

AN ORDINANCE CONCERNING THE SALE OF LOTS ONE AND TWO (1 and 2), AND LOTS TWENTY FOUR, TWENTY FIVE, TWENTY SIX, TWENTY SEVEN, TWENTY EIGHT, TWENTY NINE, AND THIRTY, (25, 26, 27, 28, 29, and 30) IN BLOCK FORTY (40), OF THE ORIGINAL TOWNSITE OF CREEDE, NOW KNOWN AS "NORTH CREEDE".

BE IT ORDAINED by the Board of Trustees of the City of Creede, Colorado, a Town:

SECTION ONE. PURPOSE

The purpose of this Ordinance is to authorize the sale of Lots One and Two (1 and 2), and Lots Twenty Four, Twenty Five, Twenty Six, Twenty Seven, Twenty Eight, Twenty Nine, and Thirty, (24, 25, 26, 27, 28, 29 and 30) in Block Forty (40) of the original townsite of Creede, now known commonly as "North Creede". This Ordinance is authorized by C.R.S. 1973, 31-15-713, as amended, which authorizes the Board of Trustees to convey real estate, upon Ordinance duly made and without a vote of the people, upon such terms and conditions as the governing body may determine at a regular or special meeting. It is further the purpose of this Ordinance to appoint the Mayor of the Town, James E. Basham, as Commissioner of Deeds in and for the City of Creede, Colorado, a Town, for the purpose of executing the deed herein called for.

SECTION TWO. FINDINGS

The Board of Trustees of the City of Creede, Colorado, a Town, finds that it is in the best interests of the City of Creede to convey the above described real estate, by quit claim deed, surface only, retaining all oil, gas, and mineral rights of every kind and character and access thereto, to CHARLES POWELL AND LINDA POWELL as Joint Tenants and not as Tenants in Common; that under the unusual circumstances involved, and to prevent speculation and assure that benefits accrue to the Municipality, proper consideration for such conveyance is the sum of \$10.00 and other valuable consideration, and that a portion of the other valuable consideration accruing to the City of Creede is a quit claim deed of the Powells relinquishing all and any claims of any kind or character which they or their predecessors in interest had or may now have to any portion of the Lots, Blocks, Streets or Alleys within the original Townsite of Creede, (now commonly referred to as "North Creede") and including the mineral, oil, and gas rights beneath the property, except the surface rights in and to the property in the deed contemplated by this Ordinance.

SECTION THREE. ORDER

The Board of Trustees of the City of Creede, Colorado, a Town, hereby appoint Mayor James E. Basham as Commissioner of Deeds to execute a deed on behalf of the City of Creede, and orders said Commissioner of Deeds to execute a deed in quit claim form, as described above, to CHARLES POWELL AND LINDA POWELL as Joint Tenants, covering the following basic property, surface rights only, in such form as he shall see fit:

Lots One and Two (1 and 2), and Lots Twenty Four, Twenty Five, Twenty Six, Twenty Seven, Twenty Eight, Twenty Nine, and Thirty (24, 25, 26, 27, 28, 29, and 30), in Block Forty (40), of said Creede Townsite as may be more particularly described in said deed,

and to exchange such deed for a payment of \$10.00 to the City of Creede and a deed from Charles Powell and Linda Powell in quit claim form, relinquishing all other claims of the Powells in and to the original Creede Townsite, in such form as he shall determine, in his judgment.


SECTION FOUR. EFFECTIVE ORDINANCE

This Ordinance shall be in full force and effect immediately.

INTRODUCED, READ IN FULL, PASSED AND APPROVED, upon motion, second, an unanimous vote at the regular meeting of the Board of Trustees of the City of Creede, Colorado, a Town, held on the 5th day of April, 1982, and ordered published in full.

APPROVED:


Mayor James Basham

ATTEST:


City Clerk, Emma Swinehart

~~CERTIFICATE OF PUBLICATION
PUBLICATION NOT NECESSARY~~

~~I certify that the foregoing Ordinance was published in the Mineral County Miner on the _____ day of _____, 1982, and the same shall become effective 30 days subsequent to such date.~~

~~IN WITNESS WHEREOF, I have hereunto set my hand and seal of the said town, at my office in Creede, Colorado, this _____ day of _____, 1982.~~

City Clerk

SEAL