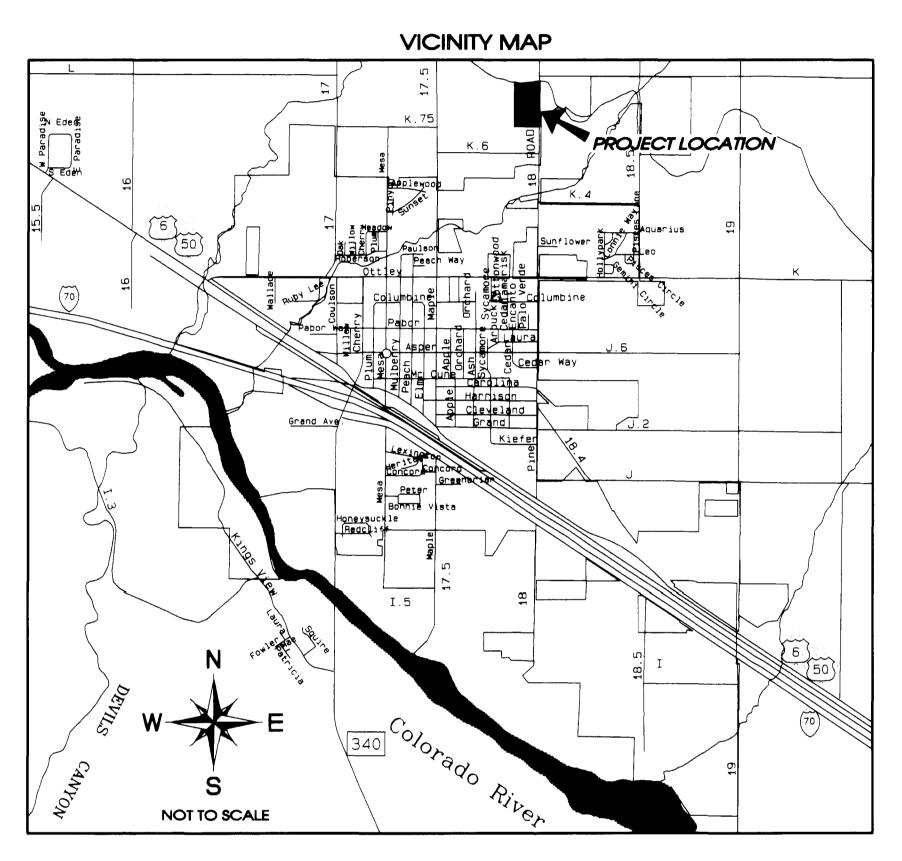
### FINAL PLAT

## ECHO CANYON ESTATES

# E1/2 NE1/4 NE1/4 OF SECTION 8, TOWNSHIP 1 NORTH, RANGE 2 WEST, UTE MERIDIAN CITY OF FRUITA, MESA COUNTY, COLORADO



#### PLAT NOTES

I. Irrigation easements are granted by separate instrument to the Echo Canyon Estates Homeowners' Association as perpetual easements for the installation, operation, maintenance and repair of irrigation systems on the property platted.

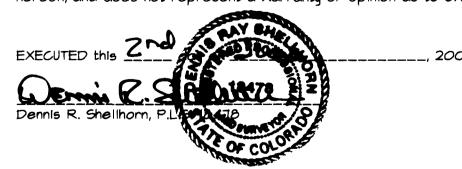
2. Drainage easements across Blocks 3 and 4 are granted by separate instrument to the Echo Canyon Estates Homeowners' Association as perpetual easements for the conveyance of stormwater. A Stormwater Detention Easement across the entirety of Outlot A is granted by separate instrument to the Echo Canyon Estates Homeowners' Association.

3. Outlots A, C, D, E and F are granted by separate instrument to the Echo Canyon Estates Homeowners' Association, subject to the terms of said grant and subject to the public easements dedicated hereon.

4. Grand Valley Mainline Canal easement shall be granted by separate legal instrument over the entirety of Outlot B to the Grand Valley Irrigation Company as a perpetual easement for the installation, operation, maintenance and repair of irrigation water and water transmission and distribution facilities, subject to any historical and recorded rights and usage of the Grand Valley Irrigation Company.

#### SURVEYOR'S CERTIFICATE

I, Dennis R. Shellhorn, a registered Professional Land Surveyor in the State of Colorado, do hereby state that the accompanying plat of ECHO CANYON ESTATES, a subdivision of a part of the City of Fruita, State of Colorado, has been prepared by me and/or under my direct supervision and represents a field survey of the same. This statement is applicable only to the survey data represented hereon, and does not represent a warranty or opinion as to ownership, lienholders, or quality of title.



This survey does not constitute a title search by this surveyor or Thompson-Langford Corporation. All information regarding ownership, rights-of-way, easements of record, adjoiners, and other documents that may affect the quality of title to this property is from a title commitment prepared by Abstract & Title Company of Mesa County, Inc., No. 00914363 C, dated November 10, 2004.

CERTIFICATE OF OWNERSHIP AND DEDICATION

KNOW ALL MEN BY THESE PRESENTS that Ridemore Enterprises, Inc, a Colorado corporation, is the owner of record of that real property situated in the EI/2 NEI/4 NEI/4 of Section 8, Township I North, Range 2 West of the Ute Meridian, County of Mesa, State of Colorado, the ownership of which is demonstrated at Book 4149 at Page 602 of the records in the office of the Mesa County Clerk and Recorder. Said owner does hereby plat said real property under the name and style of ECHO CANYON ESTATES, and being more particularly described as follows:

All that part of the EI/2 NEI/4 NEI/4 of Section 8, Township I North, Range 2 West of the Ute Meridian lying south of the Mainline Canal of the Grand Valley Irrigation Company.

That said owner does hereby dedicate and set apart real property as shown and labeled on the Plat shown hereon as follows:

1. All drives, places and street rights-of-way are dedicated to the City of Fruita for the use of the public forever.

2. All multi-purpose easements are dedicated to the City of Fruita for the use of City approved utilities and public providers as perpetual easements for the installation, operation, maintenance and repair of utilities and appurtenances including but not limited to, electric lines, cable TV lines, natural gas pipelines, sanitary wastewater lines, storm sewers, water lines, telephone and telecommunications lines, and also for the installation and maintenance of traffic control facilities, street lighting, landscaping, trees and grade structures.

3. Outlot B is dedicated in fee simple to the City of Fruita, subject to easements created by reference to this plat and subject to any historical and recorded rights and usage of the Grand Valley Irrigation Company.

4. Public Pedestrian Easements across Outlots A, C, D and E are dedicated to the City of Fruita as perpetual, non-exclusive blanket easements across said Outlots, for use by the general public. Under the terms of said easement, members of the public shall be entitled to use such property, and any improvements constructed thereon, for the purposes of walking, running, wheelchairs (motorized and non-motorized), bicycling and other non-motorized forms of transportation for commuting and recreational purposes with or without pets accompanying them, on an equal basis with residents of Echo Canyon Estates, subject to non-discriminatory rules and regulations promulgated by the Echo Canyon Estates Homeowners' Association.

5. A Stormwater Detention Easement over the entirety of Outlot A is dedicated to the City of Fruita as a perpetual easement for the operation, maintenance and repair of stormwater detention facilities. The Echo Canyon Estates Homeowners' Association is not relieved of its responsibility to inspect, install, operate, maintain, and repair the detention and drainage facilities.

All easements are non-exclusive and include the right of ingress and egress on, along, over, under, through, and across by the beneficiaries, their successors, or assigns, together with the right to trim or remove interfering trees and brush; provided however, that the beneficiaries of such easements shall utilize the same in a reasonable and prudent manner. Furthermore, the owners of lots or tracts hereby platted shall not burden or overburden said easements by erecting or placing any improvements thereon which may prevent reasonable ingress and egress to and from the easement.

Said owner hereby acknowledges that all lienholders or encumbrancers, if any, associated with the interests of this Plat have been represented hereon.

IN WITNESS WHEREOF, said owner, Ridemore Enterprises, Inc., has caused its name to be hereunto subscribed this 25 day of June \_\_\_\_\_, A.D., 2006.

By: \_\_\_\_\_\_\_\_

COUNTY OF MESA

On this Zee day of June, A.D., 2006, before me the undersigned officer,

JOLIA Mohnke, Pres., personally appeared, and acknowledged that he executed

the foregoing Certificate of Ownership and Dedication for the process therein contained.

IN WITNESS WHEREOF, I hereunto affix my hand and officing commission expires: 111312009.

Notice Public Pub

Abstract & Title Company of Mexical does hereby certify that I have examined the title to all lands shown on this plat and that title to such lands is vested in Ridemore Enterprises, Inc., free and clear of all liens, taxes, and encumbrances, except as follows:

EXECUTED this 6th day of gune, 2006.

PLANNING COMMISSION CERTIFICATE

This Plat approved by the City of Fruita Planning Commission the 13th day of June , 2006.

CITY COUNCIL CERTIFICATE

This plat approved by the City Council of the City of Fruita, Colorado, this 4th day of APRIL., 2006, for filing with the Clerk and Recorder of Mesa County, Colorado, and for conveyance or dedication to the City of the public dedications shown hereon; subject to the provision that approval in no way obligates the City of Fruita for financing or construction of improvements on said lands, streets or easements dedicated to the City except as specifically agreed to by the City Council of the City of Fruita. Further, said approval in no way obligates the City of Fruita for maintenance of public improvements until construction of said improvements has been completed in accordance with the City of Fruita's specifications and the City of Fruita has agreed to accept said improvements. This approval does not guarantee that the size, soil conditions, sub-surface geology, ground water conditions or flooding conditions of any lot shown hereon are such that a planning clearance, building permit, or any other required permit will be issued. This approval is with the understanding that all expenses involving required improvements for all utility services, paving, grading, landscaping, curbs, gutters, sidewalks, street lighting, street signs, other traffic control devices, flood protection devices, drainage structures, and all other improvements that may be required shall be the responsibility of the owners designated hereon, and not the City of Fruita, unless otherwise specifically agreed to in writing by the Stiffamentic.

omess cale rise specifically agreed to in rint	
CITY OF FRUITA, COLORADO	
By: De source ex corde	
Maydr ()	
Witness my hand and official seal of the City of ATTEST:	f Fruita.
may Luhrer	0000

CLERK AND RECORDER'S CERTIFICATE

State of Colorado )
)ss
County of Mesa )

This plat was filed for the record in the office of the Clerk and Recorder of Mesa County, Colorado, at 0.37 o'clock A M., on this  $19^{-10}$  day of 3000 day of 3000

A.D., and was recorded at Reception No. 2323170, Book 418, Page 843-844 Drawer No. 55-31, Fees 24 100 80

By: Canice Wal Care Topputy

Mesa dounty Clerk and Recorder

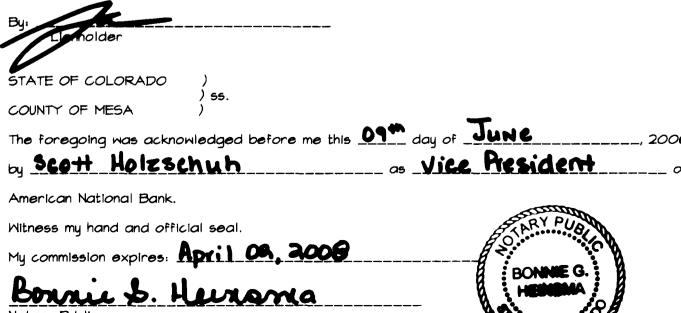
Deputy

DECLARATION OF COVENANTS

This property is subject to Covenants, Conditions and Restrictions as set forth in an instrument recorded in Book \$1182 at Page \$15.903 of the Mesa County records.

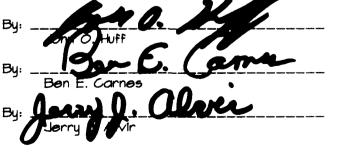
#### SUBORDINATION BY LIENHOLDERS

Amercian National Bank, being the holder of a promissory note secured by a Deed of Trust dated May 3, 2006 recorded May 4, 2006 at Book 4149 at Pages 603-609, in the office of the Clerk and Recorder of Mesa County, Colorado, hereby consents to the subdivision of the lands set forth in this Final Plat, and subordinates the lien represented by the aforesald Deed of Trust to the dedications, restrictions, covenants and conditions shown on this Final Plat.



#### SUBORDINATION BY LIENHOLDERS

John O. Huff, Ben E. Carnes and Jerry J. Alvir, being the holders of promissory notes secured by Deeds of Trust dated May 3, 2006 recorded May 4, 2006 at Book 4149 at Pages 610-615, and in Book 4149 at Pages 616-621 in the office of the Clerk and Recorder of Mesa County, Colorado, hereby consent to the subdivision of the lands set forth in this Final Plat, and subordinates the lien represented by the aforesald Deed of Trust to the dedications, restrictions, covenants and



STATE OF COLORADO )

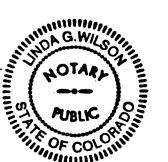
COUNTY OF MESA )

The foregoing was acknowledged before me this 2 nd day of \_\_\_\_\_\_, 2006,

by John O. Huff, Ben E. Carnes and Jerry J. Alvir.

Witness my hand and official seal.

Sil D. D. Willow btdry Public



## FINAL PLAT

## ECHO CANYON ESTATES E1/2 NE1/4 NE1/4 S.8 T.1 N., R.2 W., UTE MERIDIAN

CITY OF FRUITA, MESA COUNTY, COLORADO

SECTION: NE1/4 NE1/4 S.8 TWNSHP: 1 North RNGE: 2 West MERIDIAN: UTE THOMPSON-LANGFORD CORPORATION 529 25 1/2 ROAD - B-210 (970) 243-6067

Grand Junetion CO 81505 tile tile wost.com

Date of Survey: Field Surveyor: DGF Revision Date: Jun 2, 2006

Drawn: DRS Checked: KST Approved: DRS Job No. 0668-012

Sheet 1 of 2

S:\Survey\0668 Anson\012\ECHO CANYON.pro

NOTICE: According to Colorado law you must commence any legal action based upon any defect in this survey within three years after you first discover such defect. In no event may any action based upon any defect in this survey be commenced more than ten years from the date of the certification shown hereon.

