



## ANNEXATION PETITION

### PETITION FOR ANNEXATION OF UNINCORPORATED TERRITORY IN THE COUNTY OF ADAMS, STATE OF COLORADO, TO THE CITY OF COMMERCE CITY, STATE OF COLORADO

AN-253-19

ANNEXATION

TO THE MAYOR AND THE CITY COUNCIL OF THE CITY OF COMMERCE CITY, COLORADO:

The undersigned, in accordance with the Municipal Annexation Act of 1965, Chapter 31, Article 12, of the Colorado Revised Statutes, 1973, as amended, hereby petition the City Council of the City of Commerce City for annexation to the City of Commerce City of the following described unincorporated territory located in the County of Adams, State of Colorado, to wit:

#### LEGAL DESCRIPTION - SEE EXHIBIT A

And in support of the said Petition, your Petitioner(s) allege(s) that:

1. It is desirable and necessary that the above-described territory be annexed to the City of Commerce City.
2. Not less than one-sixth (1/6) of the perimeter of the area proposed to be annexed is contiguous with the City of Commerce City.
3. A community of interest exists between the territory proposed to be annexed and the City of Commerce City.
4. The territory to be annexed is urban or will be urbanized in the near future.
5. The territory proposed to be annexed is integrated or is capable of being integrated with the City of Commerce City.
6. No land held in identical ownership, whether consisting of one tract or parcel of real estate or two or more contiguous tracts or parcels of real estate - check whichever statement is applicable:
  - ☒ Is divided into separate parts or parcels without the written consent of the landowner(s) thereof, except and unless where such tracts or parcels are already separated by a dedicated street, road or other public way.
  - ☐ Comprises 20 acres or more, which together with the buildings and improvements situated thereon, has an assessed value in excess of two-hundred thousand dollars for an ad valorem tax purpose for the year preceding the annexation is included within the territory proposed to be annexed, without the written consent of the landowner or landowner thereof. (CRS 31-12-105).



7. No annexation proceedings have been commenced by another municipality and are currently pending for the annexation of part or all of the area proposed herein to be annexed to the City of Commerce City.
8. The proposed annexation will not have the effect of extending a municipal boundary more than three miles in any direction from any point of the City boundary in any one year.
9. The entire width of any street or alley to be annexed is included within the annexation.
10. All requirements of CRS 31-12-104, as amended, and CRS 31-12-105, as amended, exist or have been met.
11. Petitioner should insert one of the following - check whichever statement is applicable:
  - ☒ The signer(s) of the Petition comprise(s) one-hundred percent (100%) of the landowners in the area and own one-hundred percent (100%) of the territory included in the area proposed to be annexed, exclusive of streets and alleys, and of any land owned by the annexing municipality; or
  - ☐ The signers of the Petition comprise more than fifty percent (50%) of the landowners in the area to be annexed and are the landowners of more than fifty percent (50%) of the territory included in the area proposed to be annexed, excluding public streets and alleys and any land owned by the annexing municipality.
12. The mailing address of each signer, the legal description of the land owned by each signer and the date of signing of each signature are all shown on this Petition.
13. Attached to this Petition is the Affidavit of the Circulator of this Petition affirming that each signature hereon is the signature of the person whose name it represents.
14. Accompanying this Petition is a minimum of four annexation maps.



Petitioner(s) hereby request(s) that the City of Commerce City approve the annexation of the area proposed to be annexed. If any Petitioner is a legal entity (e.g., corporation, LLC, LLP, etc.), this Petition must be signed by person(s) authorized to execute this Petition on behalf of the Petitioner. Petitioner may be required to submit evidence of authority.

**Legal Owner's Printed Name:** SMT Investors Limited Partnership, an Arizona limited partnership by CCT Investors, LLC, an Arizona limited liability company, its General Partner, by Cowley Companies Inc., an Arizona corporation, its Manager

**Legal Owner's Signature:** *Michael T. Cowley*

Michael T. Cowley

**Title (if Owner is an entity):** President

**Legal Owner's Address:** 1242 East Jackson Street, Phoenix, AZ 85034

Street Number

Street Name

City

State

Zip Code

**Date Signed:** 3/27/19

If necessary, attach a separate sheet that contains the names, addresses, and signatures of additional property owners.

#### NOTARY CERTIFICATE

STATE OF ) Arizona

) ss.

COUNTY OF ) Maricopa

Subscribed and sworn to before me this 27<sup>th</sup> day of March, 2019, by Michael T. Cowley as President of Cowley Companies, Inc., an Arizona corporation, as Manager of CCT Investors, LLC, an Arizona limited liability company, as General Partner of SMT Investors Limited Partnership, an Arizona limited partnership.

(Insert Owners' Name)

Witness my hand and official seal.

Notary Public:

*Thane Traasdaal*

Address:

1242 E Jackson St Phoenix, AZ 85034

Street Number

Street Name

City

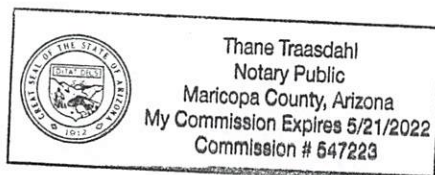
State

Zip Code

(SEAL)

My Commission Expires:

5/21/2022







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**Legal Owner's Printed Name:** CCT Investors, LLC, an Arizona limited liability company

By: Cowley Companies Inc., an Arizona corporation, its Manager

**Legal Owner's Signature:**

Michael T. Cowley

**Title (if Owner is an entity):**

President

**Legal Owner's Address:** 1242 East Jackson Street, Phoenix, AZ 85034

Street Number

Street Name

City

State

Zip Code

**Date Signed:**

3/27/19

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STATE OF ) Arizona

) ss.

COUNTY OF ) Maricopa

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(Insert Owners' Name)

Witness my hand and official seal.

Notary Public:

Thane Traasdahl

Address:

1242 E Jackson St Phoenix, AZ 85034

Street Number

Street Name

City

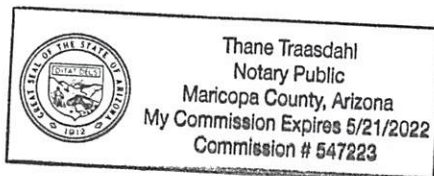
State

Zip Code

(SEAL)

My Commission Expires:

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**Legal Owner's Printed Name:** SCM-Carrier OKC, LLLP, an Arizona limited liability limited partnership, by Strategic Capital Management, LLLP, an Arizona limited liability limited partnership, its General Partner, by Strategic Capital Management AZ, L.L.C., an Arizona limited liability company, its General Partner, by Emerson Investments LLC, an Arizona limited liability company, its Member

**Legal Owner's Signature:** [Signature]

**Title (if Owner is an entity):** by Michael T. Cowley, its Member

**Legal Owner's Address:** 1242 East Jackson Street, Phoenix, AZ 85034

Street Number	Street Name	City	State	Zip Code
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**Date Signed:** 3/27/19

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 COUNTY OF ) Maricopa

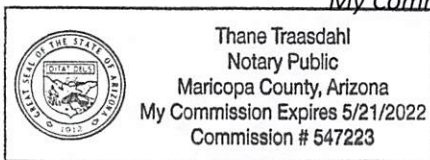
Subscribed and sworn to before me this 27<sup>th</sup> day of March, 20 19, by  
 Michael T. Cowley, as Member of Emerson Investments LLC, an Arizona limited liability company, as Member of Strategic Capital Management AZ, L.L.C., an Arizona limited liability company, as General Partner of Strategic Capital Management, LLLP, an Arizona limited liability limited partnership, as General Partner of  
 (Insert Owners' Name) SCM-Carrier OKC, LLLP, an Arizona limited liability limited partnership.

Witness my hand and official seal. Notary Public: [Signature]

(SEAL) Address: 1242 E Jackson St Phoenix, AZ 85034

Street Number	Street Name	City	State	Zip Code
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My Commission Expires: 5/21/2022





Petitioner(s) hereby request(s) that the City of Commerce City approve the annexation of the area proposed to be annexed. *If any Petitioner is a legal entity (e.g., corporation, LLC, LLP, etc.), this Petition must be signed by person(s) authorized to execute this Petition on behalf of the Petitioner. Petitioner may be required to submit evidence of authority.*

**Legal Owner's Printed Name:** SCM-Blaylock OKC, LLLP, an Arizona limited liability limited partnership, by Strategic Capital Management, LLLP, an Arizona limited liability limited partnership, its General Partner, by Strategic Capital Management AZ, L.L.C., an Arizona limited liability company, its General Partner, by Emerson Investments LLC, an Arizona limited liability company, its Member

**Legal Owner's Signature:** 

**Title (if Owner is an entity):** by Michael T. Cowley, its Member

**Legal Owner's Address:** 1242 East Jackson Street, Phoenix, AZ 85034

Street Number	Street Name	City	State	Zip Code
1242	East Jackson Street	Phoenix	AZ	85034

**Date Signed:** 3/27/19

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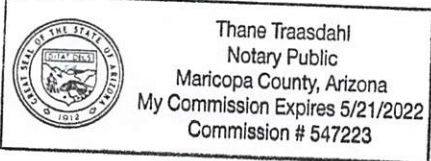
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Witness my hand and official seal. Notary Public: 

(SEAL) Address: 1242 E Jackson St Phoenix, AZ 85034

Street Number	Street Name	City	State	Zip Code
1242	E Jackson St	Phoenix	AZ	85034

My Commission Expires: 5/21/2022







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SCM-Cagle OKC, LLLP, an Arizona limited liability limited partnership, by Strategic Capital Management, LLLP, an Arizona limited liability limited partnership, its General Partner, by Strategic Capital Management AZ, L.L.C., an Arizona limited liability company, its General Partner, by Emerson Investments LLC, an Arizona limited liability

Legal Owner's Printed Name: company, its Member

Legal Owner's Signature:

Title (if Owner is an entity): by Michael T. Cowley, its Member

Legal Owner's Address: 1242 East Jackson Street, Phoenix, AZ 85034

Street Number Street Name City State Zip Code

Date Signed:

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Witness my hand and official seal.

Notary Public:

Thane Traasdaal

Address:

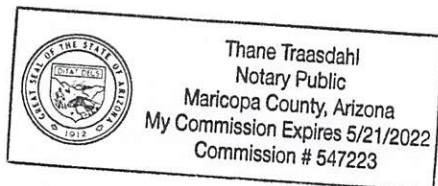
1242 E Jackson St Phoenix, AZ 85034

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SCM-Donnelly, LLLP, an Arizona limited liability limited partnership, by Strategic Capital Management, LLLP, an Arizona limited liability limited partnership, its General Partner, by Strategic Capital Management AZ, L.L.C., an Arizona limited liability company, its General Partner, by Emerson Investments LLC, an Arizona limited liability

**Legal Owner's Printed Name:** company, its Member

**Legal Owner's Signature:** 

**Title (if Owner is an entity):** by Michael T. Cowley, its Member

**Legal Owner's Address:** 1242 East Jackson Street, Phoenix, AZ 85034

Street Number Street Name City State Zip Code

**Date Signed:** 3/27/19

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COUNTY OF ) Maricopa

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(Insert Owners' Name) SCM-Donnelly, LLLP, an Arizona limited liability limited partnership.

Witness my hand and official seal.

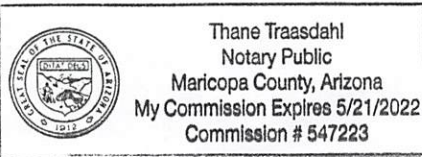
Notary Public: 

Address: 1242 E Jackson St Phoenix, AZ 85034

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SCM-Friedman OKC, LLLP, an Arizona limited liability limited partnership, by Strategic Capital Management, LLLP, an Arizona limited liability limited partnership, its General Partner, by Strategic Capital Management AZ, L.L.C., an Arizona limited liability company, its General Partner, by Emerson Investments LLC, an Arizona limited

**Legal Owner's Printed Name:** liability company, its Member

**Legal Owner's Signature:**

**Title (if Owner is an entity):** by Michael T. Cowley, its Member

**Legal Owner's Address:** 1242 East Jackson Street, Phoenix, AZ 85034

Street Number Street Name City State Zip Code

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Witness my hand and official seal.

Notary Public:

Thane Traasdahl

Address:

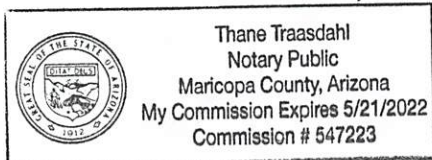
1242 E Jackson St Phoenix, AZ 85034

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SCM-GRP Third Creek, LLLP, an Arizona limited liability limited partnership, by Strategic Capital Management, LLLP, an Arizona limited liability limited partnership, its General Partner, by Strategic Capital Management AZ, L.L.C., an Arizona limited liability company, its General Partner, by Emerson Investments LLC, an Arizona limited liability company, its Member

**Legal Owner's Printed Name:** \_\_\_\_\_

**Legal Owner's Signature:** \_\_\_\_\_

**Title (if Owner is an entity):** by Michael T. Cowley, its Member

**Legal Owner's Address:** 1242 East Jackson Street, Phoenix, AZ 85034

Street Number Street Name City State Zip Code

**Date Signed:** 3/27/19

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 ) ss.  
COUNTY OF ) Maricopa

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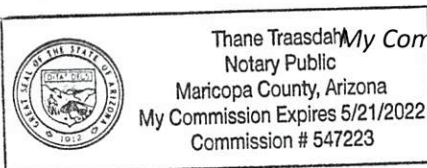
Witness my hand and official seal.

Notary Public:

Address:

Street Number Street Name City State Zip Code

(SEAL)



Thane Traasdal My Commission Expires: 5/21/2022  
Notary Public  
Maricopa County, Arizona  
My Commission Expires 5/21/2022  
Commission # 547223



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SCM-Hess Myers, LLLP, an Arizona limited liability limited partnership, by Strategic Capital Management, LLLP, an Arizona limited liability limited partnership, its General Partner, by Strategic Capital Management AZ, L.L.C., an Arizona limited liability company, its General Partner, by Emerson Investments LLC, an Arizona limited liability company, its Member

Legal Owner's Printed Name:

Legal Owner's Signature:

Title (if Owner is an entity): by Michael T. Cowley, its Member

Legal Owner's Address: 1242 East Jackson Street, Phoenix, AZ 85034

Street Number Street Name City State Zip Code

Date Signed:

3/27/19

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) ss.

COUNTY OF ) Maricopa

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(Insert Owners' Name) SCM-Hess Myers, LLLP, an Arizona limited liability limited partnership.

Witness my hand and official seal.

Notary Public:

Thane Traasdaal

Address:

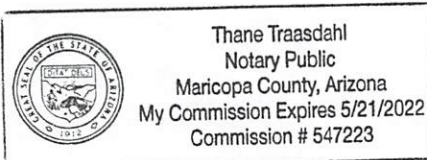
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SCM-King, LLLP, an Arizona limited liability limited partnership, by Strategic Capital Management, LLLP, an Arizona limited liability limited partnership, its General Partner, by Strategic Capital Management AZ, L.L.C., an Arizona limited liability company, its General Partner, by Emerson Investments LLC, an Arizona limited liability company, its Member

**Legal Owner's Printed Name:**

**Legal Owner's Signature:**

**Title (if Owner is an entity):**

by Michael T. Cowley, its Member

**Legal Owner's Address:**

1242 East Jackson Street, Phoenix, AZ 85034

Street Number

Street Name

City

State

Zip Code

**Date Signed:**

3/27/19

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Witness my hand and official seal.

Notary Public:

Thane Traasdahl

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Notary Public  
Maricopa County, Arizona  
My Commission Expires 5/21/2022  
Commission # 547223



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SCM-Moore, LLLP, an Arizona limited liability limited partnership, by Strategic Capital Management, LLLP, an Arizona limited liability limited partnership, its General Partner, by Strategic Capital Management AZ, L.L.C., an Arizona limited liability company, its General Partner, by Emerson Investments LLC, an Arizona limited liability company, its Member

**Legal Owner's Printed Name:**

**Legal Owner's Signature:**

**Title (if Owner is an entity):**

by Michael T. Cowley, its Member

**Legal Owner's Address:**

1242 East Jackson Street, Phoenix, AZ 85034

Street Number

Street Name

City

State

Zip Code

**Date Signed:**

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STATE OF )

Arizona

) ss.

COUNTY OF )

Maricopa

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(Insert Owners' Name) SCM-Moore, LLLP, an Arizona limited liability limited partnership.

Witness my hand and official seal.

Notary Public:

Thane Traasdaal

Address:

1242 E Jackson St Phoenix, AZ 85034

(SEAL)

Street Number

Street Name

City

State

Zip Code

My Commission Expires:

5/21/2022



Thane Traasdaal  
Notary Public  
Maricopa County, Arizona  
My Commission Expires 5/21/2022  
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SCM-Morris Withey, LLLP, an Arizona limited liability limited partnership, by Strategic Capital Management, LLLP, an Arizona limited liability limited partnership, its General Partner, by Strategic Capital Management AZ, L.L.C., an Arizona limited liability company, its General Partner, by Emerson Investments LLC, an Arizona limited liability company, its Member

**Legal Owner's Printed Name:**

**Legal Owner's Signature:**

**Title (if Owner is an entity):** by Michael T. Cowley, its Member

**Legal Owner's Address:** 1242 East Jackson Street, Phoenix, AZ 85034

Street Number Street Name City State Zip Code

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Witness my hand and official seal.

Notary Public:

Thane Traasdaht

Address:

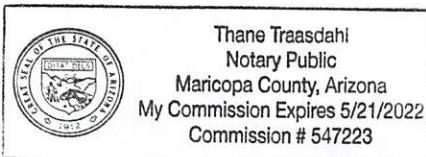
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Title (if Owner is an entity): by Michael T. Cowley, its Member

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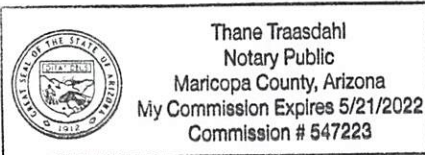
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Legal Owner's Printed Name: company, its Member

Legal Owner's Signature: 

Title (if Owner is an entity): by Michael T. Cowley, its Member

Legal Owner's Address: 1242 East Jackson Street, Phoenix, AZ 85034

Street Number Street Name City State Zip Code

Date Signed: 3/27/19

If necessary, attach a separate sheet that contains the names, addresses, and signatures of additional property owners.

#### NOTARY CERTIFICATE

STATE OF ) Arizona

) ss.

COUNTY OF ) Maricopa

Subscribed and sworn to before me this 27<sup>th</sup> day of March, 20 19, by  
Michael T. Cowley, as Member of Emerson Investments LLC, an Arizona limited liability company, as Member of Strategic Capital Management AZ, L.L.C., an Arizona limited liability company, as General Partner of Strategic Capital Management, LLLP, an Arizona limited liability limited partnership, as General Partner of  
(Insert Owners' Name) SCM-POG, LLLP, an Arizona limited liability limited partnership.

Witness my hand and official seal.

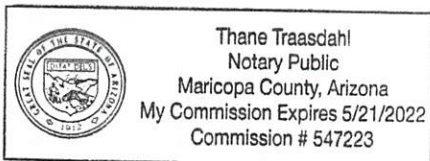
Notary Public: 

Address: 1242 E Jackson St Phoenix, AZ 85034

Street Number Street Name City State Zip Code

(SEAL)

My Commission Expires: 5/21/2022





Petitioner(s) hereby request(s) that the City of Commerce City approve the annexation of the area proposed to be annexed. *If any Petitioner is a legal entity (e.g., corporation, LLC, LLP, etc.), this Petition must be signed by person(s) authorized to execute this Petition on behalf of the Petitioner. Petitioner may be required to submit evidence of authority.*

**Legal Owner's Printed Name:** \_\_\_\_\_

**Legal Owner's Signature:** \_\_\_\_\_

**Title (if Owner is an entity):** by Michael T. Cowley, its Member

**Legal Owner's Address:** 1242 East Jackson Street, Phoenix, AZ 85034

Street Number Street Name City State Zip Code

**Date Signed:** 3/27/19

*If necessary, attach a separate sheet that contains the names, addresses, and signatures of additional property owners.*

#### NOTARY CERTIFICATE

STATE OF ) Arizona

) ss.

COUNTY OF ) Maricopa

Subscribed and sworn to before me this 27<sup>th</sup> day of March, 2019, by  
Michael T. Cowley, as Member of Emerson Investments LLC, an Arizona limited liability company, as Member of Strategic Capital Management AZ, L.L.C., an Arizona limited liability company, as General Partner of Strategic Capital Management, LLLP, an Arizona limited liability limited partnership, as General Partner of  
(Insert Owners' Name) SCM-Remodino OKC, LLLP, an Arizona limited liability limited partnership.

Witness my hand and official seal.

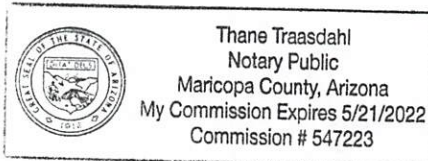
Notary Public: \_\_\_\_\_

Address: \_\_\_\_\_

Street Number Street Name City State Zip Code

(SEAL)

My Commission Expires: 5/21/2022







Petitioner(s) hereby request(s) that the City of Commerce City approve the annexation of the area proposed to be annexed. *If any Petitioner is a legal entity (e.g., corporation, LLC, LLP, etc.), this Petition must be signed by person(s) authorized to execute this Petition on behalf of the Petitioner. Petitioner may be required to submit evidence of authority.*

**Legal Owner's Printed Name:**

SCM-Schoenhals OKC, LLLP, an Arizona limited liability limited partnership, by Strategic Capital Management, LLLP, an Arizona limited liability limited partnership, its General Partner, by Strategic Capital Management AZ, L.L.C., an Arizona limited liability company, its General Partner, by Emerson Investments LLC, an Arizona limited liability company, its Member

**Legal Owner's Signature:**

*[Handwritten Signature]*

**Title (if Owner is an entity):**

by Michael T. Cowley, its Member

**Legal Owner's Address:**

1242 East Jackson Street, Phoenix, AZ 85034

Street Number

Street Name

City

State

Zip Code

**Date Signed:**

3/27/19

*If necessary, attach a separate sheet that contains the names, addresses, and signatures of additional property owners.*

#### NOTARY CERTIFICATE

STATE OF

) Arizona  
) ss.

COUNTY OF

) Maricopa

*Subscribed and sworn to before me this*

27<sup>th</sup> day of March

2019, by

Michael T. Cowley, as Member of Emerson Investments LLC, an Arizona limited liability company, as Member of Strategic Capital Management AZ, L.L.C., an Arizona limited liability company, as General Partner of Strategic Capital Management, LLLP, an Arizona limited liability limited partnership, as General Partner of

(Insert Owners' Name) SCM-Schoenhals OKC, LLLP, an Arizona limited liability limited partnership.

Witness my hand and official seal.

Notary Public:

*[Handwritten Signature]*

Address:

1242 E Jackson St Phoenix, AZ 85034

(SEAL)

Street Number

Street Name

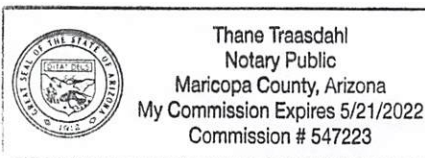
City

State

Zip Code

My Commission Expires:

5/21/2022





Petitioner(s) hereby request(s) that the City of Commerce City approve the annexation of the area proposed to be annexed. *If any Petitioner is a legal entity (e.g., corporation, LLC, LLP, etc.), this Petition must be signed by person(s) authorized to execute this Petition on behalf of the Petitioner. Petitioner may be required to submit evidence of authority.*

SCM-Stephan, LLLP, an Arizona limited liability limited partnership, by Strategic Capital Management, LLLP, an Arizona limited liability limited partnership, its General Partner, by Strategic Capital Management AZ, L.L.C., an Arizona limited liability company, its General Partner, by Emerson Investments LLC, an Arizona limited liability company, its Member

**Legal Owner's Printed Name:**

**Legal Owner's Signature:**

**Title (if Owner is an entity):**

by Michael T. Cowley, its Member

**Legal Owner's Address:**

1242 East Jackson Street, Phoenix, AZ 85034

Street Number

Street Name

City

State

Zip Code

**Date Signed:**

3/27/19

*If necessary, attach a separate sheet that contains the names, addresses, and signatures of additional property owners.*

#### NOTARY CERTIFICATE

STATE OF )

Arizona

) ss.

COUNTY OF )

Maricopa

Subscribed and sworn to before me this 27<sup>th</sup> day of March, 2019, by Michael T. Cowley, as Member of Emerson Investments LLC, an Arizona limited liability company, as Member of Strategic Capital Management AZ, L.L.C., an Arizona limited liability company, as General Partner of Strategic Capital Management, LLLP, an Arizona limited liability limited partnership, as General Partner of

(Insert Owners' Name) SCM-Stephan, LLLP, an Arizona limited liability limited partnership.

Witness my hand and official seal.

Notary Public:

Thane Traasdaal

Address:

1242 E Jackson St Phoenix, AZ 85034

Street Number

Street Name

City

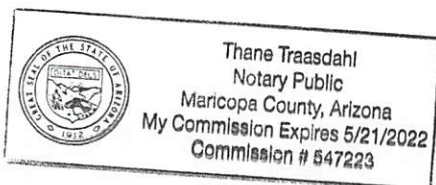
State

Zip Code

(SEAL)

My Commission Expires:

5/21/2022





Petitioner(s) hereby request(s) that the City of Commerce City approve the annexation of the area proposed to be annexed. If any Petitioner is a legal entity (e.g., corporation, LLC, LLP, etc.), this Petition must be signed by person(s) authorized to execute this Petition on behalf of the Petitioner. Petitioner may be required to submit evidence of authority.

SCM-Tibbs OKC, LLLP, an Arizona limited liability limited partnership, by Strategic Capital Management, LLLP, an Arizona limited liability limited partnership, its General Partner, by Strategic Capital Management AZ, L.L.C., an Arizona limited liability company, its General Partner, by Emerson Investments LLC, an Arizona limited liability company, its Member

**Legal Owner's Printed Name:**

**Legal Owner's Signature:**

**Title (if Owner is an entity):**

by Michael T. Cowley, its Member

**Legal Owner's Address:** 1242 East Jackson Street, Phoenix, AZ 85034

Street Number

Street Name

City

State

Zip Code

**Date Signed:**

3/27/19

If necessary, attach a separate sheet that contains the names, addresses, and signatures of additional property owners.

#### NOTARY CERTIFICATE

STATE OF )

Arizona

) ss.

COUNTY OF )

Maricopa

Subscribed and sworn to before me this 27<sup>th</sup> day of March, 2019, by Michael T. Cowley, as Member of Emerson Investments LLC, an Arizona limited liability company, as Member of Strategic Capital Management AZ, L.L.C., an Arizona limited liability company, as General Partner of Strategic Capital Management, LLLP, an Arizona limited liability limited partnership, as General Partner of (Insert Owners' Name) SCM-Tibbs OKC, LLLP, an Arizona limited liability limited partnership.

Witness my hand and official seal.

Notary Public:

Thane Traasdahl

(SEAL)

Address:

1242 E Jackson St Phoenix AZ 85034

Street Number

Street Name

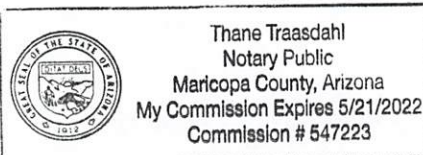
City

State

Zip Code

My Commission Expires:

5/21/2022







Petitioner(s) hereby request(s) that the City of Commerce City approve the annexation of the area proposed to be annexed. *If any Petitioner is a legal entity (e.g., corporation, LLC, LLP, etc.), this Petition must be signed by person(s) authorized to execute this Petition on behalf of the Petitioner. Petitioner may be required to submit evidence of authority.*

**Legal Owner's Printed Name:** AZ Third Creek LLC, an Arizona limited liability company, by G.J. Vogel, Inc. an Arizona corporation, its Manager

**Legal Owner's Signature:** \_\_\_\_\_

**Title (if Owner is an entity):** by Gregory J. Vogel, its President

**Legal Owner's Address:** 4900 N Scottsdale Road #3000, Scottsdale, AZ 85251

Street Number Street Name City State Zip Code

**Date Signed:** 3-27-19

*If necessary, attach a separate sheet that contains the names, addresses, and signatures of additional property owners.*

#### NOTARY CERTIFICATE

STATE OF ) ARIZONA  
COUNTY OF ) ss. Maricopa

Subscribed and sworn to before me this 28<sup>th</sup> day of March, 2019, by

Gregory J. Vogel, as President of G.J. Vogel, Inc., an Arizona corporation, as Manager of AZ Third Creek LLC, an Arizona limited liability company

(Insert Owners' Name)

Witness my hand and official seal.

Notary Public:

Address:

Cynthia Logan  
4900 N. Scottsdale Rd Scottsdale Az

Street Number Street Name City State Zip Code 85251

(SEAL)

My Commission Expires:

4-30-21





Petitioner(s) hereby request(s) that the City of Commerce City approve the annexation of the area proposed to be annexed. If any Petitioner is a legal entity (e.g., corporation, LLC, LLP, etc.), this Petition must be signed by person(s) authorized to execute this Petition on behalf of the Petitioner. Petitioner may be required to submit evidence of authority.

DLJ Third Creek, LLC, a Colorado limited liability company, by DLJ Properties, LLC, an Arizona limited liability company, its Manager

Legal Owner's Printed Name: \_\_\_\_\_

Legal Owner's Signature: \_\_\_\_\_

Title (if Owner is an entity): By: David Johnson, Manager

Legal Owner's Address: 2812 N. Norwalk, Suite 106 Mesa, AZ 85215  
Street Number Street Name City State Zip Code

Date Signed: 3/29/2019

If necessary, attach a separate sheet that contains the names, addresses, and signatures of additional property owners.

#### NOTARY CERTIFICATE

STATE OF )  
 ) ss.  
 COUNTY OF )

Subscribed and sworn to before me this 29 day of March, 2019, by  
 David Johnson as Manager of DLJ Properties, LLC, an Arizona limited liability company, as Manager of DLJ Third Creek, LLC, a Colorado limited liability company.

(Insert Owners' Name)

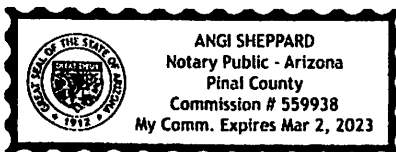
Witness my hand and official seal.

Notary Public: \_\_\_\_\_

Address: 1788 E. Cielo Azul Way Queen Creek AZ 85140  
Street Number Street Name City State Zip Code

(SEAL)

My Commission Expires: 3/2/2023





Petitioner(s) hereby request(s) that the City of Commerce City approve the annexation of the area proposed to be annexed. If any Petitioner is a legal entity (e.g., corporation, LLC, LLP, etc.), this Petition must be signed by person(s) authorized to execute this Petition on behalf of the Petitioner. Petitioner may be required to submit evidence of authority.

**Legal Owner's Printed Name:** Forever 7, LLC, an Arizona limited liability company

**Legal Owner's Signature:**

**Title (if Owner is an entity):** By: Jeff Whiteman, Manager

**Legal Owner's Address:** 1725 S County Club Drive, Mesa, AZ 85210

Street Number Street Name City State Zip Code

**Date Signed:**

3/28/19

If necessary, attach a separate sheet that contains the names, addresses, and signatures of additional property owners.

#### NOTARY CERTIFICATE

STATE OF ) ARIZONA

) ss.

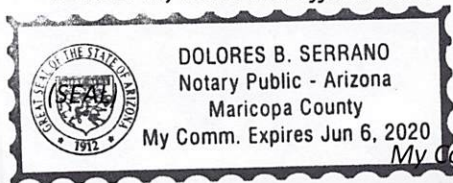
COUNTY OF ) MARICOPA

Subscribed and sworn to before me this 28th day of MARCH, 2019, by CHRIS ZAHARIS

Jeff Whiteman, as Manager of Forever 7, LLC, an Arizona limited liability company.  
(Insert Owners' Name)

Witness my hand and official seal.

Notary Public:



Address:

1725 S. County Club Dr. MESA AZ 85210

Street Number Street Name City State Zip Code

My Commission Expires:

JUNE 6, 2020





Petitioner(s) hereby request(s) that the City of Commerce City approve the annexation of the area proposed to be annexed. *If any Petitioner is a legal entity (e.g., corporation, LLC, LLP, etc.), this Petition must be signed by person(s) authorized to execute this Petition on behalf of the Petitioner. Petitioner may be required to submit evidence of authority.*

**Legal Owner's Printed Name:** Mt. Olympus Investments, L.L.C., an Arizona limited liability company

**Legal Owner's Signature:** \_\_\_\_\_

**Title (if Owner is an entity):** By: Broc C. Hiatt, Manager

**Legal Owner's Address:** 1223 S Clearview Avenue, Suite 103, Mesa, AZ 85209

Street Number Street Name City State Zip Code

**Date Signed:** \_\_\_\_\_

03/27/2019

*If necessary, attach a separate sheet that contains the names, addresses, and signatures of additional property owners.*

#### NOTARY CERTIFICATE

STATE OF ) ARIZONA  
 ) ss.  
COUNTY OF ) MARICOPA

Subscribed and sworn to before me this 27 day of MARCH, 2019, by

Broc C. Hiatt, as Manager of Mt. Olympus Investments, L.L.C., an Arizona limited liability company.

(Insert Owners' Name)

Witness my hand and official seal.

Notary Public: \_\_\_\_\_

TERRI NEWMAN

Address: \_\_\_\_\_

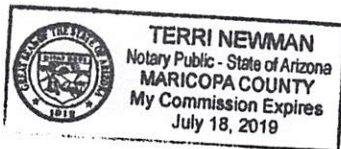
1223 S Clearview Ave #105 Mesa AZ 85209

Street Number Street Name City State Zip Code

(SEAL)

My Commission Expires: \_\_\_\_\_

July 18, 2019





Petitioner(s) hereby request(s) that the City of Commerce City approve the annexation of the area proposed to be annexed. If any Petitioner is a legal entity (e.g., corporation, LLC, LLP, etc.), this Petition must be signed by person(s) authorized to execute this Petition on behalf of the Petitioner. Petitioner may be required to submit evidence of authority.

**Legal Owner's Printed Name:** Far Marel, L.L.C., an Arizona limited liability company

**Legal Owner's Signature:**

*Brent A. Bowden*

**Title (if Owner is an entity):** by: Brent A. Bowden, Manager

**Legal Owner's Address:** 1223 S Clearview Avenue #105, Mesa, AZ 85209

Street Number

Street Name

City

State

Zip Code

**Date Signed:**

3/28/2019

If necessary, attach a separate sheet that contains the names, addresses, and signatures of additional property owners.

#### NOTARY CERTIFICATE

STATE OF )

ARIZONA

) ss.

COUNTY OF )

MARICOPA

Subscribed and sworn to before me this 28 day of MARCH, 2019, by  
Brent A. Bowden, as Manager of Far Marel, L.L.C., an Arizona limited liability company.

(Insert Owners' Name)

Witness my hand and official seal.

Notary Public:

*Terri Newman*

Address:

1223 S Clearview Ave #105 Mesa AZ 85209

Street Number

Street Name

City

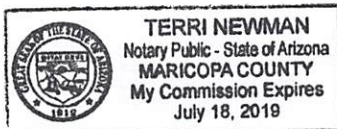
State

Zip Code

(SEAL)

My Commission Expires:

July 18, 2019





Petitioner(s) hereby request(s) that the City of Commerce City approve the annexation of the area proposed to be annexed. If any Petitioner is a legal entity (e.g., corporation, LLC, LLP, etc.), this Petition must be signed by person(s) authorized to execute this Petition on behalf of the Petitioner. Petitioner may be required to submit evidence of authority.

**Legal Owner's Printed Name:** Go West Too Defined Benefit Pension Plan, dated January 1, 2001

**Legal Owner's Signature:**

**Title (if Owner is an entity):** By: Nathan Learner, Trustee

**Legal Owner's Address:** 1242 East Jackson Street, Phoenix, AZ 85034

Street Number

Street Name

City

State

Zip Code

**Date Signed:**

3/29/2019

If necessary, attach a separate sheet that contains the names, addresses, and signatures of additional property owners.

#### NOTARY CERTIFICATE

STATE OF ) Arizona

) ss.

COUNTY OF ) Maricopa

Subscribed and sworn to before me this 29<sup>th</sup> day of March, 2019, by

Nathan Learner as Trustee of Go West Too Defined Benefit Pension Plan, dated January 1, 2001.

(Insert Owners' Name)

Witness my hand and official seal.

Notary Public:

Address: 1242 E. Jackson St. Phoenix, AZ 85034

Street Number

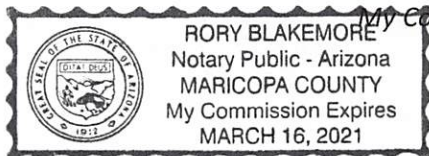
Street Name

City

State

Zip Code

(SEAL)



My Commission Expires: March 16, 2021





Petitioner(s) hereby request(s) that the City of Commerce City approve the annexation of the area proposed to be annexed. *If any Petitioner is a legal entity (e.g., corporation, LLC, LLP, etc.), this Petition must be signed by person(s) authorized to execute this Petition on behalf of the Petitioner. Petitioner may be required to submit evidence of authority.*

Harvard C.G. Properties II, L.L.C., an Arizona limited liability company, by Harvard Investments, Inc., a Nevada corporation, its Manager

Legal Owner's Printed Name: \_\_\_\_\_

Legal Owner's Signature: \_\_\_\_\_

Title (if Owner is an entity): By: Craig L. Krumwiede

Legal Owner's Address: 17700 N Pacesetter Way, Suite 100, Scottsdale, AZ 85255

Street Number Street Name City State Zip Code

Date Signed: 4-1-19

If necessary, attach a separate sheet that contains the names, addresses, and signatures of additional property owners.

#### NOTARY CERTIFICATE

STATE OF ) Arizona  
 ) ss.  
COUNTY OF ) Maricopa

Subscribed and sworn to before me this 1<sup>st</sup> day of April, 2019 by  
Craig L. Krumwiede, as President of Harvard Investments, Inc., a Nevada corporation, the Manager of Harvard C.G. Properties II, LLC, an Arizona limited liability company.

(Insert Owners' Name)

Witness my hand and official seal.

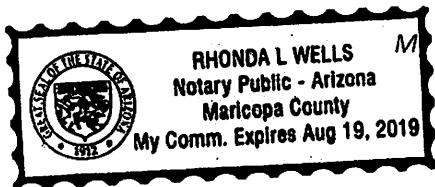
Notary Public:

Rhonda L Wells

Address: 17700 N Pacesetter Way Scottsdale Az 85255

Street Number Street Name City State Zip Code

(SEAL)



Commission Expires: 8-19-19



Petitioner(s) hereby request(s) that the City of Commerce City approve the annexation of the area proposed to be annexed. If any Petitioner is a legal entity (e.g., corporation, LLC, LLP, etc.), this Petition must be signed by person(s) authorized to execute this Petition on behalf of the Petitioner. Petitioner may be required to submit evidence of authority.

**Legal Owner's Printed Name:** Neal Management, L.L.C., an Arizona limited liability company

**Legal Owner's Signature:** David N. Neal

**Title (if Owner is an entity):** By: David N. Neal, Manager

**Legal Owner's Address:** 8311 S Jentilly Lane, Tempe, AZ 85284

Street Number Street Name City State Zip Code

**Date Signed:** 4/1/19

If necessary, attach a separate sheet that contains the names, addresses, and signatures of additional property owners.

#### NOTARY CERTIFICATE

STATE OF ) Arizona  
 ) ss.  
COUNTY OF ) Maricopa

Subscribed and sworn to before me this 1st day of April, 2019, by  
David N. Neal, as Manager of Neal Management, L.L.C., an Arizona limited liability company.

(Insert Owners' Name)

Witness my hand and official seal.

Notary Public:

Address:

1242 E Jackson St Phoenix AZ 85034

Street Number Street Name City State Zip Code

(SEAL)

My Commission Expires: 4-12-22





Petitioner(s) hereby request(s) that the City of Commerce City approve the annexation of the area proposed to be annexed. If any Petitioner is a legal entity (e.g., corporation, LLC, LLP, etc.), this Petition must be signed by person(s) authorized to execute this Petition on behalf of the Petitioner. Petitioner may be required to submit evidence of authority.

**Legal Owner's Printed Name:** Forever 7, LLC, an Arizona limited liability company

**Legal Owner's Signature:**

**Title (if Owner is an entity):** By: Jeff Whiteman, Manager

CHRIS ZAHARIS, AUTHORIZED AGENT

**Legal Owner's Address:** 1725 S County Club Drive, Mesa, AZ 85210

Street Number

Street Name

City

State

Zip Code

**Date Signed:**

3/28/19

If necessary, attach a separate sheet that contains the names, addresses, and signatures of additional property owners.

#### NOTARY CERTIFICATE

STATE OF )

ARIZONA

) ss.

COUNTY OF )

MARICOPA

Subscribed and sworn to before me this 28th day of March, 2019, by CHRIS ZAHARIS

Jeff Whiteman, as Manager of Forever 7, LLC, an Arizona limited liability company.

(Insert Owners' Name)

Witness my hand and official seal.

Notary Public:

Dolores B. Serrano

Address:

1725 S. County Club Dr. MESA AZ 85210

Street Number

Street Name

City

State

Zip Code

DOLORES B. SERRANO  
Notary Public - Arizona  
Maricopa County  
My Comm. Expires Jun 6, 2020

My Commission Expires:

JUNE 6, 2020



### Affidavit of Circulator

The undersigned, being of lawful age, who being first duly sworn upon oath deposes and says:

That (s)he was the circulator of the foregoing Petition for Annexation of lands to the City of Commerce City, Colorado, consisting of 28 pages, and that the signatures of the petitioners thereon were witnessed by the circulator and are the true and original signatures of the persons whose names they purport to be, and that the dates of such signatures are correct.



Circulator – Rory Blakemore, an individual

STATE OF ARIZONA       )  
  ) ss.  
COUNTY OF MARICOPA   )

The AFFIDAVIT OF CIRCULATOR was acknowledged before me this 14<sup>th</sup> day of June of 2019, by Rory Blakemore

Witness my hand and official seal.



Notary Public  
My commission expires: April 12, 2022

# EXHIBIT "A"

## ANNEXATION DESCRIPTION NO. 1

A PARCEL OF LAND LOCATED WITHIN SECTIONS 10 AND 11, TOWNSHIP 2 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN; COUNTY OF ADAMS, STATE OF COLORADO, BEING A PART OF THE LAND DESCRIBED IN RECEPTION 20060403000331420, RECORDED IN THE CLERK AND RECORDERS OFFICE OF SAID COUNTY; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**BEGINNING** AT THE SOUTHEAST CORNER OF SAID SECTION 10, WHENCE THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 10 BEARS SOUTH 89°43'27" WEST, ALL BEARINGS HEREON ARE REFERENCED TO THIS LINE;

THENCE ALONG SAID SOUTH LINE, ALSO BEING PRESENT CITY OF COMMERCE CITY LIMITS PER ANNEXATION MAP AN-102-89 RECORDED IN SAID RECORDS IN FILE NO. 16, MAP 872, RECEPTION NO. 1989020908599, SOUTH 89°43'27" WEST, A DISTANCE OF 1604.40 FEET TO THE EAST RIGHT-OF-WAY LINE OF E-470 AS RECORDED IN BOOK 4580 PAGE 817, IN SAID RECORDS;

THENCE DEPARTING SAID CITY LIMITS AND SAID SOUTH LINE AND ALONG SAID EAST RIGHT-OF-WAY LINE THE FOLLOWING EIGHT (8) COURSES:

1. NORTH 00°16'35" WEST, A DISTANCE OF 69.81 FEET;
2. NORTH 82°40'08" WEST, A DISTANCE OF 531.62 FEET;
3. NORTH 44°59'49" WEST, A DISTANCE OF 118.03 FEET;
4. NORTH 00°17'00" WEST, A DISTANCE OF 36.70 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE WESTERLY HAVING A RADIUS OF 1,363.24 FEET;
5. NORTHERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 13°21'54", AN ARC LENGTH OF 317.99 FEET;
6. NORTH 13°38'54" WEST, A DISTANCE OF 461.98 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE EASTERLY HAVING A RADIUS OF 1,183.24 FEET;
7. NORTHERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 12°30'20", AN ARC LENGTH OF 258.26 FEET;
8. NORTH 01°08'34" WEST, A DISTANCE OF 330.00 FEET;

THENCE DEPARTING SAID RIGHT-OF-WAY LINE, NORTH 89°45'40" EAST, A DISTANCE OF 2,396.45 FEET TO A POINT ON THE EAST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 10;

THENCE DEPARTING SAID EAST LINE, NORTH 89°45'40" EAST, A DISTANCE OF 1,020.69 FEET;

THENCE SOUTH 00°20'55" EAST, A DISTANCE OF 626.82 FEET;

THENCE SOUTH 89°43'06" WEST, A DISTANCE OF 747.98 FEET;

THENCE SOUTH 39°36'51" WEST, A DISTANCE OF 11.46 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE EASTERLY HAVING A RADIUS OF 890.00 FEET;

THENCE SOUTHERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 39°50'36", AN ARC LENGTH OF 618.90 FEET;

THENCE SOUTH 00°13'45" EAST, A DISTANCE OF 403.14 FEET;

THENCE SOUTH 89°46'09" WEST, A DISTANCE OF 60.00 FEET TO A POINT ON THE PRESENT COMMERCE CITY LIMITS AND TO THE **POINT OF BEGINNING**.

CONTAINING AN AREA OF 100.555 ACRES, (4,380,197 SQUARE FEET), MORE OR LESS.