

## **RESOLUTION NO. 2025-05-01**

### **A RESOLUTION AUTHORIZING THE SALE OF CERTAIN VACANT REAL PROPERTY IN NELSON'S SUBDIVISION THAT IS AN ABANDONED WELL SITE**

**WHEREAS**, the City of Fort Morgan ("City") owns the following legally described vacant real property:

That portion of Tract 6 of Nelson's Subdivision of the W1/2NE1/4 of Section 12, Township 3 North, Range 58 West of the 6th P.M., Morgan County, Colorado, described as follows:

Commencing at the SW corner of Tract 6, Nelson's Subdivision of the W1/2NE1/4 of said Section 12; thence running North 16 feet to the point of beginning; thence from this point running North 60 feet along the West boundary of said Tract 6; thence due East 30 feet; thence South 52 feet; thence due East and parallel to the South boundary of Tract 6, 1267 feet to the public highway; thence South 8 feet; thence West and parallel to the South boundary of said Tract 6 along the North fork of Number 2 Lateral, 1297 feet to the Point of Beginning (the "Property"), which Property contains approximately 10,651 square feet (0.24 acres more or less); and

**WHEREAS**, the Property is an abandoned well site and does not currently serve any purpose for the City's benefit; and

**WHEREAS**, Ryan and Anna Elrick (collectively, the "Buyer"), own real property adjacent to the Property and they would like to purchase the Property, and have agreed to incorporate the Property into their existing adjacent real property as a part of such purchase; and

**WHEREAS**, the Fort Morgan City Council ("City Council") is duly authorized to sell the Property; and

**WHEREAS**, the Buyer and the City's Director of Utilities have negotiated the material terms of a purchase agreement for the Property; and

**WHEREAS**, City Council desires to authorize the sale of the Property to the Buyer pursuant to the terms and conditions of a Purchase Agreement, attached hereto as Exhibit A, and to authorize the Mayor to execute the Purchase Agreement and all documents necessary to complete the transaction on behalf of the City.

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

**SECTION 1.** The City Council authorizes the sale of the Property in accordance with the terms and conditions set forth in the Purchase Agreement for such Property, attached hereto as Exhibit A.

**SECTION 2.** The City Council authorizes the Mayor to sign the Purchase Agreement, attached hereto as Exhibit A.

**SECTION 3.** The City Council authorizes the Mayor to execute all necessary documents associated with the closing of the sale of the Property.

INTRODUCED, PASSED, APPROVED AND ADOPTED this 20<sup>th</sup> day of May, 2025, the vote upon roll call being as follows:

Ayes: Mayor Lindell, Councilmembers Boyett, Garcia, Kaper, Morford, Parks and Schossow.

Nays: None.

Absent /Abstain: None.

THE CITY COUNCIL OF THE CITY OF  
FORT MORGAN, COLORADO

[ SEAL ]

BY:

  
Kevin Lindell, Mayor

ATTEST:

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Jill Curtis, City Clerk  
STATE OF COLORADO )  
COUNTY OF MORGAN ) ss.  
CITY OF FORT MORGAN )

## CERTIFICATE

I, Jill Curtis, 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 20<sup>th</sup> day of May, 2025.

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Jill Curtis, City Clerk

**EXHIBIT A**  
**Purchase Agreement**