

## RESOLUTION NO. 2025-11-06

### A RESOLUTION AUTHORIZING THE SALE OF CERTAIN VACANT REAL PROPERTY THAT IS AN ABANDONED WELL SITE

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

An 8.00-foot-wide parcel of land, owned by the City of Fort Morgan as an abandoned well site, and lying within that parcel of land described at Reception No. 951984, Morgan County Records, being a part of the Southwest Quarter of the Northeast Quarter of Section 12, Township 3 North, Range 58 West of the 6TH P.M., County of Morgan, State of Colorado, being more particularly described as follows:

Commencing at the Southeast Corner of the Southwest Quarter of the Northeast Quarter of said Section 12, and considering the South line of the Southwest Quarter of the Northeast Quarter of said Section 12 to bear South 89°35'30" West with all bearings herein relative thereto;

Thence South 89°35'30" West along the South line of the Southwest Quarter of the Northeast Quarter of said Section 12 a distance of 40.00 feet to a point lying on the West Right-of-Way line of Morgan County Road 17.7 (Nelson Road);

Thence North 00°12'17" East, along the West Right-of-Way Line of said Morgan County Road 17.7 (Nelson Road), a distance of 16.00 feet to the Point of Beginning;

Thence South 89°35'30" West, being parallel to the South line of the Southwest Quarter of the Northeast Quarter of said Section 12, a distance of 160.70 feet to a point on the West line of that parcel of land described at Reception No. 951984, Morgan County Records;

Thence North 00°07'02" East along the West line of that parcel described in at said Reception No. 951984, Morgan County Records, a distance of 8.00 feet;

Thence North 89°35'30" East, being parallel to the South line of the Southwest Quarter of the Northeast Quarter of said Section 12, a distance of 160.72 feet to a point on the West Right-of-Way line of said Morgan County Road 17.7 (Nelson Road);

Thence South 00°12'17" West along the West Right-of-Way line of said Morgan County Road 17.7 (Nelson Road), a distance of 8.00 feet to the Point of Beginning (the “Property”), which Property contains approximately 1,286 square feet (0.03 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**, Jose A. Ontiveros Luna (the "Buyer"), owns real property adjacent to the Property and he would like to purchase the Property; 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 18<sup>th</sup> day of November, 2025, the vote upon roll call being as follows:

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

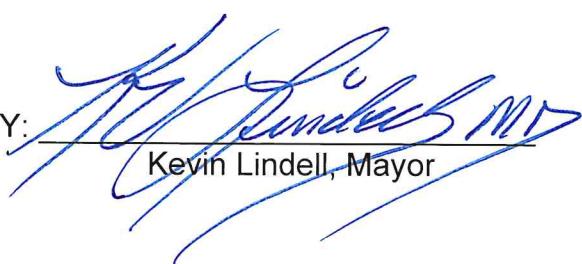
Nays: None

Absent /Abstain: None



THE CITY COUNCIL OF THE CITY OF FORT MORGAN, COLORADO

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 18th day of November, 2025.

  
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Jill Curtis, City Clerk

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