

<b>DISTRICT COURT, GUNNISON COUNTY, COLORADO</b>	
Court Address: 200 E. Virginia Gunnison, CO 81230	
<b>MT. CRESTED BUTTE WATER AND SANITATION DISTRICT, a Colorado special district,</b>	
Petitioner.	<b>▲ COURT USE ONLY ▲</b>
<b>IN RE THE INCLUSION OF THE KAPUSHION PARCEL, CRESTED BUTTE SKI RANCHES AND THE EAST AND WEST TRADE PARCELS INTO THE MT. CRESTED BUTTE WATER AND SANITATION DISTRICT</b>	Case Number: 88 CV 114
<b>ORDER OF INCLUSION</b>	

This matter having come before the Court on the Motion of Mt. Crested Butte Water and Sanitation District, a Colorado special district (the "District"), that the Kapushion Parcel, Crested Butte Ski Ranches and the East and West Trade Parcels be included into the District, and the Court having considered said Motion, it is **HEREBY ORDERED THAT:**


1. The Kapushion Parcel, Crested Butte Ski Ranches and the East and West Trade Parcels (the "Property"), which Property is more particularly described on Exhibit A, Exhibit B and Exhibit C, respectively, be, and hereby are, included within the District.
2. After the date of its inclusion in the District, the Property shall be subject to all of the taxes and charges imposed by the District and shall be liable for its proportionate share of existing bonded indebtedness of the District, but it shall not be liable for any taxes or charges levied or assessed prior to its inclusion in the District.
3. Except as otherwise agreed between the Board of Directors and property owners within the Property, the Property shall be liable for its proportionate share of annual operation and maintenance charges and the cost of facilities of the District and taxes, rates, fees, tolls, or charges shall be certified and levied or assessed therefor.

4. The change of boundaries of the District shall not impair nor affect its organization, nor shall it affect, impair, or discharge any contract, obligation, lien, or charge on which it might be liable or chargeable had such change of boundaries not been made.

5. A certified copy of this Order shall be forwarded to the Gunnison County Clerk and Recorder with directions to (a) record this Order in the real property records of the County, (b) notify the county assessor of this Order and the action directed herein, and (c) file a certified copy of this Order with the Division of Local Government, Department of Local Affairs, Office of the Secretary of State, State of Colorado.

Entered this 15th day of June, 2001.

BY THE COURT:

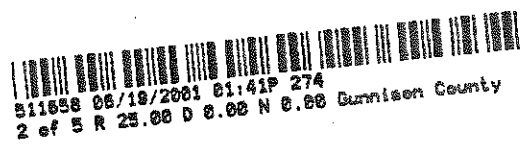
  
District Court Judge

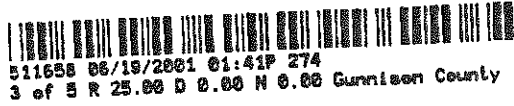
XC: Hogan  
6-18-01  
Br



CERTIFIED TO BE A FULL  
TRUE AND CORRECT COPY OF  
ORIGINAL IN MY CUSTODY

DATED 6-19-01  
CLERK Debra K. Peloni  
Deputy





## EXHIBIT A

(Approximately 38.439 acres)

Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$ ) of Section 26,  
Township 13 South, Range 86 West, 6<sup>th</sup> P.M., County of Gunnison, State of  
Colorado, excepting therefrom the real property described in Warranty Deed  
recorded November 5, 1982 in Book 586 at Page 80.

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## EXHIBIT B

(Approximately 280 acres)

Southwest Quarter (SW $\frac{1}{4}$ ) of Section 23, and East half of the Northwest Quarter (E $\frac{1}{2}$ NW $\frac{1}{4}$ ) and the Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$ ) of Section 26, Township 13 South, Range 86 West, 6<sup>th</sup> P.M., County of Gunnison, State of Colorado.



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## EXHIBIT C

### INCLUDED PARCEL Legal Description

Township 13 South, Range 85 West, 6<sup>th</sup> P.M.

Section 19: Lot 7,  
Lot 8,  
Lot 11;

Township 13 South, Range 86 West, 6<sup>th</sup> P.M.

Section 13: Lot 14;

Section 14: E1/2SW1/4SE1/4;

Section 24: S1/2 SW1/4 NE1/4 NE1/4,  
W1/2 NW1/4 NE1/4,  
NW1/4 SE1/4 NW1/4 NE1/4,  
S1/2 SE1/4 NW1/4 NE1/4,  
SW1/4 NE1/4,  
S1/2 SE1/4 NE1/4,  
NW1/4 SE1/4 NE1/4,  
W1/2 NE1/4 SE1/4 NE1/4,  
NE1/4 NW1/4,  
N1/2 N1/2 SE1/4 NW1/4, and  
SE1/4.

County of Gunnison  
State of Colorado