

RESOLUTION NO. 2184

**A RESOLUTION OF THE GOLDEN CITY COUNCIL
RELEASING CERTAIN EASEMENT RIGHTS FOR PROPERTY
AT 1270 NORTH FORD STREET**

WHEREAS, On May 9, 2009, the City of Golden was granted an easement to construct and maintain a sound wall on property at 1270 North Ford street, Golden, Colorado; and

WHEREAS, after the easement was recorded on June 11, 2011, an error was identified in the document. The Easement was corrected, re-executed and recorded with the Jefferson County Clerk and Recorder on December 2, 2011 at reception no. 2011109425 as a corrected document ("Corrected Easement"); and

WHEREAS, the property owners at 1270 North Ford Street have requested that the incorrect easement be formally released; and

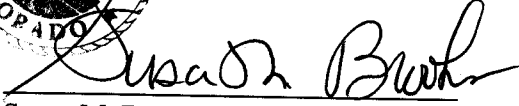
WHEREAS, the City and the property owners agree that the Corrected Easement remains in effect and that the easements rights granted to the City where effective as of May 9, 2011.

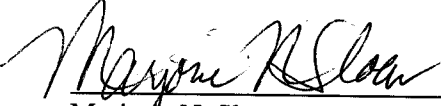
THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GOLDEN, COLORADO:

City Council releases the City of Golden's interest in the Wall Easement granted by the Golden Pond Retirement Community by reason of that certain document recorded at the Jefferson County Clerk and Recorder's Office at Reception No. 2009056499 on June 11, 2009 to the extent that the terms of that recorded easement, other than the effective date, are inconsistent with the Corrected Easement. The Release authorized herein shall not affect the validity of the Corrected Easement, or the effective date of the original underlying easement rights. The Mayor is authorized to execute such documents as are necessary to effectuate the release authorized herein.


Adopted this 8th day of March, 2012.




Susan M. Brooks, MMC
City Clerk


Marjorie N. Sloan
Mayor

APPROVED AS TO FORM:


David S. Williamson
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 rescheduled regular business meeting thereof held on the 8th day of March, A.D. 2012.



ATTEST:

A handwritten signature in cursive script that reads "Susan M. Brooks".

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

RELEASE

WHEREAS, On May 9, 2009, the City of Golden, Colorado ("City") was granted an easement to construct and maintain a sound wall on property at 1270 North Ford street, Golden, Colorado; and

WHEREAS, after the easement was recorded on June 11, 2011, an error was identified in the document. The Easement was corrected, re-executed and recorded with the Jefferson County Clerk and Recorder on December 2, 2011 at reception no. 2011109425 as a corrected document ("Corrected Easement"); and

WHEREAS, the City has received a request that the incorrect easement be formally released; and

WHEREAS, the City and the property owners agree that the Corrected Easement remains in effect and that the underlying easements rights granted to the City where effective as of May 9, 2011.

THEREFORE, the City's interest in the Wall Easement granted by the Golden Pond Retirement Community by reason of that certain document recorded at the Jefferson County Clerk and Recorder's Office at Reception No. 2009056499 on June 11, 2009 is hereby released, but only to the extent that the terms of that recorded easement, other than the effective date, are inconsistent with the Corrected Easement. The release provided herein shall not affect the validity of the Corrected Easement, or the effective date of the original underlying easement rights.

The City of Golden, Colorado

Marjorie Sloan, Mayor

ATTEST:

Susan M. Brooks, MMC, City Clerk

STATE OF COLORADO)

COUNTY OF JEFFERSON)

ss.

Acknowledged before me this _____ day of _____, 2012, by Marjorie Sloan, Mayor of the City of Golden.

Witness my hand and official seal.

My commission expires:

Notary Public