FEET;

THENCE S47°08'07"E, 270.69 FEET;

THENCE 27.65 FEET ALONG THE ARC OF A TANGENT CURVE TO THE LEFT, SAID ARC SUBTENDED BY A RADIUS OF 25.00 FEET, A CENTRAL ANGLE OF 63°22'01", AND A CHORD BEARING S78°49'07"E, 26.28 FEET;

THENCE 76.94 FEET ALONG THE ARC OF A REVERSE CURVE TO THE RIGHT, SAID ARC SUBTENDED BY A RADIUS OF 120.00 FEET, A CENTRAL ANGLE OF 36°44'02", AND A CHORD BEARING N87°51'53"E, 75.62 FEET;

THENCE 27.65 FEET ALONG THE ARC OF A REVERSE CURVE TO THE LEFT, SAID ARC SUBTENDED BY A RADIUS OF 25.00 FEET, A CENTRAL ANGLE OF 63°22'01", AND A CHORD BEARING N74°32'53"E, 26.26 FEET;

(CONTINUED)

**BRIDGEWATER METROPOLITAN  
 DISTRICT NO. 1 DESCRIPTION  
 ERIE, COLORADO**

SCALE HOR. N/A VERT. N/A		<b>HURST &amp; ASSOCIATES, INC.</b>
DESIGN/APP'R. BO		CONSULTING ENGINEERS
DRAWN BY BO		4777 First Nat. Bldg, Suite 104 Denver, Colorado 80202 (303) 462-1100
DATE 07/24/07		
FILE G:\207042\SURVEY\LEGAL\042-DISTRICTS SHEET 1 OF 2		

# EXHIBIT

(DISTRICT 1 DESCRIPTION CONTINUED)

THENCE N42°51'53"E, 93.08 FEET;

THENCE 1,055.90 FEET ALONG THE ARC OF A TANGENT CURVE TO THE RIGHT, SAID ARC SUBTENDED BY A RADIUS OF 620.00 FEET, A CENTRAL ANGLE OF 97°34'43", AND A CHORD BEARING S88°20'45"E, 932.84 FEET;

THENCE S39°33'24"E, 540.82 FEET;

THENCE 647.28 FEET ALONG THE ARC OF A TANGENT CURVE TO THE LEFT, SAID ARC SUBTENDED BY A RADIUS OF 760.00 FEET, A CENTRAL ANGLE OF 48°47'53", AND A CHORD BEARING S63°57'21"E, 627.90 FEET;

THENCE S88°21'17"E, 259.07 FEET;

THENCE 297.76 FEET ALONG THE ARC OF A TANGENT CURVE TO THE RIGHT, SAID ARC SUBTENDED BY A RADIUS OF 715.00 FEET, A CENTRAL ANGLE OF 23°51'40", AND A CHORD BEARING S76°25'27"E, 295.62 FEET;

THENCE S64°29'37"E, 381.55 FEET;

THENCE 562.07 FEET ALONG THE ARC OF A TANGENT CURVE TO THE LEFT, SAID ARC SUBTENDED BY A RADIUS OF 610.00 FEET, A CENTRAL ANGLE OF 52°47'38", AND A CHORD BEARING N89°06'34"E, 542.40 FEET;

THENCE S27°17'15"E, 80.00 FEET;

THENCE S52°26'09"E, 120.79 FEET;

THENCE S36°06'18"E, 279.95 FEET;

THENCE S29°17'32"E, 284.72 FEET;

THENCE S49°20'08"E, 571.12 FEET;

THENCE S53°19'54"E, 239.37 FEET;

THENCE ALONG THE NORTHERLY RIGHT OF WAY LINE OF WELD COUNTY ROAD 8 THE FOLLOWING FOUR COURSES:

- 1) S88°48'09"W, 1,070.78 FEET;
- 2) S01°11'50"E, 40.00 FEET;
- 3) S88°48'09"W, 1,293.91 FEET;
- 4) S88°48'45"W, 2,647.62 FEET TO THE POINT OF BEGINNING, CONTAINING 274.04 ACRES, MORE OR LESS.

BRIDGEWATER METROPOLITAN  
 DISTRICT NO. 1 DESCRIPTION  
 ERIE, COLORADO

SCALE	HYD. N/A VERT. N/A		HURST & ASSOCIATES, INC.
DESIGN/APPR.	BD		CONSULTING ENGINEERS
DRAWN BY	BD		4109 Pearl East Circle, Suite 100 Denver, Colorado 80222 (303) 414-8100
DATE	07/24/07		FILE G:\2007042\SURVEY\LEGAL\042-DISTRICTS
			SHEET 2 OF 2