

RESOLUTION NO. 1076

**A RESOLUTION OF THE GOLDEN CITY COUNCIL APPROVING
THE ELWAY SUBARU WEST SUBDIVISION FILING NO.1
PRELIMINARY PLAT AND AUTHORIZING A QUIT CLAIM DEED
TO THE COLORADO DEPARTMENT OF TRANSPORTATION**

WHEREAS, Emich Dodge, Inc. (subdivider) has submitted a proposed preliminary subdivision plat for property within the City of Golden, State of Colorado, entitled Elway Subaru West Subdivision Filing No.1 Preliminary Plat; and

WHEREAS, the City of Golden City Council conducted a public hearing on Case No. PC 00-10, the proposed preliminary subdivision plat to eliminate lot lines, vacate an unbuilt alley, and incorporate a parcel of surplus Colorado Department of Transportation right of way for a portion of Block 1, Pleasant View Subdivision on March 23, 2000.

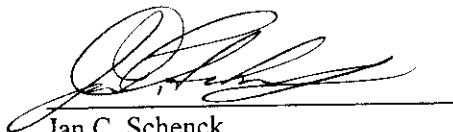
THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GOLDEN, COLORADO:

Section 1. The Preliminary Plat of Elway Subaru West Subdivision Filing No.1 is hereby approved.

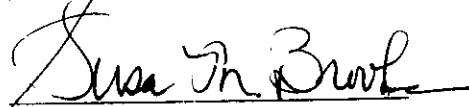
Section 2. The Mayor is authorized to execute the Quit Claim Deed in the form substantially as attached hereto as Exhibit A, releasing any ownership rights to the portion of the CDOT right of way within the subdivision that the City may have acquired by virtue of the annexation of the US Highway 40 right of way, as authorized by Ordinance 1293, dated November 27, 1995.

Section 3. Unless otherwise extended by City Council, the approval of the Elway Subaru West Subdivision Filing No.1 be null and void if a final plat for the property is not approved by the City of Golden within two years of the date of this Resolution.

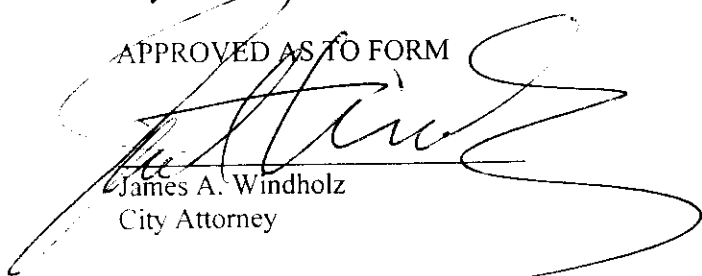
Adopted the 23rd day of March, 2000.


Jan C. Schenck
Mayor

ATTEST:


Susan M. Brooks, CMC/AEE
City Clerk

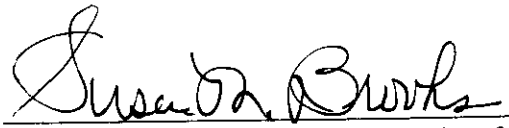
APPROVED AS TO FORM


James A. Windholz
City Attorney

I, Susan M. Brooks, City Clerk of the City of Golden, Colorado, do hereby certify that the foregoing is a true copy of a certain Resolution adopted by the City Council of the City of Golden, Colorado at a regular meeting thereof held on the 23rd day of March, A.D., 2000.

(SEAL)

ATTEST:

A handwritten signature in cursive script, reading "Susan M. Brooks", written over a horizontal line.

Susan M. Brooks, City Clerk of the City of
Golden, Colorado

QUIT CLAIM DEED

The **CITY OF GOLDEN**, a Colorado municipal corporation, whose address is 911 Tenth Street, Golden, Colorado 80401, County of Jefferson, State of Colorado, for the consideration of Ten and No/100 Dollars (\$10.00), in hand paid, hereby sells and quit claims to the STATE OF COLORADO, DEPARTMENT OF TRANSPORTATION, whose address is 4201 E. Arkansas Avenue, Denver, Colorado 80222, the following real property, in the County of Jefferson, State of Colorado, to wit:

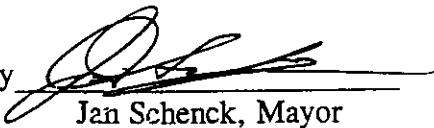
All lots 22, 23, 27, 28 and 29, Block 1, PLEASANT VIEW, as recorded in plat book 2, page 66, Reception No. 75723, of the Jefferson County, Colorado records. Together with any property interest in the alley adjacent to said lots and that portion of vacated Poppy Street (Reception No. 91031312) adjacent to said Lot 28. Said land situated in the SW ¼ of Section 1, Township 4 South, Range 70 West, of the 6th P.M., in Jefferson County, Colorado.

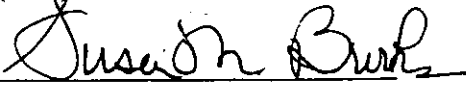
The foregoing legal description was prepared on January 28, 2000, by James D. Styron, Region 6 Property Manager, Colorado Department of Transportation, 2000 South Holly Street, Denver, Colorado 80222, based upon a legal description and drawing prepared by Brett L. Miller, PLS No. 27609, and dated December 21, 1999,

Known and numbered as: Vacant Land, with all its appurtenances, subject to easements, rights of way and restrictions of record, if any.

Signed this 23rd day of March, 2000.

CITY OF GOLDEN, a Colorado municipal corporation

By 
Jan Schenck, Mayor

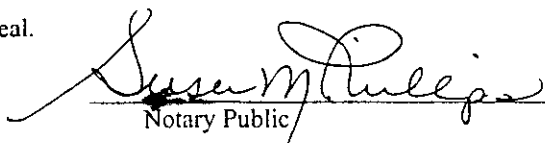
(Seal)

Susan Brooks, City Clerk

STATE OF COLORADO)
) ss.
COUNTY OF JEFFERSON)

The foregoing instrument was acknowledged before me this 23rd day of March, 2000, by Jan Schenck, as Mayor, and Susan Brooks, as City Clerk, for the City of Golden.

My commission expires: 5.9.2003

WITNESS my hand and official seal.


Notary Public