ORDINANCE NO. 2006-2
TOWN OF OPHIR
AUTHORIZING THE PURCHASE OF THE GAME BIRD MINING CLAIMS

WHEREAS, the San Miguel Conservation Foundation has purchased the Gamebird Mining Claims (collectively referred to as "Property"); and,

WHEREAS, C.R.S. §31-15-101(1)(d) authorizes municipalities to acquire real property; and,

WHEREAS, the Town of Ophir Master Plan desires to preserve mining claims as open space in the Ophir Valley area and a recent Ophir Questionnaire further supports preservation of mining claims in the Ophir Valley area as open space;

WHEREAS, the General Assembly finds that acquisition of the Property will promote the health, safety and general welfare of the Ophir community by preserving surrounding land as open space and by reducing the potential future development in the Ophir Valley;

NOW, THEREFORE, BE IT ORDAINED BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR, COLORADO, the following:

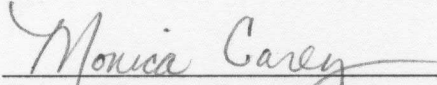SECTION 1.   ACQUISITION OF PROPERTY AUTHORIZED

The attached Contract to Buy and Sell Real Estate is hereby approved and the Mayor, Town Clerk, Town Treasurer and Town Attorney are authorized to execute such documents as may be necessary to execute the contract and close on the Property. The Mayor and Town Clerk are further authorized to execute a Power of Attorney permitting the Town Attorney or other designee to execute all closing documents on the Property.
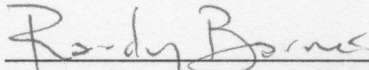
SECTION 2.   EFFECTIVE DATE.   This Ordinance shall be effective immediately upon final adoption.
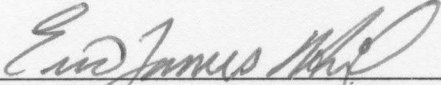
SECTION 3.   PUBLISHING.   Notice of final adoption of this Ordinance shall be published in the Telluride Daily Planet along with a brief description of the ordinance.

INTRODUCED, READ, APPROVED AND ADOPTED BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR on the 21st day of March, 2006.

READ AND APPROVED ON SECOND AND FINALLY READ BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR on the 16th day of May, 2006.

By: Monica Carey, Mayor

Attest: Randy Barnes, Town Clerk
[Town Seal]

Approved as to Form: Eric James Heil, Esq.
                           Town Attorney