AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

Agenda Item: Resolution; To Clarify and Confirm Road Names Lyin

Action Requested: Board of County Commissioners' Signature

Parties to the Agreement:

Term Begins: **Term Ends:** **Grant Contract #:**

Summary:

This resolution and attached maps clarifies the road names in Tomichi Heights and Tomichi Heights Ranchettes subdivisions

Fiscal Impact: Will add mileage to HUTF

Submitted by: Marlene D. Crosby **Submitter's Email Address:** mcrosby@gunnisoncounty.org

Finance Review: ○ Required ◉ Not Required

Comments:

Reviewed by: Discharge Date:

County Attorney Review: ◉ Required ○ Not Required

Comments:
ok db 2/27/17

Reveiwed by: GUNCOUNTY1\dBaumgarten Discharge Date: 2/27/2017 Certificate of Insurance Required Yes ○ No ◉

County Manager Review:

Comments:

Reveiwed by: GUNCOUNTY1\mbirnie Discharge Date: 2/27/2017

○ Consent Agenda ◉ Regular Agenda ○ Worksession Time Allotted: DCM Report

Agenda Date: 3/7/2017

Revised April 2015

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO

RESOLUTION NO: 2017-___

A RESOLUTION TO CLARIFY AND CONFIRM ROAD NAMES LYING WITHIN THE SUBDIVISIONS OF TOMICHI HEIGHTS AND TOMICHI HEIGHTS RANCHETTES

WHEREAS, it has come to the attention of the Board of County Commissioners of the County of Gunnison, Colorado ("Board") that it would be beneficial and in the best interest of the public to clarify and confirm the names of the roads lying within the subdivisions of Tomichi Heights and Tomichi Heights Ranchettes; and

WHEREAS, the plat titled: "*Plat of Tomichi Heights A Subdivision In The S1/2 SW1/4 Sec 32 T 50N R 1E NMPM Gunnison County Colorado*" was recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on May 7, 1963, bearing Reception No: 254911 as identified in Appendix "A" attached hereto and incorporated herein by reference ("Tomichi Heights"); and

WHEREAS, the plat titled: "*Plat of Tomichi Heights Ranchettes A Subdivision In The N1/2 Of The SW ¼, Sec. 32 T 50N, R 1E, NMPM Gunnison County Colorado" was* recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on July 18, 1972, bearing Reception No: 289747 as identified in Appendix "B" attached hereto and incorporated herein by reference ("Tomichi Heights Ranchettes"); and

WHEREAS, the only road identified on the plat for Tomichi Heights was Ute Lane; and

WHEREAS, the roads identified on the plat for Tomichi Heights Ranchettes were not named; and

WHEREAS, in consideration of public health, safety and welfare in delivery of emergency services, for continuity and clarity the east – west inner road lying within Tomichi Heights was renamed and the roads lying within Tomichi Heights Ranchettes were provided names as identified in the internal *Address Atlas of Gunnison County, Book 2* at page 66-D attached hereto and incorporated herein by reference as Appendix "C"; and

WHEREAS, the Board would like to clarify and confirm the names of the roads lying within the subdivisions of Tomichi Heights and Tomichi Heights Subdivision; and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Gunnison, Colorado that the names for the roads lying within the following subdivisions shall be and hereby are identified pursuant to the internal *Address Atlas of Gunnison County, Book 2* at page 66-D attached hereto as Appendix "C":

1. Tomichi Heights according to the "Plat of Tomichi Heights A Subdivision In The S1/2 SW1/4 Sec 32 T 50N R 1E NMPM Gunnison County Colorado" was recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on May 7, 1963, bearing Reception No: 254911 as identified in Appendix "A" attached hereto; and

2. Tomichi Heights Ranchettes according to the "Plat of Tomichi Heights Ranchettes A Subdivision In The N1/2 Of The SW ¼, Sec. 32 T 50N, R 1E, NMPM Gunnison County Colorado" was recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on July 18, 1972, bearing Reception No: 289747 as identified in Appendix "B" attached hereto.

INTRODUCED by Commissioner_____, seconded by Commissioner _____, and adopted this _____ day of _____, 2017.

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO

By: _____
Phil Chamberland, Chairperson

By: _____
Jonathan Houck, Vice Chairperson

By: _____
John Messner, Commissioner

ATTEST:

_____
Deputy County Clerk

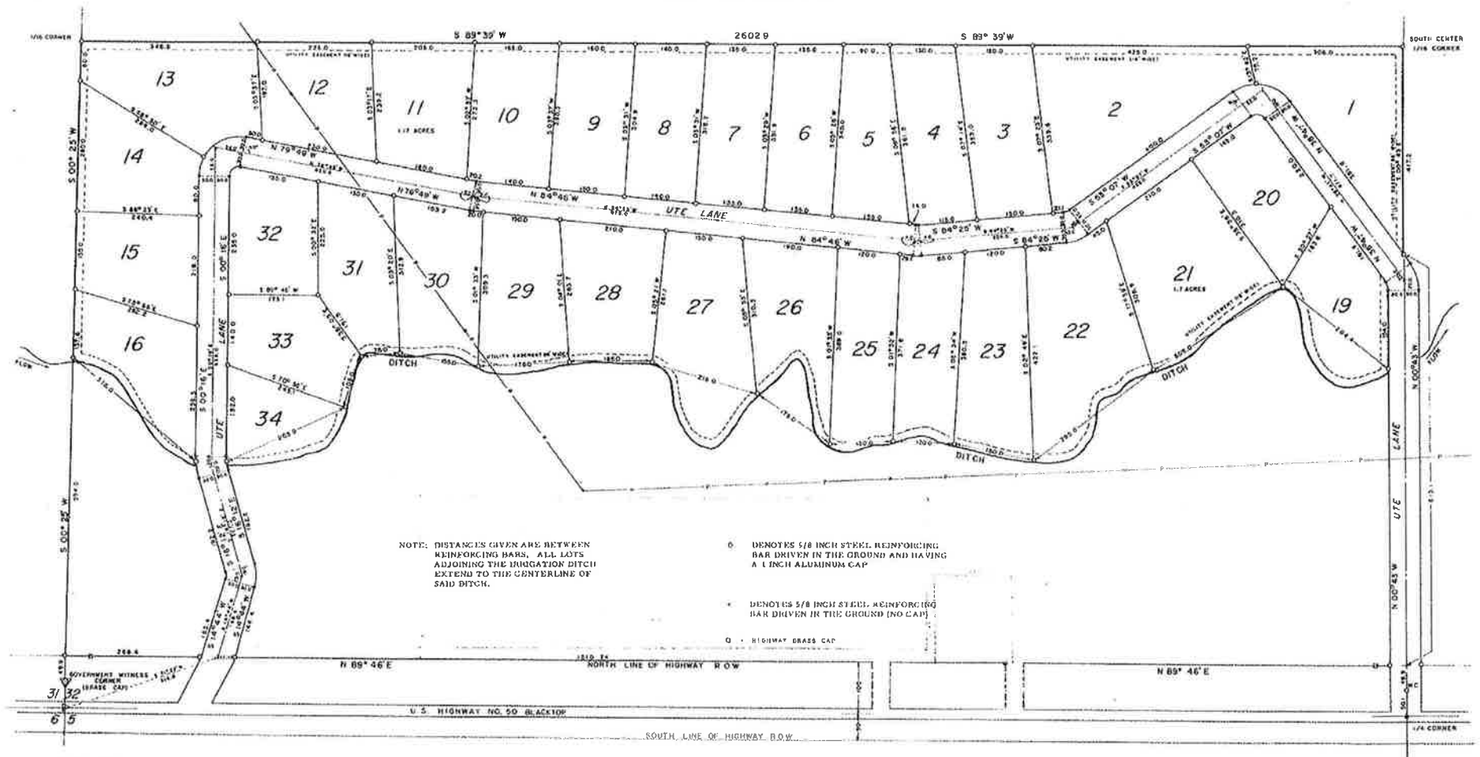
PLAT OF

TOMICHI HEIGHTS

A SUBDIVISION

IN THE S 1/2 SW 1/4 SEC 32 T 50N R 1E NMPM

GUNNISON COUNTY COLORADO



NOTE: DISTANCES GIVEN ARE BETWEEN REINFORCING BARS. ALL LOTS ADJOINING THE IRRIGATION DITCH EXTEND TO THE CENTERLINE OF SAID DITCH.

⊙ DENOTES 5/8 INCH STEEL REINFORCING BAR DRIVEN IN THE GROUND AND HAVING A 1 INCH ALUMINUM CAP

× DENOTES 5/8 INCH STEEL REINFORCING BAR DRIVEN IN THE GROUND (NO CAP)

Q - HIGHWAY BRASS CAP

DEDICATION

STATE OF COLORADO } ss.
COUNTY OF GUNNISON }

KNOW ALL MEN BY THESE PRESENTS:

THAT JAMES P. SLOSS AND JESS NICHOLS BEING OWNERS OF THE SOUTH ONE-HALF OF THE SOUTHWEST ONE-FOURTH OF SECTION 32, TOWNSHIP 50 NORTH, RANGE 1 EAST OF THE NEW MEXICO PRINCIPAL MERIDIAN AND JAMES P. SLOSS AND MARGARET K. SLOSS BEING OWNERS OF THE SOUTHWEST ONE-FOURTH OF THE SOUTHEAST ONE-FOURTH OF SECTION 32, TOWNSHIP 50 NORTH, RANGE 1 EAST OF THE NEW MEXICO PRINCIPAL MERIDIAN HAVE CAUSED PORTIONS OF THE SAME, AS SHOWN ON THIS PLAT, TO BE SUBDIVIDED UNDER THE NAME OF

TOMICHI HEIGHTS

AND PLATTED INTO 32 LOTS, NUMBERED ONE THROUGH SIXTEEN INCLUSIVE AND NINETEEN THROUGH THIRTY-FOUR INCLUSIVE, SAID LOTS HAVING DIMENSIONS AND BEING LOCATED AS SHOWN ON THIS PLAT.

UTE LANE AS SHOWN ON THIS PLAT IS HEREBY DEDICATED TO THE PERPETUAL USE OF THE PUBLIC. A PUBLIC UTILITY EASEMENT SIXTEEN FEET IN WIDTH ALONG THE WESTERLY, NORTHERLY, EASTERLY, AND SOUTHERLY BOUNDARIES OF THE SUBDIVISION AS SHOWN IS HEREBY RESERVED AND DEDICATED TO THE PUBLIC. THE RIGHT OF WAY FOR THE PRESENT POWER LINE, AS SHOWN ON THIS PLAT, IS HEREBY RESERVED. THERE IS ALSO RESERVED ALONG THE SOUTHERLY BOUNDARIES OF THOSE LOTS WHOSE SOUTHERLY LINE IS THE CENTERLINE OF AN IRRIGATION DITCH THE RIGHT TO ENLARGE, CLEAN, OPERATE, AND MAINTAIN AN IRRIGATION DITCH.

IN WITNESS WHEREOF THE UNDERSIGNED HAVE CAUSED THESE PRESENTS TO BE EXECUTED THIS 20 DAY OF May, 1963.

Margaret K. Sloss
MARGARET K. SLOSS

James P. Sloss
JAMES P. SLOSS

Jess Nichols
JESS NICHOLS

SUBSCRIBED AND SWORN TO BEFORE ME THIS 20 DAY OF May, 1963.
MY COMMISSION EXPIRES [illegible]

Brenda J. Robinson
NOTARY PUBLIC

GUNNISON COUNTY PLANNING COMMISSION ACCEPTANCE

THE GUNNISON COUNTY PLANNING COMMISSION HEREBY APPROVES THIS PLAT AND SUBDIVISION THIS [illegible] DAY OF May, 1963.

[illegible]

GUNNISON COUNTY COMMISSIONERS ACCEPTANCE

THE GUNNISON COUNTY COMMISSIONERS HEREBY ACCEPT FOR THE USE OF THE PUBLIC UTE LANE AND THE UTILITY EASEMENT AS SHOWN ON THIS PLAT.

CHAIRMAN

ENGINEER'S CERTIFICATE

I, ROBERT F. HARRISON, REGISTERED PROFESSIONAL ENGINEER AND LAND SURVEYOR FOR ROBERT F. HARRISON & ASSOCIATES, INC., DO CERTIFY THAT THE SURVEY OF TOMICHI HEIGHTS WAS MADE BY ME AND THAT SAID SURVEY IS ACCURATELY REPRESENTED UPON THIS PLAT.

Robert F. Harrison
ROBERT F. HARRISON

CLERK AND RECORDER CERTIFICATE

ACCEPTED FOR FILING IN THE OFFICE OF THE CLERK AND RECORDER OF GUNNISON COUNTY, COLORADO, THIS 7 DAY OF May, 1963.

COUNTY CLERK AND RECORDER

RECEPTION NO. 254911

ROBERT F. HARRISON & ASSOCIATES, INC.
REGISTERED ENGINEERS & LAND SURVEYORS
SALIDA COLORADO

DATE APRIL 1963 | SCALE 1 IN. = 100 FT. | DRAWN BY R.J.D. | APPROVED R.F.H.

APPENDIX A

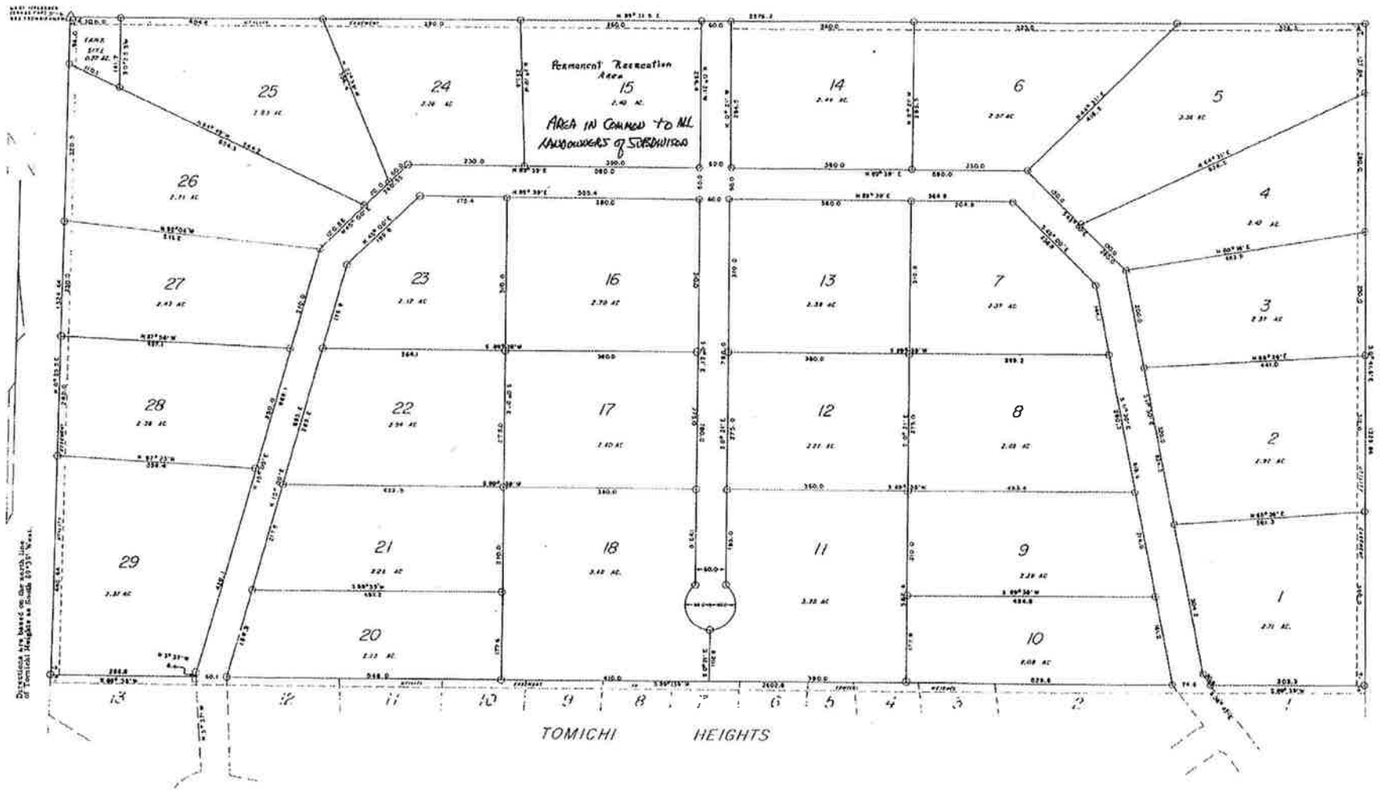
PLAT OF

TOMICHI HEIGHTS RANCHETTES

A SUBDIVISION

IN THE N 1/2 OF THE S.W. 1/4, SEC. 32 T50N, R1E, NMPM

GUNNISON COUNTY, COLORADO



Indicates 5/8 inch steel reinforcing bar 2 feet long driven in the ground and having a one and one half inch aluminum cap.

CERTIFICATE OF DEDICATION AND OWNERSHIP

State of Colorado } ss
County of Gunnison }

Know all men by these presents: that Fisher-Manning Land & Cattle Company, being the owner of the North ½ of the Southwest ¼ of Section 32, Township 50 North, Range 1 East of the New Mexico Principal Meridian, has caused the same to be platted as

TOMICHI HEIGHTS RANCHETTES

consisting of 28 lots being numbered, 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 21, 22, 23, 24, 25, 26, 27, 28 and 29, having dimensions, and being located as shown on this plat.

The roads and easements, as shown on this plat, are hereby dedicated to the use of the public and specifically to the use of the lot owners within said Tomichi Heights Ranchettes.

A public utility easement 16 feet in width along the westerly, northerly and easterly boundaries of the subdivision as shown is hereby reserved and dedicated to the public.

All lots are subject to restrictive and protective covenants as recorded in Book 441 at Page 342 of the Records of Gunnison County, Colorado.

In witness thereof, the said Company, by the undersigned officers, has caused these presents to be executed and has attached the official seal of said Company this 7th day of December, 1971.

Fisher-Manning Land & Cattle Company, owner

John H. Fisher, President

Attest: Paul F. Manning, Secretary

The foregoing instrument was acknowledged before me this 7th day of December, 1971, by John H. Fisher, President of Fisher-Manning Land & Cattle Company, and Paul F. Manning, Secretary of Fisher-Manning Land & Cattle Company, who are personally known to me to be the same persons whose names are subscribed to the foregoing instrument as officers of Fisher-Manning Land & Cattle Company, and who are known to me to be such officers respectively.

My commission expires June 23, 1975

Alma Binford
Notary Public

SURVEYOR'S CERTIFICATE

I, Robert G. Bigler, Registered Land Surveyor for Robert F. Harrison & Associates, Inc. do certify that the survey of Tomichi Heights Ranchettes was made under my supervision and that said survey is accurately represented on this plat. I further certify that this plat complies with Chapter 136, Article 2, Section 2 of the Statutes of the State of Colorado.

11-6-1971
Date

Robert G. Bigler
Colorado Registered Land Surveyor
No. 6753

PLANNING COMMISSION APPROVAL

Gunnison County Planning Commission does hereby approve this plat.

5-15-72
Date

Chairman

COUNTY COMMISSIONER'S ACCEPTANCE

The County Commissioners of Gunnison County, Colorado, hereby approve and accept for the use of the public, all roads and easements as shown on this plat and as dedicated in these statements, and do hereby approve entire plat."

Approved and accepted this 5th day of June, 1972.

"Acceptance of roads for use does not constitute acceptance for maintenance until said roads meet subdivision specifications

289747

Accepted for filing in the office of the County Clerk and Recorder of Gunnison County, Colorado this 18th day of July, 1972.

Marion A. Smith
County Clerk and Recorder

Reception Number

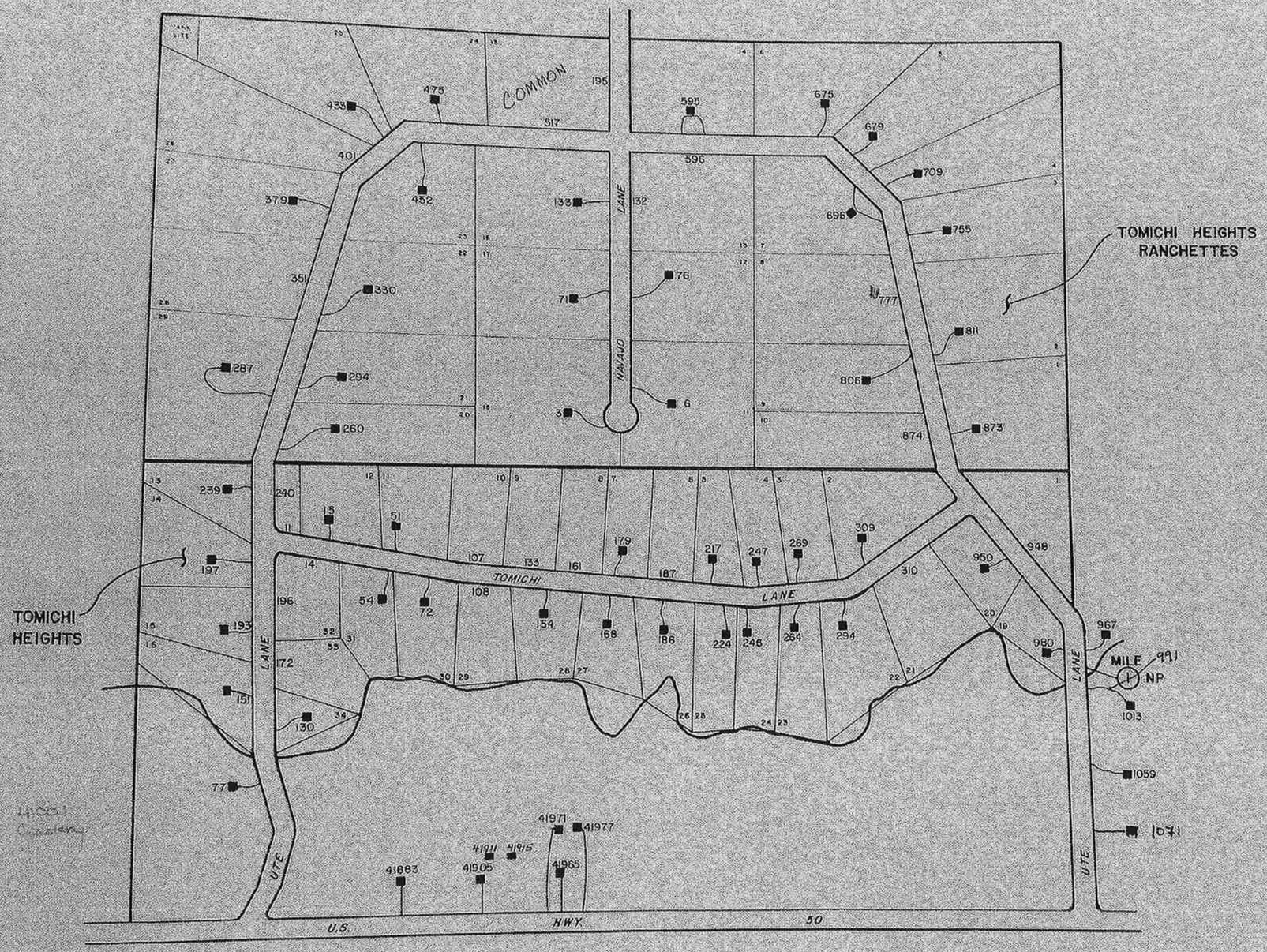
ROBERT F. HARRISON & ASSOCIATES, INC.
REGISTERED ENGINEERS & LAND SURVEYORS
SALIDA, COLORADO

DATE 9/19/71 | SCALE 1 in. = 100 ft. | DRAWN BY K.S.H. | APPROVED

APPENDIX B

TOMICHI HEIGHTS & TOMICHI HEIGHTS RANCHETTES

SEC. 32 T. 50 N. R. 1 E.



APPENDIX C

GUNNISON COUNTY
PAGE 66-D