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DISTRICT COURT, WELD COUNTY, COLORADO Court Address: 901 Ninth Avenue, Greeley, Colorado, 80632		▲COURT USE ONLY▲
IN RE THE ORGANIZATION OF ERIE CORPORATE CENTER METROPOLITAN DISTRICT NO. 2		
Name :	Kenneth S. Allen, Esq.	Case No: 04 CV 423 Div: 1 Ctrm:
Address:	WHITE AND BEAR Professional Corporation 1805 Shea Center Drive, Suite 100 Highlands Ranch, CO 80129	
Phone Number:	(303) 858-1800	
Fax Number:	(303) 858-1801	
Atty. Reg. #:	030955	

ORDER AND DECREE ORGANIZING DISTRICT, ISSUING CERTIFICATES OF ELECTION AND RELEASING BOND

THIS MATTER comes before the Court on the Motion for Order and Decree Organizing District, for Issuance of Certificates of Election and for Release of Bonds, filed by the Petitioner in regard to the organization of Erie Corporate Center Metropolitan District No. 2 (the "District"). This Court, being fully advised in the premises, hereby FINDS AND ORDERS:

- 1) That a majority of the votes cast at the election held on May 4, 2004, in which the question of organization of the District was submitted to eligible electors, were in favor of organization, and that the election was held in accordance with Articles 1 to 13 of Title 1, C.R.S.
- 2) That the District shall be and is hereby duly and regularly organized in accordance with the requirements of Article 1 of Title 32, C.R.S.
- 3) That the District shall be known as "Erie Corporate Center Metropolitan District No. 2," the corporate name as designated in the Petition filed with this Court.
- 4) That the District is located in Weld County, Colorado, as more particularly described in Exhibit A, attached hereto and made a part hereof.
- 5) That the District shall be a quasi-municipal corporation and a political subdivision of the State of Colorado with all the powers thereof.



6) That the following qualified persons were duly elected as members of the District's first Board of Directors for the indicated terms, and as further shown on the Certificates of Election, issued by this Court in accordance with Section 32-1-305.5(5), C.R.S., which Certificates are attached hereto:

<u>Name</u>	<u>Term</u>
Charles R. Bellock	4 Years (May 2008)
David G. Rhodes	4 Years (May 2008)
Michael J. Burns	4 Years (May 2008)
Lewis G. Holtsclaw	2 Years (May 2006)
Jon R. Lee	2 Years (May 2006)

- 7) That the Clerk of this Court shall release to Petitioner the Bond in the amount of \$500 submitted in connection with the organization of the District.
- 8) That in accordance with Section 32-1-205(2), C.R.S., a copy of the approved Service Plan and the Town of Erie Resolution of Approval shall be incorporated by reference in and appended to this Order establishing the District after all other legal procedures have been complied with.

DONE IN COURT this _____ day of MAY 27 2004, 2004.

BY THE COURT:

District Court Judge

COUNTY COURT OF WELD COUNTY,
GREELEY, COLORADO
Certified to be a true and correct copy
of the original in my custody.

Dated JUN 08 2004

MARY W. BOHLENDER Clerk

By [Signature] Deputy



3193472 06/28/2004 12:01P Weld County, CO
3 of 5 R 26.00 D 0.00 Steve Moreno Clerk & Recorder

EXHIBIT A

Legal Description

[To District Court Order and Decree Organizing District
and Issuing Certificates of Election]



Civil Engineering
Land Surveying
Land Planning

CONSULTANTS, INC.

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ERIE CORPORATE CENTER

DESCRIPTION OF DISTRICT 2 "RESIDENTIAL TAXING DISTRICT"

A part of Section 10, Township 1 North, Range 68 West of the Sixth Principal Meridian, Town of Erie, County of Weld, State of Colorado, more particularly described as follows:

- COMMENCING at the Northwest corner of said Section 10;
- Thence North 89°45'35" East along the northerly line of said Section 10 a distance of 30.00 feet to a point;
- Thence South 00°08'14" East parallel with and 30.00 feet easterly of the westerly line of said Section 10 a distance of 30.00 feet to the POINT OF BEGINNING;
- Thence North 89°45'35" East parallel with and 30.00 feet southerly of the northerly line of said Section 10 a distance of 1530.00 feet to a point;
- Thence South 00°08'21" East a distance of 3673.28 feet to a point of curvature;
- Thence along the arc of a curve to the left having a central angle of 34°44'18", a radius of 90.00 feet, an arc length of 54.57 feet, and whose chord bears South 17°30'30" East, 53.73 feet to a point;
- Thence South 34°52'38" East a distance of 592.64 feet to a point of non-tangent curvature;
- Thence along the arc of a curve to the right having a central angle of 08°41'06", a radius of 570.00 feet, an arc length of 86.40 feet, and whose chord bears South 59°27'55" West, 86.32 feet to a point;
- Thence South 64°03'19" West a distance of 100.00 feet to a point of non-tangent curvature;
- Thence along the arc of a curve to the left having a central angle of 27°18'58", a radius of 180.00 feet, an arc length of 85.82 feet, and whose chord bears South 50°23'50" West, 85.00 feet to a point;
- Thence South 36°44'21" West a distance of 100.00 feet to a point of curvature;
- Thence along the arc of a curve to the right having a central angle of 36°38'27", a radius of 1000.00 feet, an arc length of 639.50 feet, and whose chord bears South 55°03'34" West, 628.66 feet to a point of non-tangent curvature;
- Thence along the arc of a curve to the right having a central angle of 16°49'58", a radius of 2857.50 feet, an arc length of 839.50 feet, and whose chord bears South 55°51'12" East, 836.49 feet to a point of non-tangency on the northerly right of way line of County Road 10;
- Thence South 89°43'33" West along said northerly right of way parallel with and 30.00 feet northerly of the southerly line of said Section 10 a distance of 1768.55 feet to a point on the easterly right of way line of County Road 7;
- Thence North 00°08'27" West along said easterly right of way line a distance of 2657.39 feet to a point;



Civil Engineering
Land Surveying
Land Planning

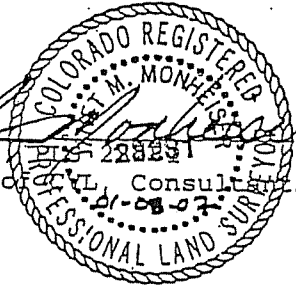
CONSULTANTS, INC.

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ERIE CORPORATE CENTER

Thence North 00°08'14" West continuing along said easterly right of way line a distance of 2606.88 feet to the POINT OF BEGINNING. Containing 186.000 acres, more or less.

[Handwritten Signature]
Jarret M. Monheiser
For and On Behalf of CVL Consultants



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CERTIFICATE OF ELECTION

The Court, having determined that the election conducted on May 4, 2004, concerning the organization of the above named District was held in accordance with Articles 1 to 13 of Title 1, C.R.S., and acting in accordance with Section 32-1-305.5(5), C.R.S., hereby certifies the following named individuals as duly elected to the office of Director of the District for the terms indicated.

Director	Term
Charles R. Bellock	May 2008
David G. Rhodes	May 2008
Michael J. Burns	May 2008
Lewis G. Holtsclaw	May 2006
Jon R. Lee	May 2006

BY THE COURT: MAY 27 2004

Roger A. Klein

District Court Judge