

# CAPITOL FLATS

## Lumen Alley Abandonment Letter



8/2/2024

Vail Land Company  
Spearstone Ave  
Gypsum CO 81637

No Reservations/No Objection

**SUBJECT: Vacation - No Objection**

**104, 110, 124, 130, 217 Capitol St & 103, 123, 137 Howard St - Alley Easement  
Eagle Subdivision - Lots 1-4, A and B of Lot 5 Block 13, Lots 11-20 Block 13  
Eagle County Parcels 193932405008, 193932405007, 193932405006, 193932405004,  
193932405001, 193932405012, 193932405013  
Section 32, Township 4 South, Range 84 West**

To Whom it May Concern:

Qwest Corporation d/b/a CENTURYLINK, QC ("CenturyLink") has reviewed the request for the subject vacation and has determined there are CenturyLink facilities within the area as shown and/or described on Exhibit "A", said Exhibit "A" attached hereto and incorporated by this reference

It is the intent and understanding of CenturyLink that this vacation shall not reduce our rights to any other existing easements or rights we have on this site or in the area.

This No objection response is submitted WITH THE STIPULATION that IF CenturyLink facilities are damaged, or require relocation or new placement due to the vacation of the easement, the Applicant will bear the cost of relocation ([relocations@centurylink.com](mailto:relocations@centurylink.com)), repair and /or re-installation of said facilities.

POC - VeShon Sheridan  
NIS| Right-of-Way Agent II | Contractor - Faulk & Foster  
804-234-6825 / [VeShon.Sheridan@Lumen.com](mailto:VeShon.Sheridan@Lumen.com)  
[Nre.easement@lumen.com](mailto:Nre.easement@lumen.com)

Sincerely yours,

ROW Team  
Network Infrastructure Services  
**CenturyLink**  
P862870

# CAPITOL FLATS

## Lumen Alley Abandonment Letter Page 2

### Exhibit A

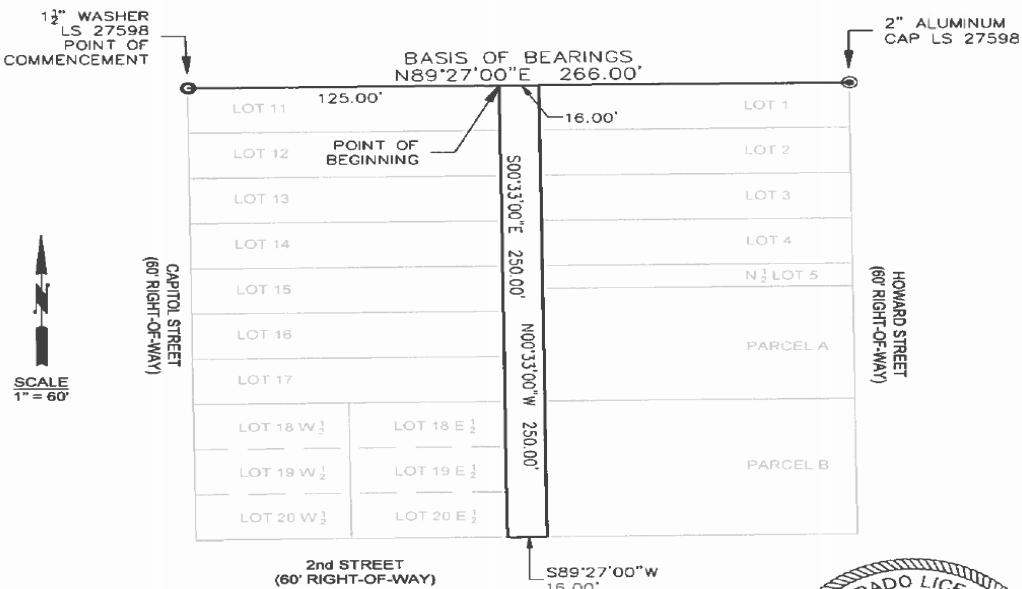
#### EXHIBIT A SHEET 1 OF 1

##### LEGAL DESCRIPTION

A parcel of land for the purposes of a 16-foot alley situated in Section 32, Township 4 South, Range 84 West of the 6th Principal Meridian, being more particularly described as follows:

Commencing at a point marking the northwest corner of Lot 11, Block 13, Town of Eagle according to the plat thereof monumented by a found 1½-inch diameter brass washer in a wall LS 27598, thence N 89°27'00"E a distance of 125.00 feet to the northeast corner of Lot 11, Block 13, Town of Eagle, the true point of beginning. Thence S 00°33'00"E a distance of 250.00 feet to the southeast corner of Lot 20, Block 13, Town of Eagle. Thence, N 89°27'00"E a distance of 16.00 feet to the southwest corner of Parcel B, Town of Eagle. A Resubdivision of the southerly one-half of Lot 5 and Lots 6 thru 10, Block 13 according to the plat thereof recorded October 2, 1997 in Book 739 at Page 307, Clerk and Recorder's Office, County of Eagle, State of Colorado. Thence N 00°33'00" W a distance of 250.00 to the northwest corner of Lot 1, Block 13, Town of Eagle. Thence S 89°27'00" W a distance of 16.00 feet to the northeast corner of Lot 11, Block 13, Town of Eagle, the true point of beginning; containing 0.092 acres more or less.

Bearings are based upon a point marking the northwest corner of Lot 11, Block 13, Town of Eagle monumented by a found 1½-inch diameter brass washer in wall LS 27598 and a point marking the northeast corner of Lot 1, Block 13, Town of Eagle monumented by a found 2-inch diameter aluminum cap on number 5 rebar LS 27598, as shown hereon and according to the plat thereof, the bearing being N 89°27'00"E a distance of 266.00 feet.

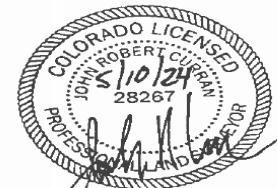


##### CERTIFICATION

I, John R. Curran, a Professional Land Surveyor in the State of Colorado, do hereby certify that this Exhibit was prepared by me or under my direct supervision, responsibility and checking. I further certify this is not a monumented land survey, Land Survey Plat, Improvement Survey Plat, or an Improvement Location Certificate.

John R. Curran, PLS 28267

NOTICE: According to Colorado law you MUST commence any legal action based upon any defect in this survey within three years after you first discovered 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 certification shown hereon.



23095 - Alley Vacation  
Exhibit.dwg  
MARCIN ENGINEERING LLC  
P.O. Box 1062  
AVON, CO 81620  
(970) 748-0274  
(970) 748-9021 FAX

# CAPITOL FLATS

## Black Hills Alley Abandonment Letter



David C. Gremel  
Senior Right-of-Way Agent  
[david.c.gremel@blackhillsenergy.com](mailto:david.c.gremel@blackhillsenergy.com)

P.O. Box 1400  
Rapid City, SD 57709  
M: (303) 548-5451

July 15, 2024

TOWN OF EAGLE, COLORADO

RE: Vacating of existing utility easement between the following parcels:

- Lots 1, 2, 3, 4 and the N1/2 of Lot 5, also Lots A and B of Lot 5; Block 13, Town of Eagle, according to the plat recorded January 1, 1876 in Book E, at Page 2, County of Eagle, State of Colorado

and

- Lots 11, 12, 13, 14, 15, 16, 17, 18, 19, and the E/2 of Lot 20, Block 13, Town of Eagle, according to the plat recorded January 1, 1876 in Book E, at Page 2, County of Eagle, State of Colorado.

To whom it may concern:

Black Hills Energy has no objection to vacating the existing utility easement located in the alley that runs from Hwy 6 to Second Street between Capitol St & Howard St in Eagle, Colorado.

Further, Black Hills Energy agrees to abandon all easement locations on the subject lots in favor of the relocation of the easements and the installation of any aerial/buried cables and/or service lines onto or under the road rights-of-way.

It is further understood that services to existing Black Hills customers will remain in place until service has been suspended by the owners of record.

Regards,

Black Hills Energy

A handwritten signature in blue ink, appearing to read 'David C. Gremel'.

David C. Gremel  
Senior Right-of-Way Agent

# CAPITOL FLATS

## Black Hills Alley Vacation Letter 2

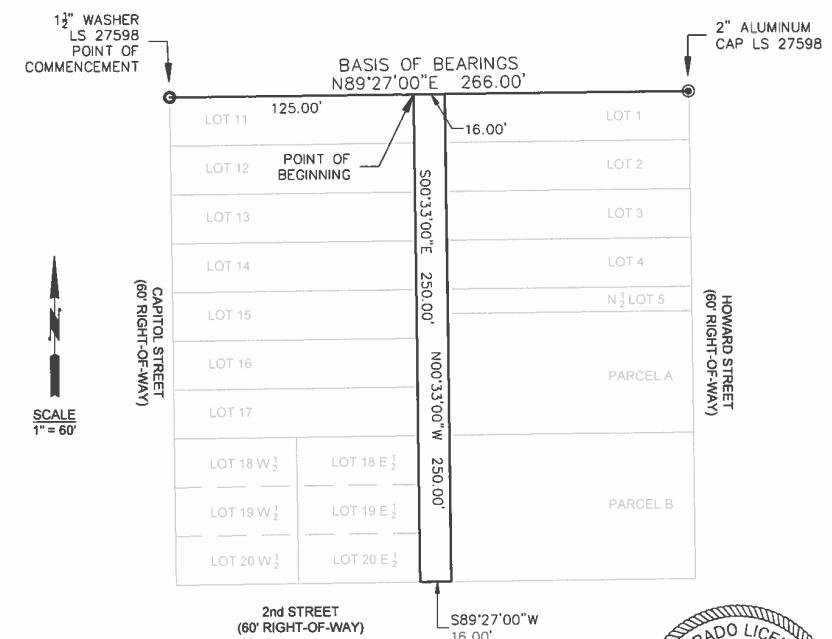
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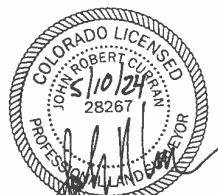


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John R. Curran, PLS 28267

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23095 - Alley Vacation  
EXHIBIT.dwg  
MARCIN ENGINEERING LLC

P.O. Box 1062  
AVON, CO 81620  
(970) 748-0274  
(970) 748-9021 FAX

# CAPITOL FLATS

## Comcast Alley Abandonment Letter



**July 25, 2024**

TOWN OF EAGLE, COLORADO

RE: Vacating of existing utility easement between the following parcels:

- Lots 1, 2, 3, 4 and the N1/2 of Lot 5, also Lots A and B of Lot 5; Block 13, Town of Eagle, according to the plat recorded January 1, 1876 in Book E, at Page 2, County of Eagle, State of Colorado

and –

Lots 11, 12, 13, 14, 15, 16, 17, 18, 19, and the E/2 of Lot 20, Block 13, Town of Eagle, according to the plat recorded January 1, 1876, in Book E, at Page 2, County of Eagle, State of Colorado.

To whom it may concern:

Comcast has no objection to vacating the existing utility easement located in the alley that runs from Hwy 6 to Second Street between Capitol St & Howard St in Eagle, Colorado.

Further, Comcast agrees to abandon all easement locations on the subject lots in favor of the relocation of the easements and the installation of any aerial/buried cables and/or service lines onto or under the road rights-of-way.

It is further understood that services to existing Comcast customers will remain in place until service has been suspended by the owners of record.

Thank you,

A handwritten signature in black ink, appearing to read "Chad K. Slagle".

Chad K. Slagle  
Manager of Construction for the Colorado Mountains  
970-657-6595  
Chad\_Slagle@comcast.com

# CAPITOL FLATS

## Comcast Alley Abandonment Letter 2

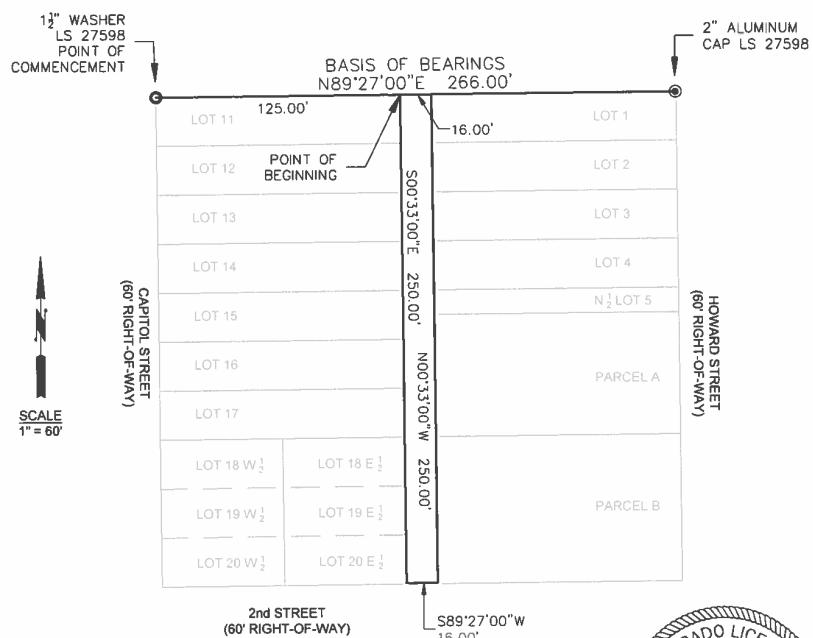
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John B. Curran, P.I.S. 28267

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23095 - Alley Vacation

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MARCIN ENGINEERING LLC

P.O. Box 1062  
AVON, CO 81620  
(970) 748-0274  
(970) 748-9021 FAX

# CAPITOL FLATS

## Holy Cross Alley Abandonment Letter



3799 HIGHWAY 82 · P.O. DRAWER 3350  
GLENWOOD SPRINGS, COLORADO 81602  
(970) 945-5491 · FAX (970) 945-4081

July 24, 2024

Bella Construction, Inc.  
Attn: Anna Darfler Scriver  
PO Box 1436  
Eagle, CO, 81631

Re: Alley Right-of-Way

Anna,

Holy Cross Energy is willing to abandon that portion of the alley right-of-way west of 103 Howard Street when the following conditions are satisfied:

1. The existing single-phase overhead line in the alley is rerouted underground according to our standards.
2. A pole and riser feed is installed at both ends of the underground line.
3. Sufficient space is made available for guying the three-phase overhead highway crossing.
4. All poles and pad mounted equipment have access and proper clearances.
5. All power lines have clearances to satisfy the NESC, OSHA and the current Colorado Revised Statutes.
6. Easements are provided for all overhead and underground power lines affected.
7. All the above is paid for in full by the developer.

It will be the Owner's responsibility to coordinate construction and make contractual agreements with the other utilities. Communication lines belonging to other utility companies are attached to the poles in the alley and along Hwy 6.

Sincerely,  
Holy Cross Energy

Holy Cross Energy - Engineering  
Attn: Keith Hernandez,  
PO Box 3350  
Glenwood Springs, CO 81602  
(970) 947-5439  
Email: [khernandez@holycross.com](mailto:khernandez@holycross.com)

25113: 42-53 - EAGLE 104 CAPITOL STREET

A Touchstone Energy® Cooperative

# CAPITOL FLATS

## Holy Cross Alley Abandonment Letter 2

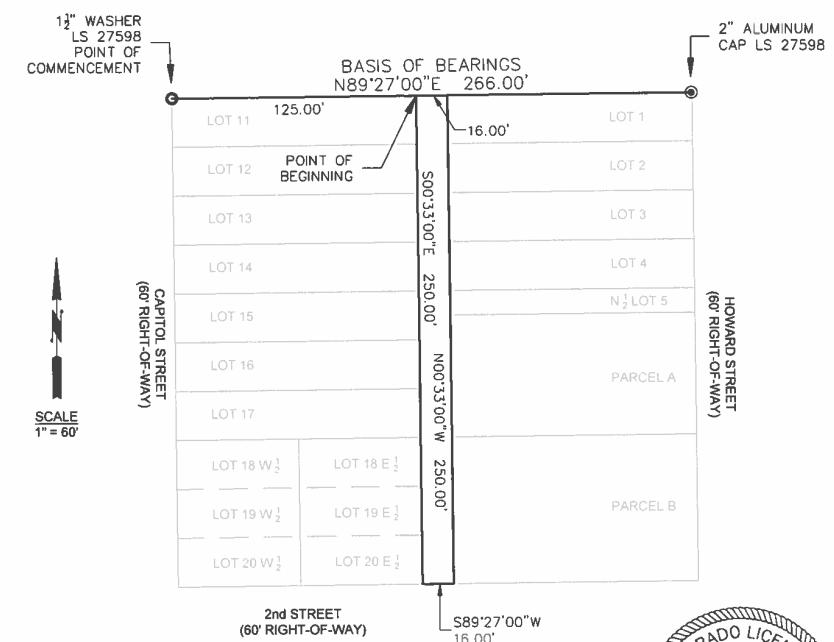
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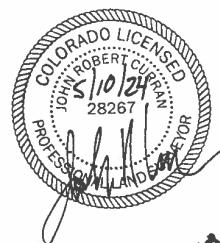


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