

DISTRICT COURT, CITY AND COUNTY OF DENVER, COLORADO

Civil Action No. 83 CV 005861

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CERTIFIED COPY OF RESOLUTION

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IN RE THE MATTER OF EBERT METROPOLITAN DISTRICT, CITY AND COUNTY OF DENVER, COLORADO

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COMES NOW, the President of the Ebert Metropolitan District, and certifies that at a continued joint special meeting of the Board of Directors of the District, held January 5, 2000, at 2:00 p.m., at 6130 Greenwood Plaza Boulevard, Suite 100, Englewood, Colorado, the following resolution was adopted, to-wit:

"WHEREAS, a Petitioner has petitioned the Ebert Metropolitan District for the inclusion in said District of the land described in the Petition for Inclusion attached hereto as Exhibit A; and

"WHEREAS, Public Notice has been published in accordance with law, calling for a public hearing on the prayer of said Petition, proof of which is attached hereto as Exhibit B; and

"WHEREAS, the area sought to be included into the District is located entirely within the City and County of Denver, Colorado, and does not include property within any other county or within any incorporated city, town, or city and county, and the District currently encompasses property in the City and County of Denver, Colorado, and, therefore, no notice of the proposed inclusion under Section 32-1-207(2), C.R.S., as amended, is required; and

"WHEREAS, the District is not required to enlarge or extend its facilities beyond those currently existing and all such enlargements or extensions are undertaken in the exercise of discretion as a governmental function in the interest of public health, safety and welfare; and

"NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the District shall, and hereby does order, the inclusion of the land described herein within the boundaries of the Ebert Metropolitan District. The name and address of the owner and the description of said property are as follows:

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Petitioner: C & H RANCH COMPANY, LLC, a  
Colorado limited liability company

Street Address: 6130 Greenwood Plaza Boulevard, Suite  
Englewood, Colorado 80111

Legal  
Description: See Exhibit C attached hereto and  
incorporated herein by this reference

"RESOLVED, this 5th day of January, 2000."

EBERT METROPOLITAN DISTRICT

\_\_\_\_\_  
President

(S E A L)

ATTEST:

By: \_\_\_\_\_  
Secretary