# Legals

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#### -MT. CRESTED BUTTE PERFORMING ARTS CENTER-

Pursuant to the provisions of the Bylaws of the Mt. Crested Butte Performing Arts Center and applicable Colorado State Statutes and provisions of the IRS tax codes, Mt. Crested Butte Performing Arts Center, a nonprofit corporation organized under the laws of the State of Colorado, hereinafter referred to as the Company, provides the following Notice to Creditors and Claimants:

1. The Company is in the process of dissolution and is in the process of winding up its affairs.

2. The Board of Directors of the Company at its June 5, 2017 Board of Directors meeting approved a dissolution resolution. A Windup Plan was subsequently approved at the July 12, 2017 Board of Directors meeting.

 The address of the office to which written claims against the Company must be presented is as follows: PO Box 4403, Mt. Crested Butte, CO 81225.
 All the claims must be received by the Company by the later of 30 days after this notice is first published or, with respect to known creditors or claimants, 30

days after the date on which written notice was given to those creditors or claimants. Dated this 11th day of August, 2017.

Mt. Crested Butte Performing Arts Center By: /s/ Gregory L. Sherwood Its: Executive Director

Published in the *Crested Butte News*. Issues of August 11 and 18, 2017. #081121

#### -HOME SCHOOL STUDENTS-

The parent/guardian of a resident student who is to be educated in a home schooling program for the 2017-18 school year must submit to the superintendent in writing, the name, age, place of residence and hour of instruction, 14 days before beginning the program the first year and each year thereafter. Home school packets may be picked up at the Lake School Administration office. 800 N. Blvd. Gunnison.

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# deadline tuesday at noon

The Creative District Commission has an opening for one Commission member. The Commission meets at least once a month. The Commission will be responsible for several tasks including the implementation of a public arts policy, promoting the arts through education, executing the Creative District Strategic Plan, and making recommendations to the Town Council on projects for the Creative District. Applications are available on the Creative District website (cbcreativedistrict.org) and at Town Hall. Applications are due by August 25, 2017 to Town Hall. Interviews will be held on the morning of Tuesday, August 29, 2017. More information about the Creative District Commission can be requested by emailing or calling Hilary Henry, Open Space/Creative District Coordinator at hhenry@crested-butte-co.gov or (970)349-5338.

Published in the *Crested Butte News*. Issues of August 4, 11 and 18, 2017. #080409

#### —PUBLIC NOTICE— TOWN OF MT. CRESTED BUTTE DOWNTOWN DEVELOPMENT AUTHORITY BOARD VACANCY

-LEGAL

The Mt. Crested Butte Town Council will be appointing two (2) members to the Downtown Development Authority Board term at the Tuesday, September 5, 2017 meeting. These terms will run to June 2021.

The appointed members of the board shall reside, lease or own real property within the Mt. Crested Butte Downtown Development Authority. An officer or director of a corporation or other entity owning property in the Mt. Crested Butte Downtown Development Authority shall be eligible for appointment to the board. Members of the board shall serve without compensation, but they may be reimbursed for actual and necessary expenses. Interested people who meet the qualifications may apply by submitting a letter of interest to the Town Hall by Thursday, August 31, 2017 or by stating his/her interest at the September 5, 2017 Town Council meeting. Applicants' letters should include information on whether they reside, lease or own real property inside the Downtown Development Authority boundaries and the location of such property. /s/ Jill Lindros Town Clerk

Published in the *Crested Butte News*. Issues of August 18, 25 and September 1, 2017. #081801

#### -LEGAL

The Town of Crested Butte is selling a deed restricted unit located at 721 Butte Avenue Unit I (Poverty Gulch) for \$110,525, plus a broker fee of \$2,310. The unit is ADA accessible with 2 wheelchair entrance ramps, wide hallways and doorways, applicants with conditions requiring an ADA unit may apply by September 6, 2017. Applicants must have an income of 100% AMI or less, earn 80% of their income in Gunnison County, and have lived in Gunnison County 5 of the last 7 years or 3 of the last 4 years. Applicants may not own other residential property. Other conditions may apply. The Gunnison Valley Regional Housing Authority is acting as transaction broker. Interested applicants should contact the GVRHA at 641-7900 or visit GVRHA.org for more information or for an application.

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Plaintiff: JOHN W. GALLOWICH, RUTH GALLO-WICH, MARY ANN FORE, PATRICIA ANN DOLL, MOLLY GIST, AND ROBERT C. NICCOLI

Defendants: KIRSTEN A. ATKINS; THE GUNNI-SON BANK AND TRUST COMPANY; DAVID AND RHONDA MCCAY; VIRGIL AND LEE SPANN; PRIORITY ONE INTERNATIONAL CORPORA-TION, A TEXAS CORPORATION; THREE B'S REALITY, INC., A FLORIDA CORPORATION; AND ALL UNKNOWN PERSONS WHO CLAIM ANY INTEREST IN THE SUBJECT MATTER OF THIS ACTION CASE NO. 2017CV30032, DIVISION 2 Attorneys for Plaintiff: Holsinger Law, LLC Jack Silver, Esq. (3891) Austin Rueschhoff, Esq. (48278) 1800 Glenarm Place, Suite 500

Denver, Colorado 80202 P: (303) 722-2828

F: (303) 496-1025

E: jsilver@holsingerlaw.com arueschhoff@holsingerlaw.com

SUMMONS BY PUBLICATION To the above-named defendants: PRIORITY ONE INTERNATIONAL CORPORA- TION., A TEXAS CORPORATION, which is or before may have been known as PRIORITY ONE INTERNATIONAL INC., A TEXAS CORPORA-TION; and

ALL UNKNOWN PERSONS WHO CLAIM ANY INTEREST IN THE SUBJECT MATTER OF THIS ACTION

TAKE NOTICE HEREBY:

This SUMMONS BY PUBLICATION is filed in accordance with and pursuant to Colorado Rules of Civil Procedures 4(g).

You are hereby summoned and required to appear and defend against the claims of the COM-PLAINT FOR DECLARATORY JUDGMENT, filed with the court in this action, by filing with the clerk of this court an answer or other response. You are required to file your answer or other response within thirty-five (35) days after the service of this summons upon you. Service of this summons shall be complete on the day of the last publication. A copy of the Complaint may be obtained from the clerk of the court.

If you fail to file your answer or other response to the Complaint in writing within thirty-five (35) after the date of the last publication, judgment by default may be rendered against you by the court for the relief demanded in the Complaint without further notice.

This is an action for declaratory judgment to the following property. The legal description of the Property is:

Township 14 South, Range 85 West, 6<sup>th</sup> P.M. A parcel of land situated in the S1/2S1/2 of Section 28 and the SW1/4 of Section 27, above township and range, being more particularly described as follows:

Beginning at the found 3" brass cap set by L.S. 1776 for the northwest corner of Section 34, also being the southeast corner of said Section 28, the basis of bearing being S 07°28'29" E along the west line of said Section 34 to the found B.L.M. aluminum monument for the southwest corner of said Section 34;

Thence S 89°06'04" W a distance of 1400.07 feet; Then N 00°09'01" W a distance of 1234.85 feet; Thence N 89°31'59" E a distance of 253.50 feet; Thence S 48°59'44" E a distance of 969.13 feet; Thence N 44°29'00" E a distance of 498.53 feet to the southerly right-of-way of Colorado Highway 135;

Thence S 50°17'29" E a distance of 885.08 feet along said right-of-way;

Thence S 58°53'20" W a distance of 714.73 feet to the point of beginning.

EXCEPTING THEREFROM that portion of the above described property lying within that property in Deed recorded September 28, 1928 in Book 236 at Page 245.

AND FURTHER EXCEPTING THEREFROM those easements described in Paragraphs 2, 3, 4 and 5 excluded in Warranty Deed recorded April 12, 1995 on Book 762 at Page 419, County of Gunnison, State of Colorado.

In accordance with Colorado Rules of Civil Procedure 121 § 1-26(7), a printed copy of this document with the original signature affixed thereupon is being maintained by counsel for the Petitioners and will be made available for inspection by any person or the Court, upon request.

Dated August 2, 2017.

Holsinger Law, LLC

<u>By: /s/ Jack Silver</u> Jack Silver (3891)

Austin Rueschhoff (48278)

Attorneys for Plaintiffs John W. Gallowich, Ruth Gallowich, Mary Ann Fore, Patricia Ann Doll, Molly Gist, and Robert C. Niccoli

Published in the *Crested Butte News*. Issues of August 11, 18, 25, and September 1 and 8, 2017. #081101

#### -CALL FOR NOMINATIONS-FOR SCHOOL DIRECTORS GUNNISON WATERSHED SCHOOL DISTRICT RE1J GUNNISON COUNTY, COLORADO

The Board of Education of the Gunnison Watershed School District RE1J in the County of Gunnison, State of Colorado, calls for nomination of candidates for school directors to be placed on the ballot for the regular biennial school election to be held on Tuesday, November 7, 2017. At this election, one director will be elected representing the area south of Round Mountain for a term of office of four years, and one director will be elected representing the area north of Round Mountain for a term of office of four years a candidate and a nomination petition signed by at least 50 eligible electors who are registered to To be qualified, a candidate must have been a registered elector of the school district for at least vote in the regular biennial school election. twelve consecutive months before the election Nomination petitions may be obtained at the Gunand a resident of the director district which will nison Watershed School District Administrative be represented. A person is ineligible to run for office located at 800 N. Boulevard in Gunnison, Colorado. Office hours are M-F 7:30am-4:30pm. school director if he or she has been convicted of Please call 970-641-7760 ahead of time to make committing a sexual offense against a child. A person who desires to be a candidate for school sure someone is available. Completed petitions director shall file a written notice of intention to be should be submitted to JoAnn Klingsmith at 800

N Boulevard Gunnison Colorado no later than

4:00pm on September 1, 2017. IN WITNESS WHEREOF, the Board of Education of the Curption Waterbed BE11 School District

of the Gunnison Watershed RE1J School District, in the County of Gunnison and State of Colorado, has caused this call for nominations to be given this 14th day of August, 2017.

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#### -NOTICE OF JOINT PUBLIC HEARING-CONCERNING A LAND USE CHANGE PERMIT

#### APPLICATION FOR 5,000 SQ. FT. LIGHT INDUSTRIAL SHOP WITH TWO RESIDENTIAL, DEED RESTRICTED UNITS AND A 45,000 SQ. FT., 250 UNIT SELF-STORAGE COMPLEX. SUBDIVISION OF THE 4.43-ACRE PARCEL INTO TWO LOTS; LOT 1 WITH EXISTING RESIDENCE IS .84 ACRES AND LOT 2 WITH SELF-STORAGE UNITS AND LIGHT INDUSTRIAL SHOPS IS 3.64 ACRES. ADJACENT TO HIGHWAY 135, NORTH OF THE CITY OF GUNNISON, IN THE SE4SW4, SEC 25,TOWNSHIP 50 NORTH, RANGE 1 WEST, N.M.P.M. 1012 US HIGHWAY 135.

HEARING DATE, TIME AND LOCA-TION: The Gunnison County Planning Commission will conduct a public hearing on September 15, 2017 at 10 a.m. in the Planning Commission Meeting Room, 2nd Floor, Blackstock Government Center, 221 N. Wisconsin St. Gunnison, Colorado, to hear public comment concerning a land use change permit application. APPLICANT: AJ Cattles PARCEL LOCATION: The site is located on 4.430 acres, adjacent to High-

way 135, North of the city of Gunnison, in the SE4SW4, Sec 25, Township 50 north, Range 1 West, N.M.P.M.
1012 US Highway 135. **PROPOSAL:** The applicant is proposing a mixed use facility comprised of a 5,000 sq. ft. light industrial shop with two residential, deed restricted units and a 45,000 sq. ft., 250 unit self- storage complex. Subdivision of the 4.43-acre parcel into two lots; Lot 1 with existing residence is .84 acres and Lot 2 with self-storage units and light industrial shops is 3.64 acres. Water supply will be by central well and sewer by connection to the North Gunnison Sewer District sewer system. The complex will be secured by gated access and an onsite manager. LUC-17-00015.

PUBLIC PARTICIPATION: The public is invited to submit oral or written comments at the hearing, or to submit written comments by email: planning@ gunnisoncounty.org; fax (970) 641-8585, or letter (Community Development, 221 N. Wisconsin, Suite D, Gunnison, CO 81230), so long as they are received by 5 p.m. the afternoon before the date of the meeting so that they may be submitted for the public record during the hearing. A copy of the application is available in the Community Development Department, 221 N. Wisconsin, Suite D, Gunnison, CO; additional information may be obtained by calling the Planning Office (970) 641-0360. **ADA ACCOMMODATIONS:** Anyone needing special accommodations as determined by the American Disabilities Act may contact the Community Development Department prior to the day of the hearing. /s/ Rachel Sabbato-Estrada Planner II Gunnison County Community Development Department

Published in the *Crested Butte News*. Issues of August 11, 18, 25, September 1, 8 and 15, 2017. #081109 **IN MEMORY** 

#### -PUBLIC NOTICE AGENDA **REGULAR MEETING** CRESTED BUTTE SOUTH METROPOLITAN DISTRICT AUGUST 23, 2017 ~ 6:00 P.M. **280 CEMENT CREEK ROAD**

**BOARD MEETING AGENDA** 

- Call to order (cell phones off or in airplane mode)
- Approve July 28th, 2017 Regular Board Meeting Minutes
- 3. Discuss – Financial Reports – August 2017
- Discuss/Approve Current Bills August 2017

#### 1. Discuss/Approve – Annie Parr and Ronnie Benson as Chase **Bank Admins**

NEW BUSINESS

East yards.

- Discuss Purchase of Commercial lot for future growth Discuss - Metered water 2
- 3. Discuss/Approve Service shut-off at 207 Cascadilla Street MANAGER'S REPORT

#### UNSCHEDULED BUSINESS ADJOURNMENT

The Board may address individual agenda items at any time or in any order to accommodate the needs of the Board and the audience.

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PUBLIC COMMENT PERIOD UNFINISHED BUSINESS

#### -NOTICE OF PUBLIC HEARING-CRESTED BUTTE BOARD OF ZONING AND ARCHITECTURAL REVIEW TOWN OF CRESTED BUTTE, COLORADO **625 MAROON AVENUE**

PLEASE TAKE NOTICE THAT a public hearing, which may result in the granting of a vested property right, will be held on August 29, 2017 beginning at 6:00 p.m. in the Crested Butte Town Hall located at 507 Maroon Ave. in Crested Butte, Colorado for the purpose of considering the following: The application of Oh Be Joyful Baptist Church to make changes to and construct an addition on the northwest corner of the existing building located

at 625 Maroon Avenue, Block 54, Lots 30-32 in the T zone.

Additional requirements: - Architectural approval is required.

- Expansion of a conditional use permit for a church in the T zone is required.

- Payment in lieu of providing up to 13 off street parking spaces that includes the trade of an easement for parking along the South and

- A conditional waiver for a nonconforming aspect with respect to the maximum lot size is required. (See Attached Drawing) TOWN OF CRESTED BUTTE By Jessie Earley, Building Department Assistant

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#### -AGENDA-TOWN OF CRESTED BUTTE **REGULAR TOWN COUNCIL MEETING** MONDAY, AUGUST 21, 2017 COUNCIL CHAMBERS, CRESTED BUTTE TOWN HALL

The times are approximate. The meeting may move faster or slower than expected. WORK SESSION

1) Update on Wayfinding Signage and Proposed Design.

2) Update on Backcountry and Open Space Projects and 2018 Budget. 7:00 REGULAR COUNCIL MEETING CALLED

TO ORDER BY MAYOR OR MAYOR PRO-TEM

#### APPROVAL OF AGENDA CONSENT AGENDA 7:02

7:04

6:00

1) August 8, 2017 Special Town Council Meeting Minutes.

2) August 8, 2017 Regular Town Council Meeting Minutes.

3) Award of the 2017 Town Hall Foundation Water Mitigation Project.

4) Appointment of Chief Marshal Mike Reily to the 911 Committee and Communications Board.

5) Emma Coburn Elk Avenue 5K Special Event Application and Special Event Liquor Permit Located at Elk Avenue and 3rd Street, with the Event Closing 3rd Street from Alley to Alley,

Excluding Elk Avenue on September 29, 2017 and Elk Avenue from 1st Street to 5th Street and the Associated Route on September 30, 2017.

6) Letter of Support for Town Manager Dara MacDonald Applying to CML Executive Board. 7) Resolution No. 54, Series 2017 - Resolu-tions of the Crested Butte Town Council Approving the First Amendment to the Intergovernmental Agreement Establishing the Gunnison Valley Regional Housing Authority.

The listing under Consent Agenda is a group of items to be acted on with a single motion. The Consent Agenda is designed to expedite Council business. The Mayor will ask if any citizen or council member wishes to have any specific item discussed. You may request that an item be removed from Consent Agenda at that time, prior to the Council's vote. Items removed from the Consent Agenda will be considered under New Business

#### 7:06 PUBLIC COMMENT

Citizens may make comments on item not scheduled on the agenda. hose commenting should state their name and physical address for the record. Comments may be limited to five

#### minutes 7:12 STAFF UPDATES 7:30 PUBLIC HEARING

1) Ordinance No. 22, Series 2017 - An Ordinance of the Crested Butte Town Council Approving the Lease of a Portion of the Property at 308 Third Street to West Elk Bahk Do Moo Duk Kwan, DBA West Elk Martial Arts.

#### 7:35 NEW BUSINESS

1) Resolution No. 55, Series 2017 - Resolu-tions of the Crested Butte Town Council Appointing Sullivan Green Seavy as the Firm Representing the Town as Town Attorney.

7:45 2) Discussion and Possible Award of the 2017 Crested Butte Pavement Project.

8:15 3) Resolution No. 56, Series 2017 - Resolu-tions of the Crested Butte Town Council Approving a Water and Sewer Service Agreement for the Slate River Development with Cypress Foothills, LP.

8:30 4) Discussion on Setting Ballot Language for Vacation Rental Tax.

8:45 5) Resolution No. 57, Series 2017 - Resolutions of the Crested Butte Town Council of the Town of Crested Butte, Colorado, Consenting to

the Calling of an Election by the Gunnison Valley Regional Housing Authority on November 7, 2017. **8:55** 6) Ordinance No. 23, Series 2017 - An Ordinance of the Crested Butte Town Council Approving the Lease of a Portion of the Property at 308 Third Street to The Corporation of the Rocky Mountain Biological Laboratory at Gothic. 9:00 LEGAL MATTERS

- COUNCIL REPORTS AND COMMITTEE 9:05 **UPDATES**
- OTHER BUSINESS TO COME BEFORE 9:20
- THE COUNCIL ISCUSSION OF SCHEDULING FUTURE WORK SESSION TOPICS AND COUNCIL 9:30 MEETING SCHEDULE
- Tuesday, September 5, 2017 6:00PM Work Session 7:00PM Regular Council
- Monday, September 18, 2017 6:00PM Work Session 7:00PM Regular Council

 Monday, October 2, 2017 - 6:00PM Work Session - 7:00PM Regular Council 9:35 ADJOURNMENT

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## FOR RENT

BEDROOM/2.5 BATH Pitchfork Home for Rent: Furnished or unfur-3 bedroom/2.5 bath nished Pitchfork home in Mt Crested Butte is available for long term rental beginnina August 10, 2017, Great views of Mt. Crested Butte from the living room, front porch, master bedroom and 2nd floor deck. Views across open meadow to the west including Mt. Emmons and Snodgrass from the kitchen and other bedrooms. Home includes 1 car garage, driveway and street parking, dining room, living room and kitchen in open floorplan, unfinished basement with lots of storage and washer/dryer. Rent is \$3250/mo. and includes summer landscaping. Walking distance to the ski resort, on the bus line to town (and the resort). Great views, great home, great neighborhood. Will consider pets with additional deposit. Call Venita at 303-328-5475. (9/1/133).

## FOR RENT

RENT IN MT. CB: 2BD/2BA Woodcreek condo. Mostly furnished including flat screen TV. New carpet, paint, wood-burning fireplace, deck, and short walk to bus stop and ski slopes! Available immediately. 6 mo.-1 year lease. \$1,400 + utilities.

## FOR RENT

BEAUTIFUL 3 BEDROOM Lakefront Irwin Cabin for rent Sept-May \$1200 per month all included. Snowmobile access only from Nov. on. E-mail churchsteail.com. (8/25 van 231.

### FOR RENT

1 BD GARAGE APARTMENT in Mt. CB; NS/NP; small kitchenette; very nice deck and views of the peak; right on winter bus line to the mountain. Must love dogs and shoveling snow in the winter, \$1,150/month includes

## FOR RENT

2 MILES UP TAYLOR CANYON from Almont. 3BD/3BA, W/D, storage unit. Furnished if necessary, 1-2 yr. lease. \$2000/mo. util. + buzzy.oasis@att.net. (9/1/24).

HISTORIC HOME ON SOPRIS: 2BD/1.5 newly remodeled baths, plus office, gas fireplace, roomy kitchen and living area, hardwood floors, 9 ft. bead-board ceilings, and large fenced yard. Furnished, NS, Available 9/18/17 thru 6/18/18, \$2,600/mo. Plus utilities. 704-996-7570. (8/18/39).

Watchdog PM & Real Estate: 970-349-7446 x1. (8/18/44).

NEW CONSTRUCTION: 2BD/1BA in CB South, available Sept. 1st. 700 sa.ft. Hardwood floors, new stainless steel appliances. In unit washer/drver, dishwasher. Be the first to live in this beautiful condo. \$1500 monthly. NS/NP. Long term contract. Contact Eric at 847-302-8947. (8/18/43).

RENT IN TOWN: 2BD/2BA partially furnished house on Elk Ave. Fenced yard, off-street parking, classic CB home! Available September 1st, 10.5 month lease. \$1,750 includes some utilities. Watchdog PM & Real Estate: 970-349-7446 x1. (8/18/34).

LET CB LODGING HELP YOU take care of your property. Whether it's a short-term or long-term rental property, or if you'd just like help with maintenance or housekeeping. Call us! Paula 970-349-7687. (8/18/32).

3.300 SQUARE FOOT custom built home, 3 Bedrooms, 2.5 Bathrooms with a TV/exercise room and 2 car garage. Located approx. 5 miles south of CB, this home has a beautiful custom rock fireplace, old barn wood floors, vaulted ceilings and views of the Slate River from almost every room. You also have private fishing access on the Slate. \$4,500/mo. Kristin 970-349-6339. (8/18/63)



classifieds@crestedbuttenews.com

gas, electric & water/garbage utilities. Quiet tenants only! 1 or 2 people max. 970-596-0968. (8/25/53).

BEAUTIFUL RIVERFRONT HOME: 3000 sa.ft., 3 huae BD/3 bath, den, larae living room, kitchen/sitting nook, 2 car garage, quiet cul-de-sac, on the river, NS. Available now. Text 970-209-7058. (8/18/30).

FOR RENT: River front property with amazing views in Riverland. 3BD/2.5BA, deck, off street parking, W/D, river access. \$2000/month + F/I/D. NS. Pets negotiable. util. Avail. Sept. 5th. Call or text 720-233-4251 for more information. (8/18/39).

1BD/1BA AVAILABLE IMMEDIATELY in 2BD/2BA condo in Mt. CB. Directly across the street from the resort. Looking for a clean, responsible, reliable roommate. Currently a young professional and her very large, friendly, white Labrador. Sorry, no more pets. NS.Partially furnished bedroom. \$725/month, plus very cheap utilities. Lease until Mav 2018. Call or text Parker at 972-529-8680. (8/18/59)

CB TIMBERLINE: 2B/2B MT. \$1200p/mo, + utilities, Spacious, updated, furnished, W/D Cable TV Long term. Avail August 25th. No pets, no smoking. Call 970-596-4639, (8/18/26).

ROOM FOR RENT IN TOWN: Ski Season 6 Month lease, \$725/mo/ Year lease \$700/mo. Utilities are included. Share bathroom with 1 female. Tell me about yourself and what you are looking for in an email & I will respond. vandymac@gmail.com. (8/18/42).

LONG TERM: Sept./Oct. thru June. 2BR+/2BA two-story home in town. Comfortable furnished single family home in central CB, on bus route, 2 BR (queens) plus loft. 2 renovated full baths, one with spa. Office, eatin kitchen, mudroom, vaulted ceilings, with Vermont Castings gas fireplace plus efficient baseboard hot water heat, washer/dryer, toxin-free for the environmentally sensitive. 2 car off-street parking plus large fenced 3 lot yard with storage shed. No smokers. \$2500/mo. plus utilities. 970-349-6586. (8/18/79).