

ORDINANCE NO. 2

AN ORDINANCE APPROVING THE CONVEYANCE OF CERTAIN REAL PROPERTY

WHEREAS, certain real property, more fully described in Exhibit A attached hereto and incorporated by this reference herein ("Exhibit A Property"), has been used by the public as a portion of a roadway for an unknown number of years; and

WHEREAS, Albert E. Goodard ("Owner") is the record owner of the Exhibit A Property; and

WHEREAS, the Town of Jamestown ("Town") is the record owner of certain real property, more fully described in Exhibit B attached hereto and incorporated by this reference herein ("Exhibit B Property"); and

WHEREAS, the Exhibit B Property is not used or held for any governmental purpose; and

WHEREAS, the Town and Owner wish to enter into an agreement, attached hereto as Exhibit C and incorporated by this reference herein ("Exhibit C Agreement"), in order to resolve questions concerning the Exhibit A Property by Owner's conveyance of fee title to the Exhibit A Property to the Town in consideration for the Town's conveyance of fee title to the Exhibit B property to Owner; and

WHEREAS, the Board of Trustees believes that such conveyances are in the best interest of the Town;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF JAMESTOWN, COLORADO:

Section 1. The conveyance of the Exhibit B property by the Town to Owner and the conveyance of the Exhibit A property to the Town by Owner, such conveyances to be accomplished as provided in the Exhibit C Agreement, are hereby approved. Upon conveyance of the Exhibit A property to the Town, fee title to the Exhibit A Property shall be vested in the Town, and the Town Clerk shall cause to be prepared and recorded a map or plat describing the Exhibit A property as for public use.

Section 2. The Mayor and the Town Clerk are hereby authorized to execute the Exhibit C Agreement and such other documents as are necessary to effectuate the terms thereof.

Section 3. In the event the Exhibit C Agreement is null and void, this Ordinance shall be automatically repealed.

Section 4. The Board of Trustees herewith finds, determines, and declares that this ordinance is necessary to the immediate preservation of the public health and safety in order to clarify the status of the Exhibit A property. This ordinance shall be effective upon adoption and signature by the Mayor.

INTRODUCED, READ, ADOPTED, APPROVED, AND ORDERED PUBLISHED IN FULL  
THIS 6th DAY OF March, 1989.

TOWN OF JAMESTOWN, COLORADO

By: Colleen A. Williams  
Mayor

ATTEST:

Patsy Taylor  
Town Clerk

8/15