

RESOLUTION NO. 118

WHEREAS, the Town of Rico claims a right easement across property owned by Rico Development Company and across Lots 5 and 6, Block 25, Town of Rico; and

WHEREAS, there is an action pending in the District Court, Dolores County, State of Colorado, Case No. 93CV12 seeking a judicial determination of the rights of the parties; and

WHEREAS, RDC has offered to grant as easement to the Town for the location of Hancock Street; and

WHEREAS, the Town is desirous of locating Hancock Street on its platted location and accepting an easement for the continuation of Hancock Street through the RDC property.

NOW THEREFORE, be it resolved by the Town Board of Trustees of the Town of Rico

1. The Mayor is hereby authorized to execute the Quit Claim deed to Alan Fraser Houston and K. Jourdan Houston (Exhibit A).
2. The Mayor is hereby authorized to execute the Quit Claim deed to Rico Development Corporation (Exhibit B).
3. The Town hereby accepts the Grant of Easements from Rico Development Corporation (Exhibit C) and instructs its Attorney, Richard D. Unruh to enter into a motion to dismiss the action in the Dolores County District Court, 93CV12.

Read and adopted this 22nd day of March at the regular Town Board of Trustees meeting.

Attest:

Linda Yellowman
Town Clerk

Becky Small
Mayor Protem