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DISTRICT COURT  
COUNTY OF WELD, COLORADO  
Court Address: 901 9<sup>th</sup> Avenue  
Greeley, Colorado 80631  
Telephone No.: (970) 351-7300

Petitioner:  
Cottonwood Greens Metropolitan District No. 3

▲ COURT USE ONLY ▲

Case Number: 2006 CV212  
Div.: 4 Ctrm:

**ORDER AND DECREE ORGANIZING DISTRICT AND ISSUANCE OF  
CERTIFICATES OF ELECTION IN RE THE ORGANIZATION OF  
COTTONWOOD GREENS METROPOLITAN DISTRICT NO. 3, COUNTY OF  
WELD, COLORADO**

This matter comes before the Court on the Motion for Order and Decree Organizing District and Issuance of Certificates of Election filed by the Petitioner for the organization of Cottonwood Greens Metropolitan District No. 3 (the "District"). This Court, being fully advised in the premises, hereby FINDS AND ORDERS:

1. That a majority of the votes cast at the election held on Tuesday, May 2, 2006, in which the question of organization of the District was submitted to eligible electors, were in favor of organization and that the election was held in accordance with the provisions of §§ 1-1-101 through 1-13-101, *et seq.*, C.R.S.
2. 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.
3. That the District shall be known as "Cottonwood Greens Metropolitan District No. 3" the corporate name designated in the Petition filed with this Court.

4. That the District is located in the City of Ft. Lupton, County of Weld, Colorado, as more particularly described in **Exhibit A**, attached hereto and incorporated herein by this reference.

5. That the District shall be a quasi-municipal corporation and political subdivision of the State of Colorado with all the powers thereof.

6. A certified copy of this Order and a copy of the approved service plan and the resolution of the City Council of the City of Ft. Lupton, Colorado approving the service plan shall be filed with the Weld County Clerk and Recorder and the Division of Local Government, Department of Local Affairs.

7. 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>
Delbert L. Martin	Four (4) year
Axel Bishop	Four (4) year
Mariano G. DeCola	Four (4) year
Carol Bishop	Two (2) year
Charles Wilson	Two (2) year

DATED:

MAY 25 2006

BY THE COURT:



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District Court Judge

EXHIBIT A



An Employee-Owned Company

**LEGAL DESCRIPTION – COTTONWOOD GREENS METROPOLITAN DISTRICT DIRECTORS PARCEL**

A PARCEL OF LAND LOCATED IN THE SOUTHEAST ONE-QUARTER OF SECTION 33, TOWNSHIP 2 NORTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY OF FORT LUPTON, COUNTY OF WELD, STATE OF COLORADO BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BASIS OF BEARINGS: THE WEST LINE OF THE SOUTHEAST ONE-QUARTER OF SAID SECTION 33, BEING MONUMENTED AT THE CENTER OF SECTION 33 BY A 2 ½" ALUMINUM CAP STAMPED "GREENHORNE & OMARA T2N R66W C1/4 S33 PLS 28656 1993" AND AT THE SOUTH ONE-QUARTER CORNER BY A 2 ½" ALUMINUM CAP STAMPED "GREENHORNE & OMARA T2N R66W 1/4 S33 T1N PLS 28656 1993", WITH A LINE BETWEEN BEARING N00°07'27"W.

COMMENCING AT THE SOUTH QUARTER CORNER; THENCE N00°07'27"W ALONG THE WEST LINE OF THE SOUTHEAST ONE-QUARTER OF SAID SECTION 33, A DISTANCE OF 1318.45 FEET; THENCE S89°51'23"E, A DISTANCE OF 580.85 FEET; THENCE S00°00'00"E, A DISTANCE OF 21.60 FEET TO THE POINT OF BEGINNING; THENCE S26°25'15"E, A DISTANCE OF 175.00 FEET TO A POINT ON THE CENTERLINE OF THE FULTON DITCH; THENCE S63°34'45"W ALONG THE CENTERLINE OF SAID DITCH, A DISTANCE OF 205.14 FEET; THENCE N26°25'15"W, A DISTANCE OF 175.00 FEET; THENCE N63°34'45"E, A DISTANCE OF 205.14 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 0.82 ACRE, MORE OR LESS.

*Steven L. Smith*  
 STEVEN L. SMITH, PLS NO. 25642  
 FOR AND ON BEHALF OF  
 HIGH COUNTRY ENGINEERING, INC.  
 PROJECT NO. 2000 208.13

