BE IT HEREBY KNOWN: THAT G. RUSSELL GARRITY AND E. CLAY GARRITY, BEING THE OWNERS OF THOSE PARCELS OF LAND BEING PORTIONS OF THAT PARCEL OF LAND DESCRIBED IN RECEPTION NO. 586032 IN THE ROUTT COUNTY RECORDS; LOCATED IN THE SW1/4 NE1/4 SECTION 31, TOWNSHIP 4 NORTH, RANGE 85 WEST OF THE 6TH PRINCIPAL MERIDIAN; COUNTY OF ROUTT, STATE OF COLORADO; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE NORTH LINE OF THE SW1/4 NE1/4 SECTION 31, T4N, R85W, 6TH P.M., BEING MONUMENTED AT THE EAST END BY A NO. 6 REBAR WITH 2" ALUMINUM CAP STAMPED LANDMARK LS 29039 AND ON THE WEST END BY A NO. 5 REBAR WITH YELLOW PLASTIC CAP STAMPED JSC LS 12029, AND BEING ASSUMED TO BEAR N89°06'51"E.

PARCEL 1:

COMMENCING AT THE NW CORNER OF THE SW1/4 NE1/4 SAID SECTION 31; THENCE N89°06'51"E, ALONG THE NORTH LINE OF SAID SW1/4 NE1/4 SECTION 31, A DISTANCE OF 344.68 FEET TO THE POINT OF BEGINNING;

THENCE N89°06'51"E, CONTINUING ALONG SAID NORTH LINE OF THE SW1/4 NE1/4 SECTION 31, A DISTANCE OF 529.75 FEET TO A POINT ON THE WESTERLY BOUNDARY OF THE UNION PACIFIC RAILROAD RIGHT-OF-WAY: THENCE S14°25'56"E, ALONG SAID WESTERLY BOUNDARY OF THE UNION PACIFIC RAILROAD RIGHT-OF-WAY, A DISTANCE OF 820.22 FEET TO A POINT ON THE NORTHERLY BOUNDARY OF THAT PARCEL OF LAND DESCRIBED IN BOOK 403 AT PAGE 471 IN THE ROUTT COUNTY RECORDS: THENCE S68°20'44"W. ALONG SAID NORTHERLY BOUNDARY OF THAT PARCEL OF LAND DESCRIBED IN BOOK 403 AT PAGE 471 AND THE WESTERLY PROLONGATION THEREOF. A DISTANCE OF 429.00 FEET TO A POINT ON THE EASTERLY BOUNDARY OF THE ROUTT COUNTY ROAD NO. 27 RIGHT-OF-WAY:

THENCE ALONG SAID EASTERLY BOUNDARY OF THE ROUTT COUNTY ROAD NO. 27 RIGHT-OF-WAY THE FOLLOWING SEVEN (7) COURSES: 1. ALONG THE ARC OF A NON-TANGENT CURVE TO THE RIGHT HAVING A RADIUS OF 225.00 FEET, A CENTRAL ANGLE OF 00°21'28", AND AN ARC LENGTH OF 1.41 FEET, THE CHORD OF WHICH BEARS N24°30'51"W, A DISTANCE OF 1.41 FEET;

2. N24°20'07"W, A DISTANCE OF 10.57 FEET; 3. ALONG THE ARC OF A TANGENT CURVE TO THE RIGHT HAVING A RADIUS OF 495.00 FEET, A CENTRAL ANGLE OF 24°33'06", AND AN ARC LENGTH OF 212.11 FEET, THE CHORD OF WHICH BEARS N12°03'34"W, A DISTANCE OF 210.49 FEET:

4. N00°12'59"E, A DISTANCE OF 142.63 FEET; 5. ALONG THE ARC OF A TANGENT CURVE TO THE LEFT HAVING A RADIUS OF 530.00 FEET, A CENTRAL ANGLE OF 45°21'17", AND AN ARC LENGTH OF 419.54 FEET, THE CHORD OF WHICH BEARS N22°27'40"W. A DISTANCE OF 408.67 FEET:

6. N45°05'11"W. A DISTANCE OF 55.77 FEET; 7. ALONG THE ARC OF A NON-TANGENT CURVE TO THE RIGHT HAVING A RADIUS OF 355.00 FEET, A CENTRAL ANGLE OF 31°15'19", AND AN ARC LENGTH OF 193.66 FEET, THE CHORD OF WHICH BEARS N28°32'34"W, A DISTANCE OF 191.26 FEET TO THE POINT OF BEGINNING;

TOGETHER WITH:

PARCEL 2:

COMMENCING AT THE NW CORNER OF THE SW1/4 NE1/4 SAID SECTION 31; THENCE N89°06'51"E, ALONG THE NORTH LINE OF SAID SW1/4 NE1/4 SECTION 31. A DISTANCE OF 977.29 FEET TO THE POINT OF BEGINNING:

THENCE N89°06'51"E, CONTINUING ALONG SAID NORTH LINE OF THE SW1/4 NE1/4 SECTION 31, A DISTANCE OF 357.63 FEET TO THE NE CORNER OF SAID SW1/4 NE1/4 SECTION 31:

THENCE S00°47'04"W, ALONG THE EAST LINE OF SAID SW1/4 NE1/4 SECTION 31, A DISTANCE OF 273.75 FEET TO A POINT ON THE WESTERLY BOUNDARY OF THE COLORADO STATE HIGHWAY 131 RIGHT-OF-WAY;

THENCE ALONG SAID WESTERLY BOUNDARY OF THE COLORADO STATE HIGHWAY 131 RIGHT-OF-WAY THE FOLLOWING SEVEN (7) COURSES: 1. ALONG THE ARC OF A NON-TANGENT CURVE TO THE RIGHT HAVING A RADIUS OF 299.30 FEET, A CENTRAL ANGLE OF 5°20'30", AND AN ARC LENGTH OF 27.90 FEET, THE CHORD OF WHICH BEARS S34°05'08"W, A DISTANCE OF 27.89 FEET;

S22°15'46"W, A DISTANCE OF 79.90 FEET; S36°44'46"W, A DISTANCE OF 80.20 FEET;

4. ALONG THE ARC OF A TANGENT CURVE TO THE LEFT HAVING A RADIUS OF 448.10 FEET, A CENTRAL ANGLE OF 11°09'45", AND AN ARC LENGTH OF 87.30 FEET, THE CHORD OF WHICH BEARS S31°09'54"W, A DISTANCE OF 87.16 FEET; 5. S04°45'44"E, A DISTANCE OF 67.40 FEET;

6. ALONG THE ARC OF A NON-TANGENT CURVE TO THE LEFT HAVING A RADIUS OF 418.10 FEET, A CENTRAL ANGLE OF 50°53'00", AND AN ARC

LENGTH OF 371.31 FEET, THE CHORD OF WHICH BEARS S07°51'51"E, A DISTANCE OF 359.22 FEET; 7. S33°18'14"E, A DISTANCE OF 134.20 FEET TO A POINT ON SAID EAST LINE OF THE SW1/4 NE1/4 SECTION 31;

THENCE S00°47'04"W, ALONG SAID EAST LINE OF THE SW1/4 NE1/4 SECTION 31, A DISTANCE OF 157.81 FEET TO A POINT ON THE EASTERLY

BOUNDARY OF THE UNION PACIFIC RAILROAD RIGHT-OF-WAY RIGHT-OF-WAY:

THENCE ALONG SAID EASTERLY BOUNDARY OF THE UNION PACIFIC RAILROAD RIGHT-OF-WAY THE FOLLOWING EIGHT (8) COURSES:

1. N27°32'02"W, A DISTANCE OF 54.97 FEET; 2. N23°37'30"W, A DISTANCE OF 58.30 FEET;

3. N19°59'33"W, A DISTANCE OF 60.08 FEET; N17°19'56"W, A DISTANCE OF 57.63 FEET;

5. N15°42'56"W, A DISTANCE OF 47.98 FEET; N14°48'04"W, A DISTANCE OF 42.69 FEET;

7. N14°34'13"W, A DISTANCE OF 61.92 FEET; 8. N14°25'56"W, A DISTANCE OF 863.28 FEET TO TO THE POINT OF BEGINNING;

TOGETHER WITH:

COMMENCING AT THE NW CORNER OF THE SW1/4 NE1/4 SAID SECTION 31; THENCE N89°06'51"E, ALONG THE NORTH LINE OF SAID SW1/4 NE1/4 SECTION 31, A DISTANCE OF 1334.92 FEET TO THE NE CORNER OF SAID SW1/4 NE1/4 SECTION 31; THENCE S00°47'04"W, ALONG THE EAST LINE OF THE SW1/4 NE1/4 SECTION 31, A DISTANCE OF 601.72 FEET TO A POINT ON THE EASTERLY BOUNDARY OF THE COLORADO STATE HIGHWAY 131 RIGHT-OF-WAY, SAID POINT BEING THE POINT OF BEGINNING;

THENCE S00°47'04"W, CONTINUING ALONG SAID EAST LINE OF THE SW1/4 NE1/4 SECTION 31, A DISTANCE OF 195.36 FEET TO A POINT ON SAID EASTERLY BOUNDARY OF THE COLORADO STATE HIGHWAY 131 RIGHT-OF-WAY; THENCE ALONG SAID EASTERLY BOUNDARY OF THE COLORADO STATE HIGHWAY 131 RIGHT-OF-WAY AND ALONG THE ARC OF A NON-TANGENT CURVE TO THE RIGHT HAVING A RADIUS OF 288.10 FEET, A CENTRAL ANGLE OF 39°38'17", AND AN ARC LENGTH OF 199.31 FEET, THE CHORD OF WHICH BEARS N00°47'04"E, A DISTANCE OF 195.36 FEET TO THE POINT OF BEGINNING;

CONTAINING A CALCULATED AREA OF 12.33 ACRES;

IN ROUTT COUNTY, COLORADO; UNDER THE NAME AND STYLE OF OAK CREEK TOWN & COUNTY SUBDIVISION EXEMPTION PLAT, HAS LAID OUT, PLATTED AND SUBDIVIDED SAME AS SHOWN ON THIS PLAT AND PURSUANT TO ALL ACCOMPANYING DOCUMENTS REFERENCED HEREON.

IN WITNESS WHEREOF, SAID G. RUSSELL GARRITY AND E. CLAY GARRITY HAVE CAUSED THEIR NAMES TO BE HEREUNTO SUBSCRIBED THIS DAY OF NOVEMBER A.D. 2019.

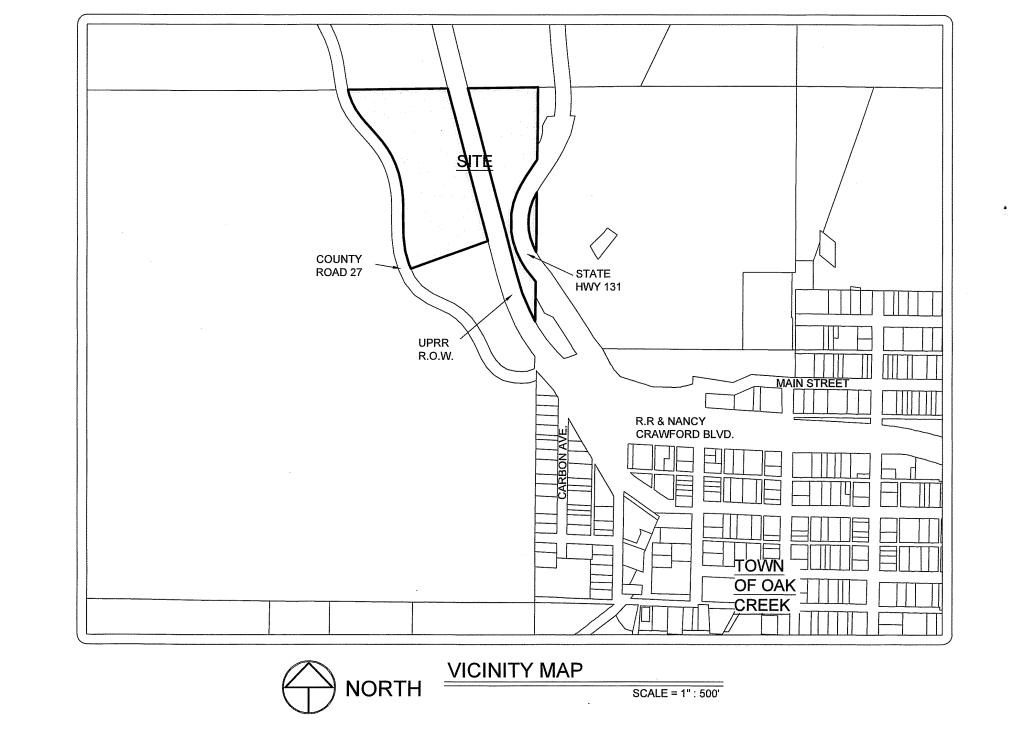
COUNTY OF ROUTT

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS <u>LO</u> DAY OF <u>November</u> A.D. 2019 BY G. RUSSELL GARRITY AND E.

MY COMMISSION EXPIRES Oct 28 7073.

WITNESS MY HAND AND OFFICIAL SEAL.

NOTARY PUBLIC STATE OF COLORADO NOTARY ID# 20154042323 JY COMMISSION EXPIRES October 28, 2027



- BASIS OF BEARINGS: THE NORTH LINE OF THE SW1/4 NE1/4 SECTION 31, T4N, R85W, 6TH P.M., BEING MONUMENTED AS SHOWN HEREON
- THIS SURVEY DOES NOT CONSTITUTE A TITLE SEARCH BY LANDMARK CONSULTANTS, INC. TO DETERMINE TITLE OR EASEMENTS OF RECORD. TITLE COMMITMENT NO. H0579381-329-STO-SC3, COMMITMENT DATE: NOVERBER 1,2019, PREPARED BY HERITAGE TITLE COMPANY, WAS RELIED UPON FOR ALL INFORMATION REGARDING EASEMENTS OF RECORD, RIGHTS-OF-WAY AND TITLE OF RECORD.
- ANY PERSON WHO KNOWINGLY REMOVES, ALTERS OR DEFACES ANY PUBLIC LAND SURVEY MONUMENT OR LAND MONUMENT OR ACCESSORY, COMMITS A CLASS TWO (2) MISDEMEANOR PURSUANT TO C.R.S. 18-4-508.
- 4. ALL REFERENCES HEREON TO BOOKS, PAGES, FILES AND RECEPTION NUMBERS ARE TO PUBLIC DOCUMENTS FILED IN THE RECORDS OF
- THE MEASURED DISTANCES SHOWN HEREON ARE IN U.S. SURVEY FEET.
- 6. LOTS 1, 2, AND 3 ARE NOT APPROVED FOR RESIDENTIAL USE.

ATTORNEY'S OPINION

ATTORNEY'S OPINION

I, ROBERT G. WEISS, BEING AN ATTORNEY-AT-LAW DULY LICENSED TO PRACTICE BEFORE COURTS OF RECORD IN THE STATE OF COLORADO, DO HEREBY CERTIFY THAT I HAVE EXAMINED THE TITLE TO ALL LANDS HEREIN DEDICATED AND SHOWN UPON THIS PLAT BY REVIEW OF TITLE COMMITMENT NO. H0579381-329-STO-SC3, COMMITMENT DATE: NOVEMBER 1/2019, PREPARED BY HERITAGE TITLE COMPANY ("TITLE COMMITMENT") AND, BASED SOLELY ON THE TITLE COMMITMENT, TITLE TO SUCH LANDS IS IN THE TOWN OF OAK CREEK, (THE "OWNER"), FREE AND CLEAR OF ALL LIENS, TAXES AND ENCUMBRANCES, EXCEPT AS FOLLOWS:

- 1. ANY FACTS, RIGHTS, INTERESTS OR CLAIMS THAT ARE NOT SHOWN BY THE PUBLIC RECORDS BUT WHICH COULD BE ASCERTAINED BY AN INSPECTION OF THE LAND OR THAT MAY BE ASSERTED BY PERSONS IN POSSESSION OF THE LAND. EASEMENTS, LIENS OR ENCUMBRANCES, OR CLAIMS THEREOF, NOT SHOWN BY THE PUBLIC RECORDS.
- . ANY ENCROACHMENTS, ENCUMBRANCES, VIOLATION, VARIATION, OR ADVERSE CIRCUMSTANCE AFFECTING THE TITLE THAT WOULD BE DISCLOSED BY AN ACCURATE AND COMPLETE LAND SURVEY OF THE LAND AND NOT SHOWN BY PUBLIC RECORDS.
- 4. ANY LIEN OR RIGHT TO A LIEN, FOR SERVICES, LABOR OR MATERIAL HERETOFORE OR HEREAFTER FURNISHED, IMPOSED BY LAW AND NOT DEFECTS, LIENS, ENCUMBRANCES, ADVERSE CLAIMS OR OTHER MATTERS, IF ANY, CREATED, FIRST APPEARING IN THE PUBLIC RECORDS OR ATTACHING SUBSEQUENT TO THE EFFECTIVE DATE HEREOF BUT PRIOR TO THE DATE THE PROPOSED INSURED ACQUIRES OF RECORD
- FOR THE VALUE THE ESTATE OR INTEREST OR MORTGAGE THEREON COVERED BY THIS COMMITMENT. WATER RIGHTS, CLAIMS OF TITLE TO WATER, WHETHER OR NOT THESE MATTERS ARE SHOWN BY THE PUBLIC RECORDS ALL TAXES AND ASSESSMENTS, NOW OR HERETOFORE ASSESSED, DUE OR PAYABLE.
- RESERVATIONS OF (1) RIGHT OF PROPRIETOR OF ANY PENETRATING VEIN OR LODE TO EXTRACT HIS ORE; AND (2) RIGHT OF WAY FOR ANY DITCHES OR CANALS CONSTRUCTED BY AUTHORITY OF UNITED STATES, IN U.S. PATENT 59435. 9. ALL COAL, OIL, GAS AND OTHER MINERALS UNDERLYING SUBJECT PROPERTY, TOGETHER WITH ANY AND ALL RIGHTS AND INTERESTS
- NOTE: THE EXAMINER MAKES NO AFFIRMATIVE STATEMENT AS TO OWNERSHIP OF THE MINERALS UNDERLYING SUBJECT PROPERTY ALTHOUGH MOST MINERALS APPEAR TO BE SEVERED FROM THE SURFACE OWNERSHIP, SOME INTERESTS MAY IN FACT REMAIN WITH
- 10. RIGHT OF WAY FOR COUNTY ROAD AS IT EXISTS. 11. TERMS, AGREEMENTS, PROVISIONS, CONDITIONS AND OBLIGATIONS AS CONTAINED IN THE DECLARATION OF PROTECTIVE COVENANTS
- RECORDED MAY 13, 2003 AT RECEPTION NO. 582889. 12. TERMS, CONDITIONS, PROVISIONS, AGREEMENTS AND OBLIGATIONS CONTAINED IN THE MEMORANDUM OF CONTRACT AS SET FORTH RECORDING DATE: FEBRUARY 26, 2018 RECORDING NO.: RECEPTION NO. 787882

SURVEYOR'S CERTIFICATE

I, JEFFRY A. GUSTAFSON, BEING A DULY LICENSED LAND SURVEYOR IN THE STATE OF COLORADO, DO HEREBY CERTIFY THAT THIS FINAL PLAT OF OAK CREEK TOWN & COUNTY SUBDIVISION EXEMPTION PLAT WAS MADE BY ME OR UNDER MY DIRECT RESPONSIBILITY. SUPERVISION AND CHECKING IN ACCORDANCE WITH C.R.S. 38-51-101 ET SEQ. AND IS ACCURATE TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

DATED THIS 18TH DAY OF NOVEMBER, A.D. 2019

JEFFRY A. GUSTAFSON, LICENSED LAND SURVEYOR COLORADO L.S. NO. 29039 FOR AND ON BEHALF OF LANDMARK CONSULTANTS, INC.



PLANNING DIRECTOR APPROVAL

THE ROUTT COUNTY PLANNING DIRECTOR DID HEREBY AUTHORIZE AND APPROVE THIS PLAT OF THE ABOVE SUBDIVISION ON THIS 5th DAY OF JONE, AD, 2019.

BOARD OF COUNTY COMMISSIONERS APPROVAL

THIS PLAT HAS BEEN REVIEWED AND IS HEREBY APPROVED FOR FILING BY ROUTT COUNTY PURSUANT TO SECTION 2.7 OF THE ROUTT COUNTY SUBDIVISION REGULATIONS. THE MAINTENANCE OF ANY ROAD, RIGHT-OF-WAY, OR EASEMENT SHOWN ON THIS PLAT IS SUBJECT TO THE DISCRETION OF THE BOARD OF COUNTY COMMISSIONERS AND THE BOARD, BY THE APPROVAL OF THIS PLAT, MAKES NO COMMITMENT EITHER EXPRESS OR IMPLIED REGARDING ANY LEVEL OF SERVICE OR MAINTENANCE OF SUCH ROAD, RIGHT-OF-WAY, OR EASEMENT AS DEDICATED AND ACCEPTED HEREIN. DATED THIS 22Nd DAY OF November, 2019.

BOARD OF COUNTY COMMISSIONERS

ROUTT COUNTY, COLORADO

ROUTT COUNTY SURVEYORS ACCEPTANCE

THIS PLATIWAS FILED AND INDEXED AS FILE NO. SP <u>3298</u> ON <u>November 27</u>, 2019 AT <u>3: 37. P</u>M IN THE LAND SURVEY PLAT RECORDS FILE AND INDEX SYSTEM MAINTAINED IN THE OFFICE OF THE ROUTT COUNTY CLERK AND RECORDER PURSUANT TO C.R.S. SEC 38-50-101.

CLERK AND RECORDER'S ACCEPTANCE

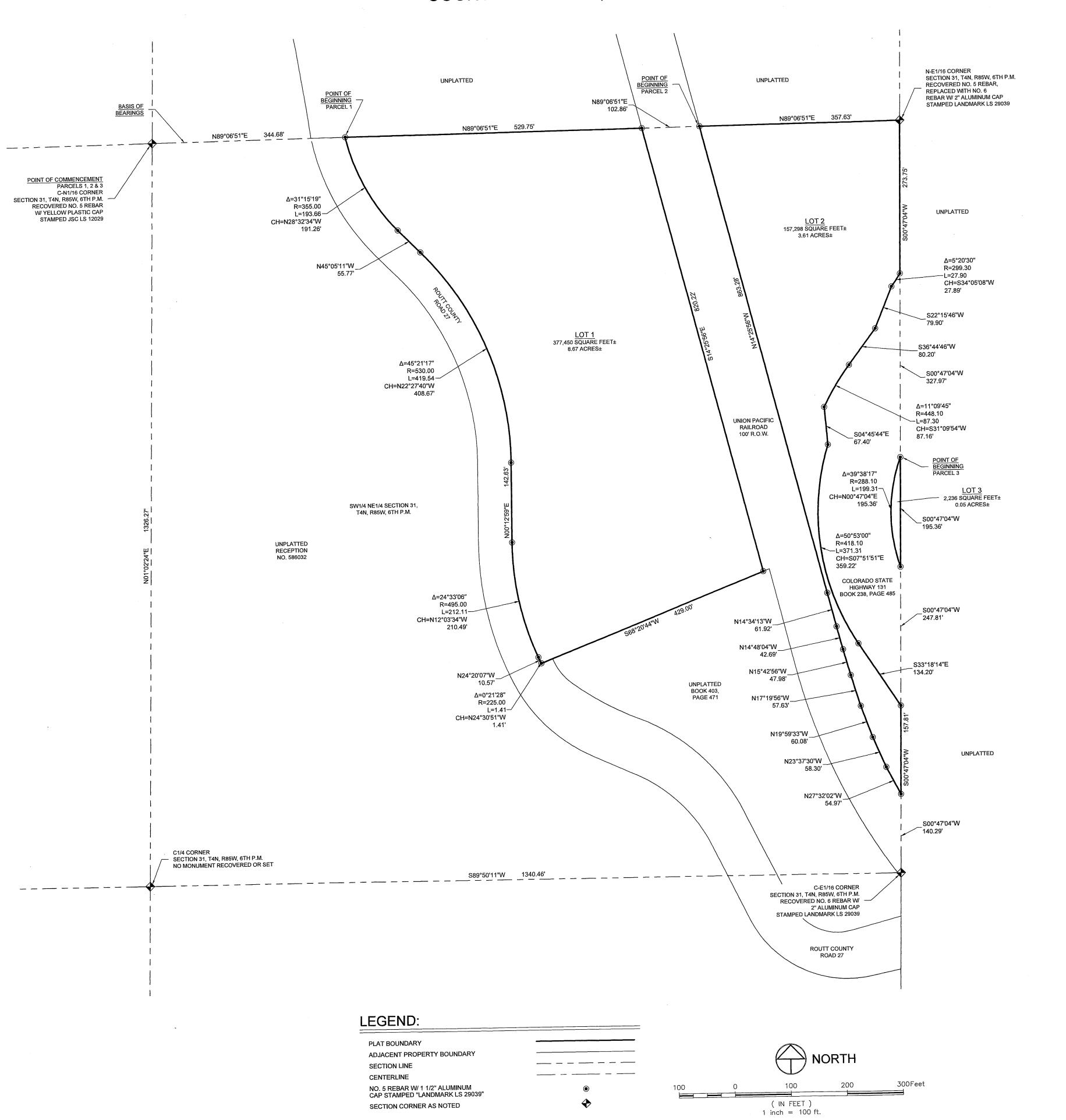
THIS PLAT WAS ACCEPTED FOR FILING IN THE OFFICE OF THE CLERK AND RECORDER OF ROUTT COUNTY, COLORADO, ON THIS 27 DAY OF 100 DEC . A.D. 2019.

SHEET

Of 2 Sheets

OAK CREEK TOWN & COUNTY SUBDIVISION EXEMPTION PLAT

A DIVISION OF LAND FOR PUBLIC PURPOSES PLAT LOCATED IN THE SW1/4 NE1/4 SECTION 31, T4N, R85W, 6TH P.M., COUNTY OF ROUTT, STATE OF COLORADO



141 9th Street ~ P.O. Box 774943 Steamboat Springs, Colorado 80477 (970) 871-9494 www.LANDMARK-CO.com

CONSULTANTS, IN

NO. DATE: BY: DES

DATE: 1524-012

DATE: 09-06-19

DRAWN BY: JAG

CHECKED BY:

K CKEEK LOWN & COUNTIES
SUBDIVISION EXEMPTION PLAT
I OF LAND FOR PUBLIC PURPOSES PLAT
ED IN THE SW1/4 NE1/4 SECTION 31,
NORTH, RANGE 85 WEST OF THE 6TH P.M.
FY OF ROUTT, STATE OF COLORADO

SHEET