BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO

RESOLUTION NO: 2018 - ___

A RESOLUTION VACATING CERTAIN PUBLIC RIGHT OF WAY EASEMENTS RELATIVE TO COUNTY ROAD 3 LYING WITHIN SECTION 20, TOWNSHIP 11 SOUTH, RANGE 88 WEST, 6TH P.M., GUNNISON COUNTY, STATE OF COLORADO

WHEREAS, the Board of County Commissioners of the County of Gunnison, Colorado ("Board") is the owner of certain right of way easements lying within the County of Gunnison, State of Colorado; and

WHEREAS, currently there is a portion of County Road 3 that has three right of way easements conveyed to the Board for public use as more specifically described in the following documents:

1. Quit Claim Deed recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on March 31, 1986 in Book 628 at page 214, bearing Reception No: 393368; and

2. Special Warranty Deed recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on March 31, 1986 in Book 628 at page 216, bearing Reception No: 393369; and

3. Quit Claim Deed recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on May 29, 1991 in Book 690 at page 891,bearing Reception No: 426927 (collectively "Right of Way Easements"); and

WHEREAS, there are two Deeds of Dedication that have been conveyed to the Board that replace the above referenced Right of Way Easements and more thoroughly describe that portion of County Road 3 public right of way; and

WHEREAS, the two Deeds of Dedication are recorded in the records of the Clerk and Recorder of Gunnison County, Colorado on _____, 2018 bearing Reception Nos: _____ and _____; and

WHEREAS, the Board having received the conveyance of the Deeds of Dedication, the above referenced Right of Way Easements are no longer necessary and may be vacated; and

WHEREAS, the vacation of the above referenced Right of Way Easements will not hinder any property owners of any lands from having access to their respective land nor disrupt existing travel modes or anticipated conditions in traffic or development patterns; and

WHEREAS, there will be no adverse impact to the natural environment, community needs or public health, safety and welfare from the vacation of the above referenced Right of Way Easements; and

WHEREAS, the notices required by Colorado law for such vacation have been given and a public hearing on such vacation has been conducted; and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Gunnison, Colorado that the Right of Way Easements, as more specifically described in the following documents, shall be and hereby are vacated:

1. Quit Claim Deed recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on March 31, 1986 in Book 628 at page 214, bearing Reception No: 393368; and

2. Special Warranty Deed recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on March 31, 1986 in Book 628 at page 216, bearing Reception No: 393369; and

3. Quit Claim Deed recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on May 29, 1991 in Book 690 at page 891,bearing Reception No: 426927.

FURTHERMORE, this Resolution is contingent upon and shall not become effective until it is recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado.

INTRODUCED by Commissioner_____, seconded by Commissioner _____, and adopted this 15th day of May, 2018.

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