Commissioner Rosier moved that the following Vacation be approved:

BEFORE THE BOARD OF COUNTY COMMISSIONERS

OF THE COUNTY OF JEFFERSON

STATE OF COLORADO

VACATION NO. CC11-81

Case No. 10-122490VA Right of Way Vacation

Owner: Jefferson County

Applicant: James A. Miller & Vicki James Miller

Location: Adjacent to 10231 City View Drive

Section 16, Township 6, South, Range 70

West

Approximate Area: 0.05 Acre

Purpose: To vacate Tract E within Hilldale Pines

Subdivision – Second Filing.

Case Manager: Sean Madden

WHEREAS, James Miller and Vicki Miller filed an application with the Planning and Zoning Division of Jefferson County to vacate Tract E within the Hilldale Pines Subdivision, Second Filing, which is adjacent to their property, 10231 City View Drive, Morrison, CO 80465;

WHEREAS, Jefferson County has acquired a public roadway over, through and on the lands described herein:

WHEREAS, the right-of-way described below is no longer necessary for use by the public;

WHEREAS, said right-of-way is not within the limits of any city or town and does not from the boundary line of a city, town or county;

WHEREAS, by a vacation of said right-of-way no land would be left without an established public street/road or private access easement connecting it with another established public street/road; and

WHEREAS, a public hearing was held by the Jefferson County Planning Commission on February 23, 2011 at which time the Planning Commission, by formal resolution, recommended approval with conditions of the proposed vacation.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Jefferson County, Colorado, that Vacation Case Number 10-122490VA is approved, and pursuant to Section 43-2-303, C.R.S as amended, all rights, titles or interests of the County of Jefferson, State of Colorado are hereby vacated in Tract E of the Hilldale Pines Subdivision – Second Filing as recorded at Reception No. 70357412, Plat Book 30 Page 59, in the Jefferson County, Colorado real property records, subject to the following conditions:

- a. Recordation of Deed ED11-100552DE by the Board of County Commissioners;
- b. Recordation of Easement Deed ED11-100792DE by the Board of County Commissioners; and
- c. Filing with the Planning and Zoning Division a completed property merger agreement to merge Tract E (the vacated parcel) with the remainder of the property commonly known as 10231 City View Drive, Morrison, CO 80465, which will be recorded in the Jefferson County real property records immediately following the completion of the vacation.

Commissioner Odom seconded the adoption of the foregoing Resolution. The roll having been called, the vote was as follows:

Commissioner Donald Rosier Aye
Commissioner John Odom Aye
Commissioner Faye Griffin, Chairman Aye

The Resolution was adopted by unanimous vote of the Board of County Commissioners of the County of Jefferson, State of Colorado.

Dated: March 15, 2011