

## ORDINANCE NO. 1194

### AN ORDINANCE ANNEXING TO THE CITY OF FORT MORGAN THAT AREA KNOWN AS THE FORT MORGAN FARMS IV ANNEXATION AS DESCRIBED HEREIN.

**WHEREAS**, the City Council of the City of Fort Morgan on August 15, 2017, adopted a resolution finding that the City of Fort Morgan, Morgan County, and Fort Morgan Farms LLC petition for annexation was in substantial compliance with C.R.S. §31-12-107, and set a hearing date of September 19, 2017, for the Fort Morgan City Council to consider the annexation of the area set forth below; and,

**WHEREAS**, pursuant to the notice required under C.R.S. §31-12-108, the Municipal Annexation Act of 1965 as amended, hereinafter referred to as the Annexation Act, the City Council of Fort Morgan held on September 19, 2017, a hearing pertaining to said annexation; and,

**WHEREAS**, owners of one hundred percent (100%) of the property have petitioned for such annexation; and,

**WHEREAS**, the City Council of the City of Fort Morgan has by resolution made findings of fact and conclusions of law based thereon and determinations pertaining to said annexation, and has determined said area should be annexed forthwith as part of the City of Fort Morgan.

### NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT MORGAN, COLORADO:

**SECTION 1.** The following described territory is hereby annexed to and made a part of the City of Fort Morgan, Colorado:

A parcel of land being a portion of the East Half of the Southeast Quarter (E1/2 SE1/4) of Section Twelve (12), Township Three North (T.3N.), Range Fifty-eight West (R.58W.) of the Sixth Principal Meridian (6th P.M.), County of Morgan, State of Colorado and being more particularly described as follows:

COMMENCING at the Southeast corner of said Section 12 and assuming the East line of said SE1/4 as bearing North 01°00'27" West being a Grid Bearing of the Colorado State Plane Coordinate System, North Zone, North American Datum 1983/2011, a distance of 2642.38 feet with all other bearings contained herein relative thereto;

THENCE South 88°34'09" West along the South line of said E1/2 SE1/4 a distance of 29.78 feet;

THENCE North 01°25'51" West a distance of 30.00 feet to a line parallel with and 30.00 feet North of, as measured at a right angle to the South line of said E1/2 SE1/4 and to the POINT OF BEGINNING;

THENCE South 88°34'09" West along said parallel line a distance of 1277.46 feet to a line parallel with and 40.00 feet East of, as measured at a right angle to the West line of said E1/2 SE1/4;

THENCE North 00°45'46" West along said parallel line a distance of 1952.22 feet to the South line of Annexation to the City of Fort Morgan (Shawnee Subdivision Second Filing) recorded May 16, 1978 as Reception No. 622169 of the Records of Morgan County;

THENCE North 88°35'07" East along said South line a distance of 1269.11 feet to a line parallel with and 30.00 feet West of, as measured at a right angle to the East line of the SE1/4 of said Section 12 and to the West line of the Fort Morgan Middle School Annexation recorded March 11, 2015 as Reception No. 1500331 of the Records of Morgan County;

The following Two (2) courses are along said parallel line:

THENCE South 01°00'27" East along West line of said Fort Morgan Middle School Annexation a distance of 124.78 feet to the North line of FM Farms III Annexation recorded March 11, 2015 as Reception No. 1500332 of the Records of Morgan County;

THENCE South 01°00'27" East along the West line of said FM Farms III Annexation a distance of 1951.79 feet to the POINT OF BEGINNING.

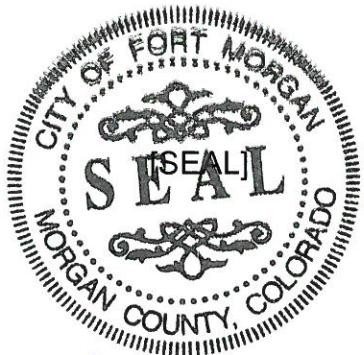
Said described parcel of land contains 57.056 Acres, more or less (±).

**SECTION 2.** When this annexation is complete, said area shall become a part of the City of Fort Morgan for all intents and purposes on the effective date of this ordinance, with the exception of general taxation, in which respect said annexation shall not be effective until on or after January 1 next ensuing.

**SECTION 3.** The City Clerk shall be, and is hereby authorized and directed to file an original copy of this **Ordinance** and one copy of the **Map of Annexation** in the office of the City Clerk of the City of Fort Morgan, Colorado, and two certified copies of said **Ordinance** and **Map of Annexation** in the office of the Clerk and Recorder of Morgan County, Colorado.

**SECTION 4.** The ordinance shall be in full force and effect from and after its passage and publication as provided by the City Charter.

**INTRODUCED, READ, ADOPTED ON FIRST READING AND ORDERED  
PUBLISHED** on the 19th day of September, 2017.



THE CITY COUNCIL OF THE CITY OF FORT  
MORGAN, COLORADO

  
By: Ronald Shaver  
Mayor

Attest:

  
John Brennan  
City Clerk

PASSED, APPROVED AND ADOPTED ON FINAL READING AND ORDERED  
PUBLISHED this 3rd day of October, 2017.



THE CITY COUNCIL OF THE CITY OF  
FORT MORGAN, COLORADO

  
By: Ronald Shaver  
Mayor

Attest:

  
John Brennan  
City Clerk

STATE OF COLORADO )  
COUNTY OF MORGAN ) ss. CERTIFICATE  
CITY OF FORT MORGAN )

I, John Brennan, the duly appointed, qualified Clerk of the City of Fort Morgan, Colorado, do hereby certify that the foregoing **Ordinance No. 1194** was, as a proposed Ordinance, duly and legally presented to the City Council of the City of Fort Morgan, Colorado, on the 19th day of September, 2017. Said ordinance, as proposed, was duly read at length at said meeting, and thereafter the same was, on the 22nd day of September, 2017, published in *The Fort Morgan Times*, a daily newspaper of general circulation published and printed in the City of Fort Morgan, Morgan County, Colorado.

Said proposed ordinance was again taken up and read a second time, duly and legally, passed, approved and adopted at a regular meeting of the City Council held on the 3rd day of October, 2017. Within five (5) days after its final passage, said **Ordinance No. 1194** was published in *The Fort Morgan Times*, a daily newspaper of general circulation published and printed in the City of Fort Morgan, Morgan County, Colorado.



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John Brennan  
City Clerk