

## **RESOLUTION NO. 2023-01-01**

### **A RESOLUTION AUTHORIZING THE CONVEYANCE OF REAL PROPERTY KNOWN AS THE SADDLE CLUB PROPERTY TO THE MORGAN COUNTY SCHOOL DISTRICT RE-3**

**WHEREAS**, The Saddle Club Property (the "Property"), as described on the attached Exhibit A, was initially owned by the City of Fort Morgan (the "City"). The City transferred the property to the Saddle Club organization while withholding a reversionary interest in the property. The Saddle Club has recently decided to return the property to the City, this transfer was completed on November 30<sup>th</sup> of 2022, and said property is adjacent to the Legion Field property; and

**WHEREAS**, the Fort Morgan City Council ("Council") is duly authorized pursuant to Fort Morgan Municipal Code §4-7-300 to dispose of the Property as determined by City Council, and the Council now wishes to convey the Property to the Morgan County School District Re-3 (the "School District") as part of the Legion Field transfer; and

**WHEREAS**, the transfer of the Saddle Club Property will have a positive impact on the City, as it will allow the school district to develop this property in ways that benefit its schools' usage; and

**WHEREAS**, the Saddle Club Property is adjacent to the Legion Field property, which was previously approved for conveyance by the City to the School District by City electors on November 6, 2018; and

**WHEREAS**, the transfer of the Saddle Club Property to the School District will strengthen the partnership between the City and the school district, and will provide additional opportunities for community enrichment; and

**WHEREAS**, the City is transferring the Property to the School District for minimal monetary consideration in exchange for the stewardship and economic opportunity provided by the School District; and

**WHEREAS**, the City Council, therefore, authorizes the conveyance of the subject Property, with the City, as "Grantor," and Morgan County School District Re-3, as "Grantee," through the execution of a Special Warranty Deed.

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

**SECTION 1.** The City Council hereby authorizes the Mayor to sign a Special Warranty Deed transferring the Property to the School District, the Property is more particularly described in the attached exhibit A.

**SECTION 2.** The City Council additionally authorizes the Mayor to execute all necessary documents associated with the conveyance and closing of the subject property.

INTRODUCED, PASSED, APPROVED AND ADOPTED this 3rd day of January, 2023, the vote upon roll call being as follows:

Ayes: Mayor Deal, Councilmembers Anderson, Garcia, Kaper, Parks, Schossow and Urdiales

Nays: None

Absent /Abstain:None



THE CITY COUNCIL OF THE CITY OF  
FORT MORGAN, COLORADO

BY:   
Lyn Deal, Mayor

ATTEST:

  
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 3rd day of January, 2023.

  
John Brennan, City Clerk

## EXHIBIT A

A Tract of land lying in the Northwest Quarter of Section 7, Township 3 North, Range 57 West of the Sixth Principal Meridian, City of Fort Morgan, County of Morgan, State of Colorado as described as follows:

Beginning at the Southwest corner of Lot 128 of the Landmark Addition to the City of Fort Morgan, marked by a Set #4 bar and cap, inscribed LS 23501; thence North along the westerly line of said Landmark Addition 138.50 feet to the Northwest corner of said lot 128, marked by a set #4 bar and cap, inscribed LS 23501; thence continuing along the westerly line of the Landmark Addition S89°59'43"W a distance of 37.96 feet to a set #4 bar and cap, inscribed LS 23501; thence continuing along said westerly line of the Landmark Addition N00°02'50"W a distance of 239.92 feet to a set #4 bar and cap, inscribed LS 2350; thence continuing along said westerly line N89°59'29"W a distance of 149.80 feet to a set #4 bar and cap, inscribed LS 23501; thence continuing along said westerly line N00°02'36"E a distance of 240.00 feet to a set P-K nail in concrete curb; thence continuing along said westerly line and the extension of the same, N89°57'32"W a distance of 399.34 feet to a set #4 bar and cap, inscribed LS 23501; thence S10°03'56"W a distance of 326.54 feet to a point on the North bank of Fort Morgan Canal; marked by a #4 bar and cap, inscribed LS 23501; thence S46°36'49"E along said North bank, a distance of 313.75 feet to a set #4 bar and cap, inscribed LS 23501, thence S38°48'39"E along said North bank, a distance of 252.42 feet, to a point on the North bank of a lateral ditch, marked by a set #4 bar and cap, inscribed LS 23501; thence N54°30'19"E along the North Bank of the lateral ditch, a distance of 251.60 feet to a set #4 bar and cap, inscribed LS 23501; thence N79°00'E a distance of 76.00 feet to the point of the beginning.

The above-described tract contains 7.307 acres more or less. TOGETHER WITH all improvements and appurtenances thereto.