

RESOLUTION NO. 2013-12-04

AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR THE PURCHASE OF ONE SHARE OF FORT MORGAN RESERVOIR & IRRIGATION COMPANY, ONE SHARE OF FORT MORGAN WATER COMPANY, LTD., AND ONE SHARE OF PLATTE AVENUE LATERAL COMPANY

WHEREAS, Robert and Judith Carruth, ("Seller"), are seeking to sell one share of the Fort Morgan Reservoir & Irrigation Company, one share of the Fort Morgan Water Company, Ltd., and one share of Platte Avenue Lateral Company; and

WHEREAS, the City has an interest in purchasing said shares to further supplement the City's augmentation plan and water portfolio; and

WHEREAS, the Agreement has been approved by the Seller as attached hereto and hereby incorporated in to this resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FORT MORGAN, COLORADO:

Sec. 1: The Mayor is hereby authorized to execute the **AGREEMENT** for the purchase of one share of the Fort Morgan Reservoir & Irrigation Company, one share of the Fort Morgan Water Company, Ltd., and one share of Platte Avenue Lateral Company from Robert and Judith Carruth.

INTRODUCED, PASSED, APPROVED AND ADOPTED this 17th day of December, 2013, the vote upon roll call being as follows:

Ayes: Mayor McAlister, Councilmembers Bryan, Castoe, Forstedt, Northrup, Segura and Shaver

Nays: None.

Absent /Abstain: None.

THE CITY COUNCIL OF THE CITY OF
FORT MORGAN, COLORADO

[SEAL]

BY: Terry L. McAlister
Terry McAlister, Mayor

ATTEST:

/s/ John Brennan
John Brennan, City Clerk

STATE OF COLORADO)
COUNTY OF MORGAN) ss.
CITY OF FORT MORGAN)

CERTIFICATE

I, John Brennan, City Clerk of the City of Fort Morgan, Colorado, do hereby certify that the above and foregoing **Resolution** is a true, perfect and complete copy of the **Resolution** adopted by the City Council and is identical to the original thereof appearing in the official records of the City of Fort Morgan, Colorado, and that the same has not been, since its adoption, in any respect, rescinded or amended.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of the City of Fort Morgan this 18th day of December, 2013.

/s/ John Brennan
John Brennan, City Clerk