

**ORDINANCE NO. 2005-2**

**TOWN OF OPHIR**

**AUTHORIZING THE PURCHASE OF THE FERRIC OXIDE MINING CLAIM**

**WHEREAS**, the estate of Vera L. Belisle owns the Ferric Oxide mining claim (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 and the Agreement to Amend/Extend 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.

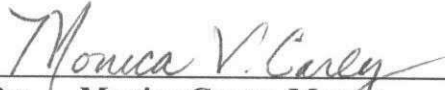
The Mayor and Town Clerk are further authorized to execute a Power of Attorney permitting the Town Attorney or other designee to execute all closing documents on the Property.

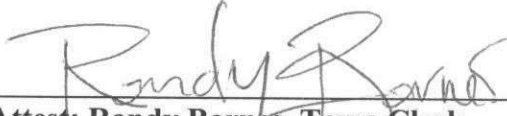
**SECTION 2. EFFECTIVE DATE.** This Ordinance shall be effective immediately upon final adoption.


**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 15<sup>th</sup> day of February, 2005.**

**READ AND APPROVED ON SECOND AND FINALLY READ BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR on the 15<sup>th</sup> day of March, 2005.**

  
By: Monica Carey, Mayor

  
Attest: Randy Barnes, Town Clerk  
[Town Seal]

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