

TOWN OF WINDSOR

RESOLUTION NO. 2012-45

A RESOLUTION APPROVING AN OIL AND GAS LEASE, AND RELATED TERMS, BETWEEN THE TOWN OF WINDSOR, COLORADO, AND GRIZZLY PETROLEUM COMPANY, LLC, AND AUTHORIZING THE MAYOR TO EXECUTE SAME (“GRIZZLY LEASE #2”)

WHEREAS, the Town of Windsor (“Town”) is a Colorado Home Rule Municipality, with all powers and authority vested pursuant to law; and

WHEREAS, the Town is the owner of certain mineral interests located beneath Town-owned property within Sections 19, 20 and 29, Township 6, Range 67 West, 6th P.M; and

WHEREAS, under Colorado law, the owners of mineral interests have a right to exploit, extract and put to beneficial use all minerals beneath the surface of the land; and

WHEREAS, the oil and gas deposits located within Weld County have drawn increasing interest from oil and gas extraction firms; and

WHEREAS, as is the case within Weld County, the Town’s oil and gas interests have become a source of particular interest to oil and gas extraction firms; and

WHEREAS, Grizzly Petroleum, LLC (“Grizzly”) has approached the Town with terms and conditions for the leasing of Town-owned oil and gas rights beneath Town-owned property, consisting of approximately 60 mineral acres; and

WHEREAS, the Town’s Oil and Gas Special Counsel has negotiated a proposed Lease Agreement with Grizzly, the terms and conditions of which are set forth in the attached “Oil and Gas Lease”, incorporated herein by this reference as if set forth fully; and

WHEREAS, the terms and conditions of the attached Oil and Gas Lease are consistent with the market and with prevailing oil and gas exploration practices within Weld County; and

WHEREAS, the attached Oil and Gas Lease specifically provides that no oil and gas activity will take place on the surface of any Town-owned property; and

WHEREAS, the Town’s Oil and Gas Special Counsel has recommended that the attached Oil and Gas Lease be approved by the Town Board; and

WHEREAS, the Town Board has concluded that the attached Oil and Gas Lease is beneficial to the public interest, in that it allows the Town to derive revenue from existing Town-owned resources; and

WHEREAS, the within Resolution is deemed to promote the public health, safety and welfare.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF WINDSOR, COLORADO as follows:

1. The attached Oil and Gas Lease is hereby approved.
2. The Mayor is hereby authorized to execute the attached Oil and Gas Lease on behalf of the Town.

Upon motion duly made, seconded and carried, the foregoing Resolution was adopted this 11th day of June, 2012.

TOWN OF WINDSOR, COLORADO

By: _____

John S. Vazquez
John S. Vazquez, Mayor

ATTEST:

Patti Garcia
Patti Garcia, Town Clerk



TRACT 8

Township 6 North, Range 67 West of the 6th P.M

Section 29: A parcel of land being a part of the SW/4NE/4 described as follows: Beginning at the southeast corner of said 40 acre subdivision which point is marked by a stone; thence N. 0° 15' East on the east boundary line of said 40 acre tract a distance of 895 feet to a point; thence S. 30° 24' West a distance of 214 feet to a point; thence S. 0° 14' East a distance of 710 feet to a point on the south boundary line of said 40 acre subdivision; thence E. 102 feet to the point of beginning .

Containing 1.94 acres, more or less.

TRACT 9

Township 6 North, Range 67 West of the 6th P.M


All dedicated streets, roads and alleys, being in the S/2 of Section 20 and the W/2NE/4 of Section 29, belonging to the Town Of Windsor.

Containing 26.14 acres, more or less.

Total acres of all tracts combined being 60.431 acres, more or less.

TOWN OF WINDSOR, A COLORADO MUNICIPAL CORPORATION

By:


Kelly Arnold, as Board Vice President Town Manager
for Town Of Windsor, a Colorado Municipal Corporation