

Colorado))
Montrose))
SS.

Morris G. Hearnberger

certify that I am publisher of the weekly newspaper of general circulation and published in the Town of Montrose, State of Colorado; newspaper has been continuously and regularly so published in such county weeks prior to the first publication annexed notice; and that said newspaper for the purpose of said notice of the laws of Colorado; and that a of which the annexed is a true copy has published in the aforesaid newspaper

consecutive and regular and entire hereof, and that the first publication notice was in the issue of said newspaper dated March 23, 1967 in the said publication thereof.

Morris G. Hearnberger
PUBLISHER

and and sworn to me

Morris G. Hearnberger
Notary Public
Commission expires January 14, 1970

LEGAL NOTICE

ORDINANCE NO. 91

AN ORDINANCE TO CONTRACT AN INDEBTEDNESS ON BEHALF OF THE TOWN OF NUCLEA, COLORADO, HEREOF, BY ISSUING NEGOTIABLE COUPON BONDS OF SAID TOWN OF THE TOTAL PAL SUM OF \$70,000, FOR THE PURPOSE OF EXTENDING AND IMPROVING THE WATERWORKS SYSTEM OF THE SAID TOWN BY DESCRIBING THE FORM OF SAID BONDS, OF PAYING AND FOR THE APPLICATION THEREOF, AND A SYSTEM TO PAY SAID BONDS AND THE INTEREST THEREON, AND DECLARING AN EMERGENCY.

WHEREAS, a majority of the voters of the Town of Nuclea, Colorado, who were engaged in the question at law, voting on the issue for the municipal election herebefore held in said Town, by their vote approved and authorized the Board of Trustees of said Town to erect a system of waterworks for fire and domestic purposes, the same to be owned and operated by the Town; and WHEREAS the said Town did erect and ever since said Town has owned, operated and maintained a system of waterworks for the purpose of supplying said Town and its inhabitants with water for fire and domestic purposes; and

WHEREAS, it is necessary to extend and improve the waterworks system in order to supply the said Town and the inhabitants thereof with a proper and adequate supply of water; and

WHEREAS, there are not sufficient funds in the treasury of said Town to provide for such purpose, and the Board of Trustees deem it advisable and necessary to issue negotiable coupon bonds of said Town for that purpose;

THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF NUCLEA, MONTROSE COUNTY, COLORADO:

Section 1. That for the purpose of providing funds for supplying said Town with water for improving and extending the waterworks system of the Town, the Town shall issue its negotiable coupon bonds in the principal sum of \$70,000, in dated March 1, 1967, in lawful money of the United States of America, consisting of 70 bonds in the denomination of \$1,000 each, numbered 1 to 70, inclusive, bearing interest at the rate of 4-5/8% per annum payable September 1, 1967, and semi-annually thereafter on the 1st day of March and the 1st day of September, each year, as evidenced by interest coupon attached to said bonds, and maturing on September 1, as follows:

Amount	Maturing
\$30,000	1975 to 1977, ind.
10,000	1978

Said bonds shall not be callable for redemption prior to maturity. Said bonds and the coupons there to attached shall be payable at the office of the Town Treasurer, in Nuclea, Colorado.

Said bonds shall be signed by the manual signature of the Mayor of said Town, attested and countersigned with a facsimile signature of the Town Clerk and Treasurer, sealed with a facsimile of the seal of said Town, and shall be recorded in a book kept for that purpose by the Town Clerk. All coupons shall bear the facsimile signature of the Treasurer of said Town. Should any officer whose signature or facsimile signature appears on said bonds, or the coupons there to attached cease to be such officer before delivery of the bonds to the purchaser, such signature or facsimile signature shall nevertheless be valid and enforceable for all purposes.

Noting for:

STATES OF AMERICA
COUNTY OF MONTROSE
TOWN OF NUCLEA
WATER EXTENSION BOND
\$1,000
The Town of Nuclea, in the County of Montrose and State of Colorado, acknowledge itself indebted and hereby promises to pay to the bearer hereof, the sum

of the legal notice

Board of Trustees of the Town of Nuclea, Colorado, for the purpose of supplying said Town and its inhabitants with water by extending and improving the waterworks system of the Town, under the authority of and in full conformity with the Constitution of the State of Colorado, the provisions of Chapter 139, Colorado Revised Statutes, 1963, as amended, and all other laws thereto enabling said Town duly elected and made a law of said Town prior to the issuance of this bond.

It is hereby certified and recited that all the requirements of law have been fully complied with by the proper officers of said Town in the issuance of this bond, that the total debt of the Town, including that of this bond, does not exceed any limit of indebtedness prescribed by the Constitution or laws of the State of Colorado, and that provision has been made for the payment and collection of a general annual tax on all the taxable property in said Town and for the application of available tax revenues of such waterworks system sufficient to pay the interest on and principal of this bond within the same business day.

The full faith and credit of the Town of Nuclea, Colorado, are hereby pledged for the punctual payment of the principal of and interest on this bond.

IN TESTIMONY WHEREOF, the Board of Trustees of the Town of Nuclea, Colorado, has caused this bond to be signed with the manual signature of the Mayor of said Town, sealed with a facsimile of the seal of the Town, attested and countersigned with a facsimile signature of the Town Clerk and Treasurer, and the coupons here to attached to be signed with the facsimile signature of the Town Treasurer as of the 1st day of March, 1967.

(Do not sign)
Mayor
(FACSIMILE)
(SEAL)
(Facsimile signature)
(Town Clerk signature)
(Facsimile signature)
(Town Treasurer signature)

No. 91-11 \$23,13
91-12 \$23,12
On the 1st day of March, 1967, the Board of Trustees of the Town of Nuclea, Colorado, did pass and give in full faith and credit of the Town of Nuclea, Colorado, the amount shown herein in lawful money of the United States of America, at the office of the Town Treasurer, in Nuclea, Colorado, being interest shown due on its Water Extension Bond, dated March 1, 1967, bearing

Section 3. Green said bonds have been duly executed, the Mayor and the Town Clerk are hereby directed to deliver said bonds to the purchaser thereof upon receipt of the purchase price of said bonds. The proceeds of said bonds shall be used for the purpose of supplying the said Town and its inhabitants with water by extending and improving the waterworks system of the Town and for costs and expenses incidental to the issuance of the bonds authorized herein, and for no other purpose whatever, but neither the original purchaser of said bonds, nor the subsequent holder of any of them shall be in any way responsible by this Town, or any of its officers, of any of the funds derived from the sale thereof.

Section 4. If necessary, the interest due on said bonds on September 1, 1967, shall be advanced from the water or other funds of the Town available therefor.

and operation. Upon the application of such net revenues or any other funds that may be in the Town Treasury and available for that purpose, to the payment of interest or principal of said bonds at the same respective maturity as the law or laws herein provided thereupon to that extent provided. The sums herein provided to meet the interest on said bonds and to discharge the principal thereof when due, are the principal amount for that purpose, and said amounts for each year shall also be included in the annual budget and the appropriation bill to be adopted and passed by the Board of Trustees of the Town, each year respectively.

Section 5. That it shall be the duty of the Board of Trustees of the Town, annually, at the time and in the manner provided in law for levying other Town Taxes if such action shall be necessary to effectuate the provisions of this Ordinance, to ready and carry out the provisions hereof with reference to the levying and collection of taxes; and said Town shall, in the manner provided in law for the payment of the principal of the bonds and the interest thereon, and such taxes, when collected, shall be kept for on and applied only to the payment of said bonds, as hereinabove specified.

Section 7. All ordinances heretofore in conflict with the provisions hereof, are hereby repealed.

Section 8. That after said bonds are issued, this Ordinance shall be and remains irrevocable until said bonds and the interest thereon shall have been fully paid and discharged and discharged.

Section 9. If any court of competent jurisdiction should ever determine that any part of the Ordinance is invalid or unenforceable, such determination shall not affect the remaining parts hereof, the intention being to make the provisions herein severable.

Section 10. That this Ordinance immediately on its passage of this date shall be recorded in the Ordinance book kept for that purpose and authenticated by the signature of the Mayor and Clerk, and shall be published in the Nuclea Press as provided by law.

Section 11. By reason of the fact that said improvements or extensions are imperatively needed in order that the Town and its inhabitants may be properly and adequately supplied with water, it is hereby declared that an emergency exists and that this Ordinance is necessary to the health, safety and welfare of the Town.

ADMITTED AND APPROVED
This 9th day of March, 1967.
/s/ Victor B. Brown
Mayor
(SEAL)
ATTEST:
/s/ John R. Sherrill
Town Clerk
Published March 23, 1967