

**ORDINANCE NO. 2004-4
TOWN OF OPHIR**

AUTHORIZING THE SALE OF THE ¼ INTEREST OF THE ATTICA LODGE

WHEREAS, the Town of Ophir has purchased a ¼ interest in the Attica Lode from the Belisle family on, or about, August 5th (referred to as “Property”); and,

WHEREAS, C.R.S. §31-15-101(1)(d) authorizes municipalities to dispose of real property; and,

WHEREAS, Glen Pauls owns ½ interest in the Attica Lode and desires to consolidate his ownership of the Attica Lode to facilitate a hydroelectric/water quality remediation project for the Carbonerro mine discharge;

WHEREAS, the General Assembly finds that disposition of the Property will promote the health, safety and general welfare of the Ophir community by facilitating water quality remediation of the Howard’s Fork Drainage;

NOW, THEREFORE, BE IT ORDAINED BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR, COLORADO, the following:

SECTION 1. DISPOSITION OF PROPERTY AUTHORIZED

The attached Contract to Buy and Sell Real Estate is hereby approved and the Mayor, Town Clerk, Town Treasurer and Town Attorney are authorized to execute such documents as may be necessary to execute the contract and close on the Property. The Mayor and Town Clerk are further authorized to execute a Power of Attorney permitting the Town Attorney or other designee to execute all closing documents on the Property.

SECTION 2. EFFECTIVE DATE. This Ordinance shall be effective 30 days after final adoption.

SECTION 3. PUBLISHING. Notice of final adoption of this Ordinance shall be published in the Telluride Daily Planet along with a brief description of the ordinance.

INTRODUCED, READ, APPROVED AND ADOPTED BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR on the 20th day of July, 2004.

READ AND APPROVED ON SECOND AND FINALLY READ BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR on the 17th day of August, 2004.

By: Monica Carey, Mayor

Attest: Randy Barnes, Town Clerk
[Town Seal]

Approved as to Form: Eric James Heil, Esq.
Town Attorney