

ORDINANCE NO. 611

AN ORDINANCE REAFFIRMING THE AUTHORIZATION ^{OF} THE SALE OF CERTAIN LANDS OF THE CITY OF LAS ANIMAS TO BENT COUNTY, COLORADO, A POLITICAL SUBDIVISION OF THE STATE OF COLORADO.

WHEREAS, the City of Las Animas was the owner of the following described real property:

A tract of land lying in Bent County, Colorado in U.S. Lot No. 1 South of the Arkansas River in Section 3, Township 23 South, Range 52 West of the 6th P.M. and more particularly described as follows:
Beginning at the SE corner of River Lot No. 1 of said Section 3 as monumented by a 2 1/2" aluminum pipe and 3 1/4" marked cap PLS 12103; thence on a true (GPS) bearing of North 57°20'36" West, 639.66 feet to the True Point of Beginning; thence North 88°41'01" West, 196.16 feet; thence North 1°26'34" East, 655.56 feet to the Southerly right of way line of the levee constructed by the Albuquerque District Corps of Engineers and the Arkansas River Conservancy District; thence North 85°32'26" East along said levee line, 179.42 feet; thence South 0°03'40" East, 673.81 feet to the True Point of Beginning. All corners are monumented by 5/8" rebars and aluminum caps marked PS, INC., PLS 12103. The Tract contains 2.86 acres.

WHEREAS, the City of Las Animas' real property is located generally in an area where the County of Bent has an interest in developing the same; and

WHEREAS, the City previously transferred the real property to Bent County, and the authorizing ordinance provided for a right of reversion to the City of Las Animas; and

WHEREAS, the City is desirous of removing any requirements concerning a right of reversion; and

WHEREAS, it would be in the public interest to provide for a transfer of the above described tract;

SECTION 1. That the Mayor and City Clerk of the City of Las Animas are authorized to transfer the real property (described above) by Warranty Deed to the County of Bent.

SECTION 2. That the Mayor and City Clerk are authorized to execute any additional conveyance documents in addition to any conveyance documents previously executed, so as to authorize a change. Said conveyance documents may be additional Correction Warranty Deeds or Quit Claim Deeds.

SECTION 3. That any prior right of reversion to the City of Las Animas as pertains to the above described property, is hereby rescinded in its entirety.

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SECTION 4. That it is hereby found and determined by the Council that there exists an immediate need for the rezoning of this property so that the current and projected uses will be permitted. As a result of the foregoing, the Council hereby declares that an emergency exists, and that this Ordinance is necessary to the immediate preservation of the public health and safety, all in accordance with §31-16-105, C.R.S.

SECTION 5. That this Ordinance shall take effect upon adoption by the affirmative vote of three-fourths (3/4) of the members of the Council and after publication as required by law.

ADOPTED on first reading this 14th day of December, 1998.

PASSED on second reading this 28TH day of December, 1998.

CITY OF LAS ANIMAS


By: William F. Howland, Mayor

ATTEST:


Leslie J. Urcel, City Clerk

