

TOWN OF WINDSOR

RESOLUTION NO. 2013-48

A RESOLUTION APPROVING THREE "EAST SIDE" NO-SURFACE-OCCUPANCY OIL AND GAS LEASES, AND RELATED TERMS, BETWEEN THE TOWN OF WINDSOR, COLORADO, AND TEKTON WINDSOR, LLC, AND AUTHORIZING THE MAYOR TO EXECUTE SAME (85.482 TOTAL ACRES, including 25.131 acres in Section 7, 56.541 acres in the North Half of Section 21, and 3.81 acres in the South Half of Section 21).

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 7 and 21, Township 6 North, Range 67 West, 6th P.M, Weld County, Colorado; 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 interest to oil and gas extraction firms; and

WHEREAS, Tekton Windsor, LLC ("Tekton") 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 85.482 net mineral acres; and

WHEREAS, the Town's Oil and Gas Special Counsel has negotiated proposed Lease Agreements with Tekton, the terms and conditions of which are set forth in the attached "Oil and Gas Leases", incorporated herein by this reference as if set forth fully; and

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

WHEREAS, the attached Oil and Gas Leases 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 Leases be approved by the Town Board; and

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

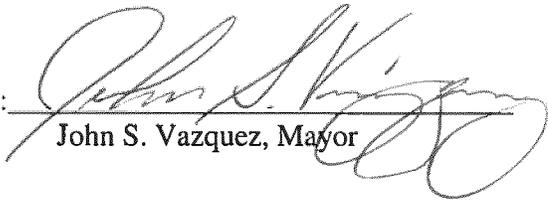
WHEREAS, the within Resolution is deemed to promote the public health, safety and welfare.

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

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

Upon motion duly made, seconded and carried, the foregoing Resolution was adopted this 26th day of August, 2013.

TOWN OF WINDSOR, COLORADO

By: 
John S. Vazquez, Mayor

ATTEST:


Patti Garcia, Town Clerk

