

RESOLUTION NO. 2023-04-01

**RESOLUTION OF THE BOARD OF DIRECTORS OF
TIMNATH LAKES METROPOLITAN DISTRICT NO. 1**

RESOLUTION FOR INCLUSION OF REAL PROPERTY

A. CAC Timnath LLC, a Delaware limited liability company, the 100% fee owner of the Property (hereinafter defined) has petitioned the Timnath Lakes Metropolitan District No. 1 (the “**District**”) for the inclusion into the District’s boundaries of the real property hereinafter described (“**Property**”).

B. Public Notice has been published in accordance with law, calling for a public hearing on the request for approval of said Petition.

C. The statutory requirements of Section 32-1-401(1)(a), C.R.S., for submission of a petition for inclusion to the Board of Directors of the District (“**Board**”), including a legal description of the Property, a statement that assent to the inclusion of the Property was obtained by the 100% fee owner thereof and acknowledgment in the same manner as required for conveyances of land, were presented to and have been satisfied and approved by the Board.

D. The District may consider the enlargement or extension of its facilities in the exercise of discretion as a governmental function in the interest of public health, safety and welfare.

E. The District is capable of serving the Property with facilities of the District.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE TIMNATH LAKES METROPOLITAN DISTRICT NO. 1, TOWN OF TIMNATH, LARIMER COUNTY, COLORADO:

1. That the Board of Directors of the District shall and hereby does order the inclusion of the Property described herein within the boundaries of the District.

2. The name and address of the Petitioner and the legal description of the Property are as follows:

Petitioner:	CAC Timnath LLC, a Delaware limited liability company
Address of Petitioner:	66 Franklin St., Suite 200 Oakland, CA 94607
Legal Description of the Property:	Approximately 5.3697 acres of land legally described on Exhibit A , attached hereto and incorporated herein by this reference.

3. That approval of this inclusion is further subject to the following:

(a) On and after the effective date of this inclusion (which shall be the date of recording of the Court Order approving the inclusion by the Clerk and Recorder of Larimer County, Colorado, unless otherwise specified in the Court Order), the Property shall be subject to the rules and regulations of the District, and the payment of any and all taxes, fees, rates and charges of the District.

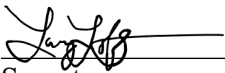
RESOLUTION APPROVED AND ADOPTED on April 19, 2023.

**TIMNATH LAKES METROPOLITAN
DISTRICT NO. 1**

By: 

President

Attest:



Secretary

EXHIBIT A

Legal Description of the Property

Tract D,
Timnath Landing Filing No. 2,
According to the Plat recorded on June 30, 2020 at Reception No. 20200047375,
Town of Timnath,
County of Larimer,
State of Colorado,

TOGETHER WITH:

Tract L,
Timnath Landing Filing No. 1,
According to the Plat recorded on August 28, 2019 at Reception No. 20190051031,
Town of Timnath,
County of Larimer,
State of Colorado.

CERTIFICATION

The undersigned hereby certifies that the foregoing is a true and correct copy of Resolution No. 2023-04-01, Resolution of the Board of Directors of Timnath Lakes Metropolitan District No. 1, Resolution for Inclusion of Real Property.

**TIMNATH LAKES METROPOLITAN
DISTRICT NO. 1**

Date: April 19, 2023

By:  _____
Secretary