

**TOWN OF RICO, COLORADO
ORDINANCE NO. 2007- 5**

AN ORDINANCE OF THE TOWN OF RICO, COLORADO, AUTHORIZING THE CONVEYANCE OF PROPERTY COMMONLY KNOWN AS LOT 3, VAN WINKLE SUBDIVISION, TOWN OF RICO, DOLORES COUNTY, COLORADO FROM STEPHANIE AND MATTHEW ARNTZ TO THE TOWN OF RICO

WHEREAS, the Van Winkle Subdivision has been approved by the Board of Trustees of the Town of Rico;

WHEREAS, the Van Winkle Subdivision is necessary to reconfigure lots in order to conduct environmental remediation of the area surrounding the Van Winkle Head Frame;

WHEREAS, finalization of the Van Winkle Subdivision requires the transfer of property between the various lot owners within the subdivision;

WHEREAS, CRS Section 31-15-101 authorizes the Town to acquire real property by donation;

WHEREAS, Rico Home Rule Charter Section 14.1 authorizes the Board of Trustees of the Town of Rico to acquire such property by Ordinance;

WHEREAS, the Board of Trustees finds that the acquisition of property for the purposes of creating the Van Winkle Subdivision for environmental remediation will promote the health, safety and general welfare of the Rico community;

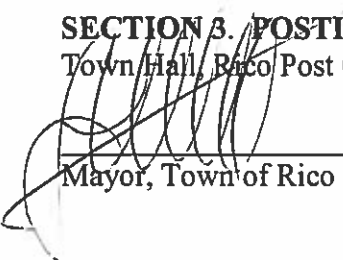
NOW, THEREFORE BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF RICO, COLORADO, the following:

SECTION 1. The Mayor, or his designee, and Town Clerk are hereby authorized to execute this Ordinance to accept conveyance of the following described real property from Stephanie and Matthew Arntz to the Town of Rico:

Lot 3, Van Winkle Subdivision, Town of Rico, Colorado

SECTION 2. EFFECTIVE DATE. This Ordinance shall be effective immediately upon final adoption and publication.

SECTION 3. POSTING AND PUBLICATION. This Ordinance shall be posted at the Town Hall, Rico Post Office, and on the Town's Website.



Mayor, Town of Rico

ATTEST: 

Town Clerk

QUITCLAIM DEED

This QUITCLAIM DEED made this ____ day of _____, 2007 by and between STEPHANIE D. and MATTHEW D. ARNTZ ("Grantors"), whose address is P.O. Box 72, Rico, Colorado, 81332, and TOWN OF RICO, COLORADO, a Colorado municipal corporation ("Grantee"), whose address is 2 Commercial Street, Rico, Rico, Colorado 81331.

WITNESS, that the Grantors, for and in consideration of adjustments of the boundaries of property conveyed to facilitate creation and approval of the Van Winkle Subdivision Plat, the receipt and sufficiency of which is hereby acknowledged, has granted, bargained and quitclaimed, and by these presents does grant, bargain and quitclaim unto the Grantee, its successors and assigns forever, all of Grantors' right, title and interest in the real property, together with improvements, if any, situate, lying and being in the County of Dolores and the State of Colorado described as follows:

See Legal Description attached as Exhibit A hereto

also known as street and number: N/A

TOGETHER with all and singular the hereditaments and appurtenances thereunto belonging, or in any way appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim and demand whatsoever of the Grantors, either in law or in equity, in and to the above quitclaimed premises, with the hereditaments and appurtenances;

TO HAVE AND TO HOLD the said premises above quitclaimed and described, with the appurtenances, unto the Grantee, its successors and assigns forever.

No documentary tax is due upon recordation of this deed because the consideration for the conveyance is less than \$500.

IN WITNESS WHEREOF, the Grantors have executed this Quitclaim Deed on the date set forth above.

Matthew D. Arntz

Stephanie D. Arntz

STATE OF COLORADO)
) ss.
COUNTY OF DOLORES)

The foregoing instrument was acknowledged before me this _____ day of _____, 2007 by Matthew D. and Stephanie D. Arntz.

Witness my hand and official seal.

Notary Public

My commission expires: _____

EXHIBIT A

(to Quitclaim Deed – Arntz to Town)

Legal Description of Property

Lot 3, Van Winkle Subdivision, Town of Rico
according to the recorded plat thereof filed for record in the office of the clerk and
recorder, County of Dolores, State of Colorado