

RESOLUTIONS, ORDINANCES AND ORDERS
1984

	1-84	CLOSING DOLORES NORWOOD RD 12-15 TO 3-15
-84	1-84	OIL & GAS LEASE MARATHON OIL CO
ORDER	2-84	ORMISTON FUND - ANNA M TULLIS
-84	3-84	SW EDD - SUPPORT
ORDER	4-84	PETTY CASH \$100 TO FAIRGROUND - ANNEX
-84	4-84	CONSERVATION TRUST FUND APPROPRIATE
-84	5-84	RETIREMENT - EDITH DENTON
-84	5-84	SINGLE FAMILY MORTGAGE REVENUE BONDS
ORDER	6-84	PAY INVESTIGATION LIQUOR LICENSE ECHO BASIN
-84	7-84	REMOVE BODIES FROM SLEEPING UTE MEM GARDENS CEM.
ORDER	7-84	ORMISTON FUND - NADINE BAILEY
-84	9-84	INDUSTRIAL DEV PROJECT - TRIAD WESTERN CONST.
-84	10-84	EQUIPMENT LEASE
ORDER	11-84	ORMISTON FUND - WALLACE KERMODE
-84	11-84	RETIREMENT - LORENA ANTES
0-84	11-84	SET MILL LEVIES
1-84	11-84	ADOPTING BUDGET - 1985
2-84	11-84	APPROPRIATE SUMS OF MONEY
3-84	MISSING	
4-84	11-84	TO AMEND BUDGET
5-84	11-84	AMEND SOCIAL SERVICES BUDGET
6-84	12-84	RELEASE DEVELOPER DEPOSIT TO RE-6
ORDER	12-84	RELEASING FUNDS TO RE-6
7-84	12-84	REIMBURSE CO OFFICIALS FOR PUNITIVE DAMAGES
ORDER	12-84	TRANSFER FROM R/S FUND TO R & B FUND
8-84	12-84	AMENDED BUDGET
9-84	12-84	AMEND APPROPRIATIONS R & B FUND
0-84	12-84	LEAF CONTRACT
1-84	12-84	CDBG FUNDS
2-84	12-84	INDUSTRIAL DEV REV BONDS

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 27th day of December, 1984, with the following persons in attendance:

Commissioners: W.C. Bauer, Floyd Ray,
and Roy Henneman.

Commissioners absent: _____

County Clerk and Recorder: Jean DeGraff

County Attorney: Grace S. Merlo

County Administrator: Thomas J. Weaver
the following proceedings, among others, were taken:

RESOLUTION 21-84

WHEREAS: Southwestern Colorado Economic Development District is in the process of filing an application for CDBG funds for a revolving loan, and

WHEREAS: Southwestern Colorado Economic Development District has asked for support from Montezuma County in this application, and

WHEREAS: Montezuma County has experienced economic limitation in attracting and maintaining small business, and

WHEREAS: Montezuma County is willing to support this application.

NOW THEREFORE BE IT RESOLVED THAT:

- 1) Montezuma County will cooperate to co-sponsor the application in which Dolores County is acting as lead applicant to obtain CDBG funds to establish a regionwide revolving loan fund.
- 2) Montezuma County will appoint a representative to serve on a regionwide loan review committee.
- 3) Montezuma County will, if necessary, hold a public hearing on community development needs and priorities to be included on a regular meeting agenda.

Commissioners voting aye in favor of the Resolution were:

W.C. Bauer, Roy Henneman, and Floyd M. Ray
Commissioners voting Nay: _____

_____, _____, and _____
Signature Signature Signature

Chief Dep Dorothy Higgins
County Clerk and Recorder
Montezuma County, Colorado

I certify that the above Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

Dated this 27th day of Dec, 1984.

(SEAL)

Chief Dep Dorothy Higgins
County Clerk and Recorder
Montezuma County, Colorado

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 27th day of December, 19 84, with the following persons in attendance:

Commissioners: W.C. Bauer, Floyd Ray,
and Roy Henneman.

Commissioners absent: _____

County Clerk and Recorder: Jean DeGraff

County Attorney: Grace S. Merlo

County Administrator: Thomas J. Weaver
the following proceedings, among others, were taken:

RESOLUTION # 20 - 84

WHEREAS: The Board of County Commissioners of Montezuma County, Colorado has been requested by the Colorado Department of Highways, Division of Highway Safety, to comply with State law by passing a resolution approving the Law Enforcement Assistance Fund (LEAF).

Now Therefore Be It Resolved: That the Montezuma County Commissioners agree with the terms of the LEAF Contract and has granted approval and signature by the Chairman of the Board.

Commissioners voting aye in favor of the Resolution were:

W.C. Bauer, Roy Henneman, and Floyd M. Ray
Commissioners voting Nay: _____

_____, _____, and _____
Signature Signature Signature

Chief Rep Dorothy Hignans
County Clerk and Recorder
Montezuma County, Colorado

I certify that the above Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

Dated this 27th day of December, 19 84.

(SEAL)

Chief Rep Dorothy Hignans
County Clerk and Recorder
Montezuma County, Colorado

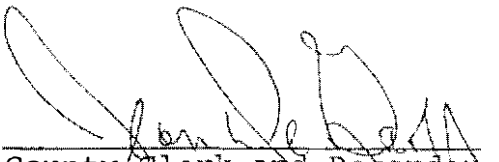
STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

I, Jean DeGraff, County Clerk and Recorder of the County of Montezuma, in the State of Colorado, do hereby certify that the foregoing pages numbered 1, constitute a true and correct copy of the Record of Proceedings of the Board of County Commissioners of the County, taken at a regular meeting of the Board, held at 109 W. Main in Cortez, Colorado, on Thursday, the 27th day of December, 1984, commencing at the hour of 9:00 a.m., as recorded in the official Record of the Proceedings of the County kept in my office, insofar as said proceedings relate to the Law Enforcement Assistance Fund (LEAF), that said proceedings were duly had and taken; that the meeting was duly held; and the persons were present at said meeting as therein shown.

That the original resolution has been duly authenticated by the signatures of the Chairman, W. C. Bauer; Commissioners Roy Henneman and Floyd M. Ray and myself, as County Clerk and Recorder of the County, numbered #20-84 and sealed with the corporate seal of the County.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the seal of the County of Montezuma, Colorado, this 27th day of December, 1984.





County Clerk and Recorder
Jean DeGraff

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado duly convened and held the 27th day of December, 1984, with the following persons in attendance:

Commissioners: W.C. Bauer, Floyd Ray,
and Roy Henneman.

Commissioners absent: _____

County Clerk and Recorder: Jean DeGraff

County Attorney: Grace S. Merlo

County Administrator: Thomas J. Weaver

the following proceedings, among others, were taken:

RESOLUTION # 19 - 84

WHEREAS, the Board of County Commissioners of Montezuma County, Colorado did adopt the 1984 budget and did appropriate funds to the Road and Bridge Fund, and;

WHEREAS, due to unanticipated expenses and capital needs, and the fact Mineral Leasing and P.I.L.T. revenues were more than anticipated at the time the 1984 budget was adopted, it now becomes necessary the appropriations for the Road and Bridge Fund be amended for the 1984 Budget.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Montezuma County, Colorado the 1984 Budget appropriations for the Road and Bridge Fund is hereby increased from \$1,391,050 to \$1,713,741.

Commissioners voting aye in favor of the Resolution were:

W.C. Bauer, AND Floyd Ray,
AND Roy Henneman.

Commissioners voting nay: None

Commissioners voting aye: W.C. Bauer
Roy Henneman
Floyd M Ray

Chief Dep Dorothy Higman
County Clerk and Recorder
Montezuma County, Colorado

I certify that the above and foregoing resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

Dated this 27th day of December, 1984.

(SEAL)

Chief Dep Dorothy Higman
County Clerk and Recorder
Montezuma County, Colorado

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 27th day of December, 1984, with the following persons in attendance:

Commissioners W.C. Bauer, and Floyd Ray
and Roy Henneman.

Commissioners absent:

County Clerk and Recorder: Jean DeGraff

County Attorney: Grace S. Merlo

County Administrator: Thomas J. Weaver

the following proceedings, among others, were taken:

RESOLUTION # 18-84

WHEREAS, the Board of County Commissioners of Montezuma County, Colorado did adopt the 1984 Budget and did appropriate funds to the General Fund, and;

WHEREAS, due to unanticipated capital needs and operating expenses and the fact that Federal Payment In Lieu of Taxes revenue was not anticipated at the time the budget was adopted it now becomes necessary to amend the appropriations for 1984.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Montezuma County, Colorado the 1984 Budget appropriation for the General Fund is hereby increased from \$2,456,700 to \$2,617,163.

Commissioners voting aye in favor of the Resolution were:

W.C. Bauer, and Floyd Ray,
and Roy Henneman.

Commissioners voting nay: _____.

Chief Dep. Dorothy Higman
County Clerk and Recorder
Montezuma County, Colorado

I certify that the above and foregoing resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

Dated this 27th day of December, 1984.

(SEAL)

Dorothy Higman

THE BOAR OF COUNTY COMMISS IONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of
Montezuma County, Colorado, duly convened and held the
10th day of December, 1984, with the following
persons in attendance:

Commissioners: W.C. Bauer, Floyd Ray,
and Roy Henneman.

Commissioners absent: _____

County Clerk and Recorder: Jean DeGraff

County Attorney: _____ w

the following proceedings, among others, were taken:

RESOLUTION 17-84

WHEREAS: Montezuma County employs people in various
county departments, and

WHEREAS: These county employees and elected officials
are required to perform according to their respective job
descriptions, and

WHEREAS: County employees and elected officials are
subject to legal action as a result of their described
activities, and

WHEREAS: Legal action against county employees and
elected officials may result in the award of punitive
damages against a defendant.

NOW THEREFORE BE IT RESOLVED: That the Board of
Commissioners for Montezuma County does elect to reimburse
any employee or elected official for punitive damages
except in those situations where the employee has committed
a tortious act.

Commissioners voting aye in favor of the Resolution were:

W.C. Bauer, Floyd Ray, and Roy Henneman

Commissioners voting Nay: _____

[Signature]
Signature

[Signature]
Signature

[Signature]
Signature

[Signature]
County Clerk and Recorder
Montezuma County, Colorado

I certify that the above Resolution is a true and correct copy of
same as it aDnPM in the minutes of the Board of County Commissioners.

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 3rd day of December, 1984, with the following persons in attendance:

Commissioners: W.C. Bauer, Floyd Ray,
and Roy Henneman.

Commissioners absent: _____

County Clerk and Recorder: Jean DeGraff

County Attorney: _____

the following proceedings, among others, were taken:

RESOLUTION 16-84

WHEREAS: Montezuma County requires a 5 percent deposit to be made by subdivision developers, and

WHEREAS: This money is intended to be used by the public schools for facilities, and

WHEREAS: School District RE-6 in the Mancos area has applied to the Board of Commissioners for release of these funds.

NOW THEREFORE BE IT RESOLVED: That the Board of Commissioners of Montezuma County does authorize release of these funds in the amount of \$13,018.25.

Commissioners voting aye in favor of the Resolution were:

W.C. Bauer, Floyd Ray, and Roy Henneman

Commissioners voting Nay: _____

W.C. Bauer Signature Roy Henneman Signature and Floyd Ray Signature
Jean DeGraff
County Clerk and Recorder
Montezuma County, Colorado

I certify that the above Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners

Montezuma County Social Services Fund

RESOLUTION TO CHANGE BUDGET 15-44

Be it resolved that on this 26th day of November, 1984 the
Montezuma County Board of Social Services authorizes transfer of funds in
the Social Services budget for the calendar year 1984 as shown below:

Increase

Supplemental security income/colorado
Supplemental Aid to the Needy Disabled.

Authorized Expenditures for SSI/CS/AND 241,1105 \$ 3,000.00

Account Title Acct. No.

and Decrease

Ute Aid to Families of Dependent Children
Foster Care

Authorized Expenditures for Ute AFDC-FC 241,1200 \$ 3,000.00

Account Title Acct. No.

Increase

Estimated Revenue State Grants for SSI/CS/AND 171,1105 \$ 2,400.00

Account Title Acct. No.

and Decrease

Estimated Revenue State Grants for Ute AFDC-FC 171,1200 \$ 2,400.00

Account Title Acct. No.

for reason that The Supplemental Security Income/colorado
Supplemental Aid to the Needy Disabled fund is insufficient to
meet the November payroll and no budgeted funds have been
expended from the Ute AFDC-FC fund.

Adopted this 26th day of November, 1984.

Signed

[Signature]
Chairman, County Social Services
Board

[Signature]
Montezuma County Clerk

Montezuma County Social Services Fund

RESOLUTION TO CHANGE BUDGET 14-84

Be it resolved that on this 26th day of Nov., 1984 the
Montezuma County Board of Social Services authorizes transfer of funds in
the Social Services budget for the calendar year 1984 as shown below:

Increase

Aid to Families of Dependent Children

Authorized Expenditures for AFDC 241.1101 \$ 60,000.00
Account Title Acct. No.

and Decrease

Wt AFDC-FC
Authorized Expenditures for AFDC-FC 241.1200 \$ 60,000.00
Account Title Acct. No.

Increase

Estimated Revenue State Grants for AFDC 171.1101 \$ 48,000.00
Account Title Acct. No.

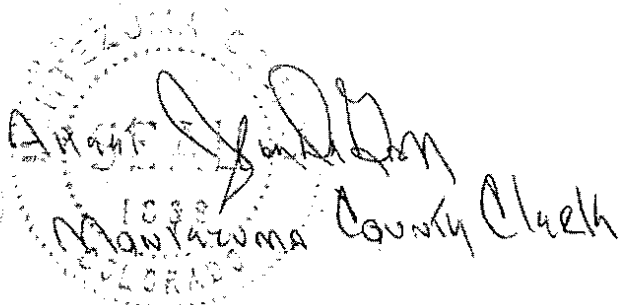
and Decrease

Estimated Revenue State Grants for Wt AFDC-FC 171.1200 \$ 48,000.00
Account Title Acct. No.

for reason that the Aid to Families of Dependent Children account is
depleted at the end of November and the entire budget for
Wt AFDC-FC is intact as the program did not require county
funding.

Adopted this 26th day of November, 1984.

Signed [Signature]
Chairman, County Social Services
Board



THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF Montezuma
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 13th day of November, 1984, with the following persons in attendance:

Commissioners: W.C. Bauer, Floyd Ray, Roy W. Henneman
County Clerk and Recorder: Jean DeGraff
County Attorney: Grace S. Merlo
Budget Officer: Thomas J. Weaver

the following proceedings, among others, were taken:

RESOLUTION TO APPROPRIATE SUMS OF MONEY # 12

WHEREAS, the Commissioners have adopted the annual budget in accordance with the Local Government Budget Law, on November 13th, 1984, and have adopted the annual budget for Revenue Sharing Funds on November 13, 1984, and:

WHEREAS, the Commissioners have made provision therein for revenues in an amount equal to or greater than the total proposed expenditures as set forth in said budget, and;

WHEREAS, it is not only required by law, but also necessary to appropriate the revenue provided in the budget to and for the purposes described below so as not to impair the operations of the County:

NOW THEREFORE BE IT RESOLVED BY THE COMMISSIONERS OF MONTEZUMA COUNTY, COLORADO, that the following sums are hereby appropriated from the revenue of each fund, to each fund, for current operating expenses:

<u>FUND</u>	<u>AMOUNT APPROPRIATED</u>
General	2,665,573
Road and Bridge	1,526,996
Airport	16,882
Contingency	243,796
Revenue Sharing	125,189
Social Services	2,380,068
Capital Expenditures	92,138
TOTAL	7,050,642

Adopted this 13th day of November, 1984.

Commissioners voting aye in favor of the Resolution were: W.C. Bauer, Floyd Ray, and Roy W. Henneman.

Commissioners voting nay were none.

W.C. Bauer, and Roy W. Henneman,
Floyd Ray.
Jean DeGraff

Attest: County Clerk and Recorder
Montezuma County, Colorado

I certify that the above and foregoing resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

Dated this 13th day of November, 1984.
W.C. Bauer

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 13th day of November, 1984 with the following persons in attendance:

Commissioners: W.C. Bauer, Floyd Ray, Roy Henneman
Commissioners absent:
County Clerk and Recorder: Jean DeGraff
County Attorney: Grace S. Merlo
Budget Officer: Thomas J. Weaver

the following proceedings, among others, were taken:

A RESOLUTION SUMMARIZING EXPENDITURES AND REVENUES FOR EACH FUND, AND ADOPTING A BUDGET FOR MONTEZUMA COUNTY, COLORADO, FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY, 1985, AND ENDING ON THE LAST DAY OF DECEMBER, 1985.

RESOLUTION # //

WHEREAS, The Commissioners of Montezuma County, Colorado, have appointed Thomas J. Weaver to prepare and submit a proposed budget to said governing body at the proper time , and:

WHEREAS: Mr. Weaver has submitted a proposed budget to this governing body for its consideration, and:

WHEREAS, upon due and proper notice, published or posted in accordance with the law, said proposed budget was open for inspection by the public at a designated place, a public hearing was held on November 13, 1984, and interested taxpayers were given the opportunity to file or register any objections to said proposed budget, and:

WHEREAS, whatever increases may have been made in the expenditures, like increase was added to the revenues so that the budget remains in balance, as required by law.

NOW THEREFORE BE IT RESOLVED by the Commissioners of Montezuma County, Colorado:

Section 1 That estimated expenditures for each fund are as follows:

<u>FUND</u>	<u>AMOUNT</u>
General	2,665,573
Road and Bridge	1,526,966
Airport	16,882
Contingency	255,796
Social Services	2,380,068

Section 2 That estimated revenues for each fund are as follows:

<u>FUND</u>	<u>CARRY-OVER</u>	<u>UNAPPROPRIATED SOURCES</u> <u>OTHER THAN PROP. TAX</u>	<u>GENERAL PROPERTY</u> <u>TAX LEVY</u>
General	451,429	983,400	1,524,113
Road & Bridge	167,760	1,268,400	190,806
Airport	13,800	-0-	13,209
Contingency	243,796	-0-	-0-
Social Services	-0-	2,024,576	312,220

Section 3 That the budget as submitted, amended, and herein above summarized by fund, be and the same hereby is approved and adopted as the budget of Montezuma County, Colorado, for the year stated above.

Commissioners voting aye in favor of the Resolution were:

W.C. Bauer, Floyd Ray, and Roy W. Henneman

Commissioners voting Nay: None

W.C. Bauer
Signature

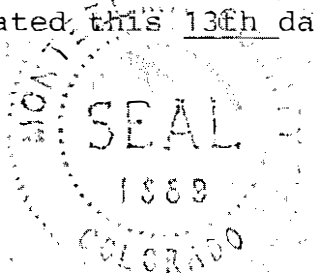
Roy W. Henneman and
Signature

Floyd Ray
Signature

Janet D. Brown
County Clerk and Recorder
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

Dated this 13th day of November, 1984.



Janet D. Brown
County Clerk and Recorder
Montezuma County, Colorado

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 13th day of November, 1984, with the following persons in attendance:

Commissioners: W.C. Bauer, Floyd Ray, Roy Henneman

County Clerk and Recorder: Jean DeGraff

County Attorney: Grace S. Merlo

Budget Officer: Thomas J. Weaver

the following proceedings, among others, were taken:

RESOLUTION TO SET MILL LEVIES # 10

A RESOLUTION LEVYING GENERAL PROPERTY TAXES FOR THE YEAR 1984 TO HELP DEFRAY THE COSTS OF GOVERNMENT FOR MONTEZUMA COUNTY, COLORADO, FOR THE 1985 BUDGET.

Whereas, the Commissioners of Montezuma County, Colorado, have adopted the annual budget in accordance with the Local Government Budget Law, on the 13th day of November, 1984, and:

WHEREAS, the amount of money necessary to balance the budget for general operating expenses is \$2,225,192, and:

WHEREAS, the amount of money necessary to balance the budget for debt retirement is none, and :

WHEREAS, the 1984 valuation for assessment for Montezuma County, as certified by the County Assessor is \$91,560,380.

NOW THEREFORE BE IT RESOLVED BY THE COMMISSIONERS OF MONTEZUMA COUNTY, COLORADO:

Section 1 That for the purpose of meeting all general operating expenses of Montezuma County during the 1985 budget year, there is hereby levied a tax of 24.303 mills as stated below upon each dollar of the total valuation for assessment of all taxable property within the County for the year 1984.

Section 2 That for the purpose of meeting all debt retirement expenses of Montezuma County during the 1985 budget year, there is hereby levied a tax of No mills upon each dollar of the total valuation for assessment of all taxable property within the County for the year 1984.

<u>FUND</u>	<u>MILL LEVY</u>
General	17.203
Road and Bridge	2.500
Social Services	3.400
Contingency	0.000
Airport	.150
Capital Expenditures	1.05
TOTAL	<u>24.303</u>

Adopted this 13th day of November, 1984.

Commissioners voting aye in favor of the resolution were: W.C. Bauer, Floyd Ray, Roy W. Henneman.

Commissioners voting nay were none.

W.C. Bauer, and Floyd Ray
Roy W. Henneman
Jean DeGraff
Attest: County Clerk and Recorder
Montezuma County, Colorado

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 13th day of November, 1984, with the following persons in attendance:

COMMISSIONERS: W. C. BAUER, ROY W. HENNEMAN & FLOYD M. RAY

COUNTY CLERK AND RECORDER: JEAN DEGRAFF

COUNTY ATTORNEY: GRACE S. MERLO

the following proceedings, among others were taken:

RESOLUTION #9-84

WHEREAS, LORENA C. ANTES has been employed by Montezuma County for 18½ years, and

WHEREAS, such long dedicated service to Montezuma County should be recognized officially by the County, and

WHEREAS, the Montezuma County Board of Commissioners desires to express on behalf of Montezuma County its appreciation for such loyal service.

NOW THEREFORE, BE IT RESOLVED that the Montezuma County Board of Commissioners hereby congratulates and expresses appreciation to LORENA C. ANTES for her 18½ years of valuable service to the citizens of Montezuma County.

MONTEZUMA COUNTY COMMISSIONERS

W.C. Bauer, Roy W. Henneman AND Floyd M. Ray

Jean DeGraff
County Clerk and Recorder
Montezuma County, Colorado

I certify that the above Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado.

Jean DeGraff
County Clerk and Recorder
Montezuma County, Colorado

BOARD OF COUNTY COMMISSIONERS

MONTEZUMA COUNTY

Resolution No. 8-84

WHEREAS, pursuant to the statutes of the State of Colorado, the Board of County Commissioners of Montezuma County is expressly empowered to lease for such term as the Board shall determine, which may include a term in excess of one year, any real or personal property; and

WHEREAS, the Board has determined that the following items of equipment are needed by the County to carry out its lawful functions: per attached list.
and

WHEREAS, The Board deems it to be in the best interest of the County and of its inhabitants to lease the Equipment, which Equipment Colorado National Leasing, Inc., a Colorado Corporation ("CNL"), has agreed to purchase and to lease to the County of Montezuma, all upon the terms and conditions of a certain Equipment Lease Agreement and Exhibits and Certificates attached thereto in the form presented to this meeting; and

WHEREAS, the Board has determined, and has taken such action and made such investigations as are necessary, in its judgement, to support its determination, that the proposed rental for the Equipment is fair and reasonable; and

WHEREAS, in the opinion of the County Attorney for the County of Montezuma, the County has full power and authority to make and enter into such Equipment Lease Agreement with CNL for the purposes and upon the terms and conditions set forth in such proposed Equipment Lease Agreement and attached Exhibits and Certificates without incurring an indebtedness or other obligation on the part of the County of Montezuma, which might be deemed a general obligation debt as provided in the Constitution and Statutes of the State of Colorado;

NOW, THEREFORE BE IT RESOLVED, that the Equipment Lease Agreement and Exhibits and Certificates attached hereto in the form submitted to this meeting, a copy of which is hereby directed to be attached to these Resolutions and made a part of the Minutes of this meeting, providing for the leasing of the Equipment by the County of Montezuma from CNL for a period of FIVE YEARS, at the rentals and upon the terms and conditions therein provided for, are hereby authorized, approved and confirmed.

FURTHER RESOLVED, that the appropriate officials of the County of Montezuma be and they hereby are authorized, empowered and directed in the name of the County of Montezuma and on behalf of the Board, to make, execute and deliver any and all documents, certifications and other instruments necessary, required, or desirable in the opinion of the County Attorney for the County of Montezuma to effectuate the leasing of the Equipment upon the terms and conditions presented to this Board and set forth in the documents referenced herein.

Approved this 15th day of October, 1984.

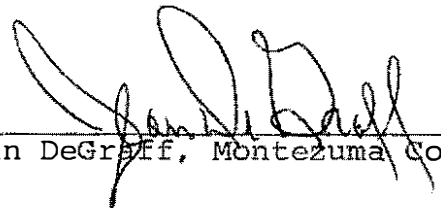
Montezuma County Board of
Commissioners


William C. Bauer, Chm.


Roy W. Henneman, Commissioner

Attest"


Floyd M. Ray, Commissioner

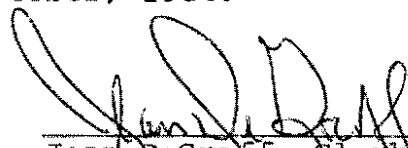

Jean DeGraff, Montezuma County Clerk

CERTIFICATION

The undersigned, the duly elected, qualified and acting County Clerk of the County of Montezuma, Colorado, does hereby state and certify that at a meeting of the Board of County Commissioners of the County of Montezuma, Colorado duly called and held at Cortez, Colorado on the 15th day of October, 1984, at which a quorum was present and acting throughout, the foregoing Resolutions were unanimously adopted, that said Resolutions are in the Minutes of said meeting, and that the same have not been amended, rescinded or revoked.

Dated this 15th day of October, 1984.

S E A L


Jean DeGraff, Clerk and Recorder
Montezuma County, Colorado

STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

Res. 9-84

A regular meeting of the Board of County Commissioners of Montezuma County, Colorado, was held at 10:00 A.M., on Monday, September 11, 1984, at 109 W. Main, in Cortez, Colorado, in accordance with the rules and regulations of the County.

Upon roll call the following were present, constituting a quorum:

Chairman:	William C. Bauer
Commissioners:	Roy W. Henneman
	Floyd M. Ray

The following Commissioners were absent:

None

Also present:

County Administrator:	Tom Weaver
County Clerk and Recorder:	Jean DeGraff
County Attorney:	Grace S. Merlo

The following were also present:

Thereupon, Commissioner HENNEMAN introduced a resolution which was read *~~(in full)~~ (by title only)* and is as follows:

*Strike inapplicable wording.

RESOLUTION NO. 7-84

A RESOLUTION APPROVING AN INDUSTRIAL DEVELOPMENT PROJECT FOR TRIAD WESTERN CONSTRUCTORS, INC., MAKING CERTAIN FINDINGS AND DETERMINATIONS, PRIMARILY APPROVING THE (ISSUANCE OF APPROXIMATELY \$1,000,000 PRINCIPAL AMOUNT OF INDUSTRIAL DEVELOPMENT REVENUE) BONDS (TRIAD WESTERN CONSTRUCTORS, INC. PROJECT) IN CONNECTION THEREWITH AND AUTHORIZING REPRESENTATIVES OF THE COUNTY TO TAKE ACTION INCIDENTAL THERETO.

WHEREAS, the County of Montezuma, in the State of Colorado (the County) is authorized by the County and Municipality Development Revenue Bond Act, constituting Title 29, Article 3, Colorado Revised Statutes (the Act), to acquire, own, lease, improve, and dispose of properties to the end that the County may be able to promote industry and develop trade or other economic activity by inducing profit or nonprofit corporations, federal governmental offices, hospitals, and agricultural, manufacturing, industrial, commercial, or business enterprises to locate, expand, or remain in the State of Colorado, to mitigate the serious threat of extensive unemployment in parts of the State, to secure and maintain a balanced and stable economy in all parts of the State, and to further the use of its agricultural products or natural resources; and

WHEREAS, representatives of Triad Western Constructors, Inc., a Colorado corporation (the Corporation), have met with officials of the County and have advised the County of the Corporation's interest and need in obtaining financing for a project consisting of the acquisition of certain real property and existing improvements thereon and the completion of remodeling and improving of the buildings thereon for use as administrative and storage facilities and the acquisition of certain equipment (collectively the Project) located or to be located in the County; and

WHEREAS, the County has considered the Corporation's proposal and has concluded that the economic benefit to the County will be substantial and it wishes to proceed with the financing of the Project; and

WHEREAS, the action herein contemplated is not prohibited by any resolutions or rules of the County;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF MONTEZUMA, COLORADO:

Section 1. Approval of the Bonds. In order to induce the Corporation to complete the Project, the County, subject to the terms and conditions of the Memorandum of Agreement (attached hereto as Exhibit A and by this reference made a part hereof), shall take all steps necessary or advisable to effect the issuance of industrial development revenue bonds or other obligations in a maximum aggregate principal amount not exceeding

\$1,000,000, or such lesser amount as shall be mutually agreed upon to finance the Project. No costs are to be borne by the County in connection with this transaction.

Section 2. Final Authorization of Details. Prior to execution of the necessary financing documents as shall be mutually agreed upon in connection with the Project and such bonds or other obligations, such documents will be subject to authorization by resolution of the Board of County Commissioners pursuant to law and any resolutions and rules of the County.

Section 3. Reimbursement of Expenses. The Corporation has agreed to provide for reimbursement of all expenses incurred or to be incurred by the County related to the Project.

Section 4. Findings and Determinations. The Board of County Commissioners hereby finds and declares that the Project will meet the public purposes set forth in the Act.

Section 5. Nature of Obligations. Nothing contained in this Resolution shall constitute the debt or indebtedness of the County within the meaning of the Constitution or statutes of the State of Colorado, nor give rise to a pecuniary liability of the County or a charge against its general credit or taxing powers.

Section 6. No Conflicts of Interest. No member of the Board of County Commissioners having acted upon this Resolution in his or her official capacity (i) has a direct or indirect interest in the Project, loan agreement, mortgage or bonds, (ii) owns any interest in the Project or the Corporation, (iii) is an officer or employee of the Corporation, (iv) will be involved in supervising the completion of the Project on behalf of the Corporation, or (v) will receive any commission, bonus or remuneration for or in respect to the Project, the loan agreement, the bonds or the mortgage.

Section 7. Tax Reform Act of 1984 Allocation. The Tax Reform Act of 1984 requires that the bonds contemplated by this Resolution must have an allocation of the state cap imposed by that Act. Upon receipt of such an allocation, the Board of County Commissioners shall call a public hearing on the issuance of the bonds and publish notice as required.

Section 8. Information Reporting Under Internal Revenue Code. The County shall do all acts necessary to complete the information reporting requirements required by Section 103 of the Internal Revenue Code of 1954, as amended, and all regulations thereunder.

Section 9. Effective Date. This Resolution shall take effect immediately upon its adoption.

INTRODUCED, READ, APPROVED AND ADOPTED upon the affirmative vote of 3 members of the Board of County Commissioners present at a meeting held this 11th day of September, 1984.

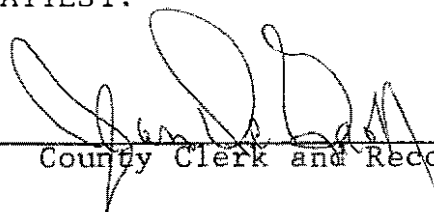
COUNTY OF MONTEZUMA
State of Colorado



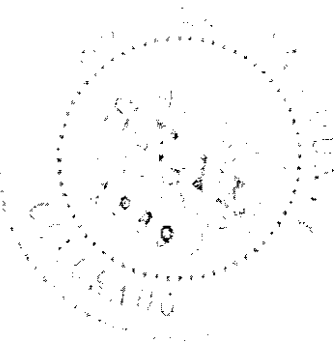
Chairman
Board of County Commissioners

(S E A L)

ATTEST:



County Clerk and Recorder



The question being upon the passage and adoption of this Resolution, the roll was called with the following result:

Those voting YES: W. C. Bauer
 Roy W. Henneman
 Floyd M. Ray

Those voting NO: None

Absent: None

The presiding officer thereupon declared that a majority of the members of the Board of County Commissioners elected and present having voted in favor thereof, the said motion was carried and this Resolution duly passed and adopted.

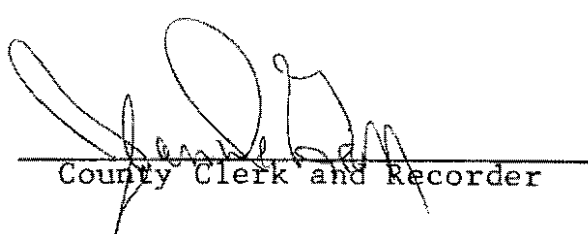
STATE OF COLORADO)
) ss.
COUNTY OF MONTEZUMA)

I, Jean DeGraff, County Clerk and Recorder of the County of Montezuma, in the State of Colorado, do hereby certify that the foregoing pages 1-5, inclusive, constitute a true and correct copy of the Record of Proceedings of the Board of County Commissioners of the County, taken at a regular meeting of the Board, held at 109 W. Main in Cortez, Colorado, on Monday, the 11th day of September, 1984, commencing at the hour of 10:00 A.M., as recorded in the official Record of the Proceedings of the County kept in my office, insofar as said proceedings relate to a resolution approving the issuance of Industrial Development Revenue Bonds (Triad Western Constructors, Inc. Project), in the aggregate principal amount of \$1,000,000; that said proceedings were duly had and taken; that the meeting was duly held; and that the persons were present at said meeting as therein shown.

That the original Resolution has been duly authenticated by the signatures of the Chairman of the Board and myself, as County Clerk and Recorder of the County, and sealed with the corporate seal of the County.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the seal of the County of Montezuma, Colorado, this 11th day of September, 1984.

(S E A L)



County Clerk and Recorder

EXHIBIT A

MEMORANDUM OF AGREEMENT

This Memorandum of Agreement is between the County of Montezuma, Colorado, (the County) and Triad Western Constructors, Inc., a Colorado corporation (the Corporation).

1. Preliminary Statement. Among the matters of mutual inducement which have resulted in the execution of this Agreement are the following:

(a) The County is a duly organized county in the State of Colorado, a body politic and corporate, authorized and empowered by 29-3-101, et seq., C.R.S. (the Act) to issue industrial development revenue bonds for the purpose of defraying the cost of acquiring, constructing, improving and equipping land, buildings or other improvements and all necessary and appurtenant real and personal properties, whether or not now in existence, suitable for a business enterprise within the County and to enter into financing arrangements with respect to such facilities, upon such terms and conditions as the Board of County Commissioners of the County (the Board) deems advisable.

(b) In order to promote sound economic growth and employment opportunities for citizens of the State of Colorado, the Corporation proposes to acquire certain real property and the improvements thereon and to complete certain remodeling and improving of the buildings thereon for use as administrative and storage facilities and the acquisition of certain equipment to be located within the County (the Project), and pursuant to a Loan Agreement between the County and the Corporation (the Loan Agreement), the County will loan the proceeds of its revenue bonds (the Bonds) to the Corporation for such acquisition and the Corporation will make loan payments thereunder sufficient to pay the principal of, premium, if any and interest on the Bonds.

(c) The County has indicated its willingness to proceed with the issuance of its bonds as provided by the Act to finance the Project and has advised the Corporation that, subject to due compliance with all requirements of law and the obtaining of all necessary consents and approvals and to the happening of all acts, conditions and things required precedent to such financing, the County, pursuant to the Act, will issue the Bonds in a principal amount sufficient to pay the costs of such acquisition and completion of the Project, the funding of any necessary reserves and the expenses of issuance and sale of the Bonds, not to exceed an aggregate principal amount of \$1,000,000.

(d) The County considers that financing the Project and entering into the Loan Agreement with the Corporation with respect to the Project will promote the sound economic growth of the State of Colorado and will meet the public purposes set forth in the Act.

2. Undertakings by the County. The County agrees as follows:

(a) The County will issue the Bonds pursuant to the terms of the Act in a principal amount sufficient to finance the Project, the funding of any necessary reserves and the expenses incident to the authorization, sale and issuance of the Bonds, and Bonds shall not be issued in an aggregate principal amount in excess of \$1,000,000.

(b) The County will cooperate in obtaining an allocation of the state cap on private activity bonds imposed by the Tax Reform Act of 1984 and thereafter will hold a public hearing and adopt such proceedings and authorize (i) the execution and delivery of such documents as may be reasonably necessary or advisable for the authorization, issuance and sale of the Bonds, (ii) acquisition and completion of the Project, and (iii) the execution of the Loan Agreement with the Corporation and such other documents relating to the Project and the Bonds as shall be authorized by the Act or other law and as shall be mutually satisfactory to the County and the Corporation.

(c) The aggregate sums to be paid by the Corporation under the Loan Agreement shall be sufficient to pay the principal of, redemption premium, if any, and interest on the Bonds as and when the same become due.

(d) The County will take such other acts and adopt such further proceedings as may be reasonably required to implement the aforesaid undertakings and as it may deem appropriate in pursuance thereof.

(e) The Bonds shall provide that they shall be payable solely out of the revenues derived from the payments to the County by the Corporation pursuant to the provisions of the Loan Agreement, that they shall never constitute the general obligations of the County within the meaning of any provision or limitation of the Constitution or statutes of the State and that they shall not constitute nor give rise to a pecuniary liability or a charge against the general credit or taxing powers of the County, the State of Colorado or any political subdivision thereof.

(f) In authorizing the issuance of the Bonds pursuant to this Agreement, the County will make no warranty, either expressed or implied, that the proceeds of the Bonds will be sufficient to pay all costs of the Project.

3. Undertakings on the Part of the Corporation. The Corporation agrees as follows:

(a) The Corporation will enter into a contract or contracts for the acquisition and completion of the Project.

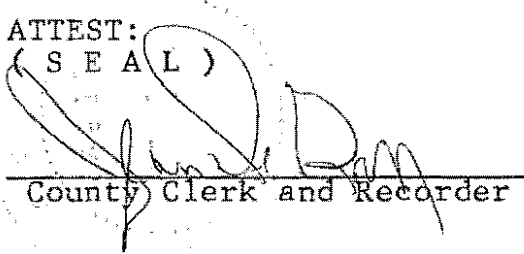
(b) Prior to the delivery of the Bonds, the Corporation will enter into the Loan Agreement with the County under the terms of which the Corporation will obligate itself to complete the acquisition and completion of the Project and, to the extent not payable out of proceeds of the Bonds, to pay to the County sums sufficient in the aggregate to pay or reimburse the County for expenses incurred by it in connection with the authorization, issuance and sale of the Bonds and to make loan payments sufficient to pay the principal of, premium, if any, and interest on the Bonds as and when the same shall become due and payable, all fees and expenses of any trustee for the benefit of the owners of the Bonds incurred under any trust indenture, all utility charges, taxes, assessments, casualty and liability insurance premiums, and any other expenses or charges relating to the ownership, use, operation, maintenance, occupancy and upkeep of the Project, such Loan Agreement to contain such other provisions as may be required by law and as shall be mutually acceptable to the County and Corporation.

(c) The Corporation will take such further action and adopt such further proceedings as may be required to implement its aforesaid undertakings or as it may deem appropriate in pursuance thereof.

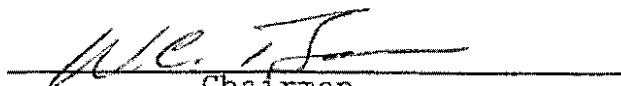
(d) The County and Corporation mutually agree that the Corporation shall find a purchaser or underwriter of the Bonds; provided, that the County shall not incur any liability for the payment of the fees and expenses of any fiscal advisor or underwriter except that the same may be paid out of the proceeds of the sale of the Bonds.

IN WITNESS WHEREOF, the parties have entered into this Agreement by their duly authorized officers on this 11th day of September, 1984.

ATTEST:
(S E A L)


County Clerk and Recorder

COUNTY OF MONTEZUMA, COLORADO


Chairman
Board of County Commissioners

ATTEST:
(S E A L)


Secretary

TRIAD W STERN CONSTRUCTORS, INC.


President

R E S O L U T I O N

BY THE BOARD OF COUNTY COMMISSIONERS
COUNTY OF MONTEZUMA, STATE OF COLORADO

RESOLUTION # 6-84

The Board of County Commissioners, County of Montezuma, State of Colorado, convened at the County Courthouse in Cortez, Colorado, on Monday, the 27nd day of July, 1984. At said meeting there were present the following Commissioners: Floyd M. Ray, W. C. Bauer, and Roy W. Henneman, who constitute and are all the Board of Commissioners of the said County.

THEREUPON, the Chairman of the said Board of County Commissioners announced that said Commissioners had been called to meet as a Board of Health as well as a Board of Commissioners for said County, and,

THEREUPON, on motion duly seconded, it was unanimously,

RESOLVED, that the Board of County Commissioners of the County of Montezuma, State of Colorado, do hereby now convene and sit as a Board of Health for the County of Montezuma as well as the Board of County Commissioners for said County.

THEREUPON, the Chairman of the Board stated that the Sleeping Ute Memorial Gardens Cemetery, located within the County of Montezuma, State of Colorado, has been abandoned, that the cemetery had become commons and that through neglect and nonuse it is in danger of damage, destruction, desecration, or obliteration, and that he believed for these reasons that said cemetery should be vacated in accordance with the terms and provisions of 1973 Colorado Revised Statutes, 25-1-655, 25-1-656, 25-1-657, 25-1-658 thereof as amended.

THEREUPON, on motion duly seconded, it was unanimously,

RESOLVED, that the remains of all deceased persons buried in the Sleeping Ute Memorial Gardens Cemetery, County of Montezuma, State of Colorado, should be removed therefrom for the reasons that said cemetery is abandoned, that the cemetery had become commons and that through neglect and nonuse is in danger of damage, destruction, desecration, or obliteration, and be it further,

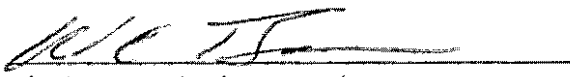
RESOLVED, that the remains of all deceased persons buried in the Sleeping Ute Memorial Gardens Cemetery, County of Montezuma, State of Colorado, should be removed therefrom for the reasons that said cemetery is abandoned, that the cemetery had become commons and that through neglect and nonuse is in danger of damage, destruction, desecration, or obliteration, and be it further,

RESOLVED, that County Attorney Grace S. Merlo, be instructed to file the written Petition of this Board in the District Court of Montezuma County in accordance with the provisions of the above-mentioned 1973 Colorado Revised Statutes, 25-1-655, 656, 657, and 658 thereof as amended, and that said Petition seek the order of the District Court of Montezuma County for the vacation of said cemetery, and be it further,

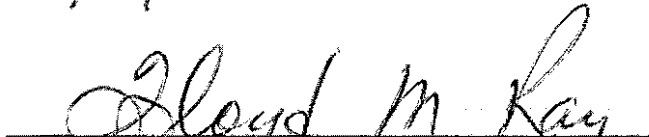
RESOLVED, that the removal of the remains from said cemetery and the reinterment of said remains and the provisions of the necessary burial ground shall be arranged at no expense to the next of kin of the decedents in said cemetery.


Unanimously passed, adopted approved and ordered filed and spread on the minutes.

MONTEZUMA COUNTY COMMISSIONERS



Chairman of the Board


Commissioner


Commissioner


County Clerk and Recorder
Montezuma County, Colorado

I certify that the above Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado.


County Clerk and Recorder
Montezuma County, Colorado

Res # 5-84

CERTIFIED RECORD
OF PROCEEDINGS OF THE
BOARD OF COUNTY COMMISSIONERS OF
MONTEZUMA COUNTY, COLORADO
RELATING TO A RESOLUTION AUTHORIZING THE DELEGATION
TO LA PLATA COUNTY, COLORADO OF THE
AUTHORITY TO ISSUE SINGLE FAMILY
MORTGAGE REVENUE BONDS

May 21, 1984

Res # 5-84

STATE OF COLORADO]
COUNTY OF MONTEZUMA]

RESOLUTION CONCERNING THE
DELEGATION OF CERTAIN AUTHORITY
TO LA PLATA COUNTY, COLORADO

located at Cortez, Colorado, on Monday, the 21st day of May 1984, there were present:

<u>Bill Bauer</u>	Commissioner and Chairman
<u>Floyd Ray</u>	Commissioner
<u>Roy Henneman</u>	Commissioner

Also in attendance were:

Grace Menlo, County Attorney
Jean DeGraff, County Clerk

When the following proceedings, among others were had and done, to-wit:

Commissioner Hennema introduced the following resolution, the text of which is as follows:

RESOLUTION #5-84

RESOLUTION AUTHORIZING THE DELEGATION TO LA PLATA COUNTY, COLORADO OF THE COUNTY'S AUTHORITY TO ISSUE SINGLE FAMILY MORTGAGE REVENUE BONDS FOR THE PURPOSE OF PROVIDING ADEQUATE RESIDENTIAL HOUSING FACILITIES FOR LOW- AND MIDDLE-INCOME FAMILIES AND THE EXECUTION OF A DELEGATION AGREEMENT IN CONNECTION THEREWITH

WHEREAS, the County of Montezuma, Colorado (the "County") is a legally and regularly created, established, organized and existing political subdivision and body politic and corporate under the provisions of the Constitution, statutes and laws of the State of Colorado; and

WHEREAS, the County is authorized by the County and Municipality Development Revenue Bond Act, constituting Article 3 of Title 29, Colorado Revised Statutes (the "Act"), to finance, refinance, acquire, own, lease, improve and dispose of one or more projects, including any land, building or other improvement and all real or personal properties suitable or used for or in connection with residential housing facilities for low- and middle-income families and persons, upon such terms and conditions as the Board of County Commissioners of the County may deem advisable; and

WHEREAS, the County is further authorized by the Act to issue its single family mortgage revenue bonds for the purpose of defraying the cost of financing any project; and

WHEREAS, the County is authorized pursuant to Sections 29-3-104(2) and 29-4-806 of the Colorado Revised Statutes, to delegate by resolution to any other Colorado county or municipality its authority under the Act to finance projects under the Act; and

WHEREAS, La Plata County, Colorado ("La Plata County") is desirous of delegating its authority to issue single family mortgage revenue bonds for the purpose of financing residential facilities for low- and middle-income families and persons within the boundaries of the County (the "Bonds") to Logan County, Colorado ("Logan County"), which Bonds are more specifically described in the Delegation Agreement the proposed form of which has been presented to the Board of County Commissioners and is attached hereto as Exhibit A and is hereby incorporated by reference herein (the "Delegation Agreement"); and

WHEREAS, it is necessary that the Bonds be delivered prior to June 15, 1984 due to pending federal legislation which may place substantial restrictions upon or render unfeasible the issuance of the Bonds; and

WHEREAS, the County desires to irrevocably delegate its authority and powers under the Act to La Plata County, or to such other county or municipality as may be authorized by La Plata County, to issue the Bonds prior to October 1, 1984 for the purpose of financing residential facilities for low- and middle-income families and persons; and

WHEREAS, La Plata County has indicated its desire to accept such delegation and to delegate its authority to issue the Bonds to Logan County; and

WHEREAS, it is necessary to evidence such delegation and the acceptance of such delegation by the Delegation Agreement which will be executed and delivered by La Plata County and the County.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF MONTEZUMA, COLORADO:

Section 1. In order to insure the delegation of authority to issue Bonds by La Plata County and the issuance of the Bonds by Logan County to provide financing for residential facilities for low- and middle-income families and persons within the County, with the public benefits which will flow therefrom, it is deemed necessary and advisable that the Delegation Agreement be approved, executed and delivered by and on behalf of the County.

Section 2. The form, terms and provisions of the Delegation Agreement, as set forth as Exhibit A attached hereto and hereby incorporated herein by reference, be and hereby are approved and the Chairman of the Board of County Commissioners and the County Clerk and Recorder of the County, be and they hereby are authorized and directed to execute and deliver the Delegation Agreement in order to provide for a transfer of the allocation set forth in Section 29-4-803 of the Colorado Revised Statutes.

Section 3. The Chairman of the Board of County Commissioners and the County Clerk and Recorder of the County, be and they hereby are authorized and directed to take such other steps or actions as may be required to carry out the terms and intent of this resolution and of the Delegation Agreement.

Section 4. As a result of the County's delegation of authority to La Plata County and the delegation of authority of La Plata County to Logan County the presently estimated maximum aggregate principal amount of single family mortgage revenue bonds that will be issued under the Act by Logan County is \$18,050,000.

Section 5. Nothing contained in this resolution or in the Delegation Agreement shall obligate the County, La Plata County, Logan County, the State of Colorado or any other political subdivision thereof, except to the extent described in the Delegation Agreement, nor shall the Bonds constitute the debt or indebtedness of the County, La Plata County, Logan County, the State of Colorado or any other political subdivision thereof within the meaning of the Constitution or statutes of the State of Colorado nor give rise to a pecuniary liability of or a charge against the general credit or taxing powers of the County, La Plata County, Logan County, the State of Colorado or any other political subdivision thereof.

Section 6. If any section, paragraph, clause or provision of this resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this resolution.

Section 7. This resolution shall not be construed to repeal or supersede any bylaw, order or resolution, if any, or part thereof heretofore passed, enacted, adopted or approved by the Board of County Commissioners pertaining to the Bonds.

Section 8. All action (not inconsistent with the provisions of this resolution) heretofore taken by the Board of County Commissioners and the officers of the County directed toward the authorization of the Delegation Agreement be and the same hereby is ratified, approved and confirmed.

Section 9. This resolution shall take effect immediately upon its passage and adoption by the Board of County Commissioners.

INTRODUCED, PASSED AND ADOPTED this 21st day of May 1984.

[SEAL]

MONTEZUMA COUNTY, COLORADO

Attest:

By M.C. T.B.
Chairman

[Signature]
County Clerk and Recorder

Whereupon it was moved by Commissioner Henneman and seconded by Commissioner Ray that all rules of the Board of County Commissioners which might prevent, unless suspended, the final passage and adoption of said resolution at this meeting be, and the same hereby are, suspended for the purpose of permitting the final passage and adoption of said resolution at this meeting. The motion was put to a vote, the vote being as follows:

Those Voting Yes: Baver
Henneman
Ray

Those Voting No: None

Those Absent:

All of the members having voted in favor of the motion, the presiding officer declared the motion carried and the rules suspended.

Commissioner Henneman then moved that the resolution be passed and adopted. Commissioner Ray seconded the motion. The question being upon the passage and adoption of the resolution, the roll was called with the following result:

Those Voting Yes: Baver
Henneman
Ray


Those Voting No: None

Those Absent:

Thereupon the presiding officer declared said motion carried and said resolution duly passed and adopted.

After the consideration of other business unrelated to this resolution, on motion duly made, seconded and adopted, the meeting thereupon adjourned.

MONTEZUMA COUNTY, COLORADO

By 
Chairman of the Board of
County Commissioners

[SEAL]

ATTEST:

By 
County Clerk and Recorder

STATE OF COLORADO]
] ss:
COUNTY OF MONTEZUMA]

I, Jan Dabrese, the duly qualified and acting County Clerk and Recorder of Montezuma County, Colorado, do hereby certify that the foregoing pages numbered 1 to 6 and the attachments hereto, inclusive, are a true, perfect and complete copy of the record of proceedings, insofar as such proceedings relate to the resolution contained therein, of the Board of County Commissioners of Montezuma County, Colorado, had and taken at a lawful meeting of the Board held at the Montezuma County Courthouse, located at Cortez, Colorado, on Monday, May 21, 1984, commencing at the hour of 10:30 a.m., as recorded in the regular official book of the proceedings of the County kept in my office, said proceedings were duly had and taken as therein shown, the meeting therein shown was duly held, and the persons therein named were present at said meeting as therein shown.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County this 21st day of May 1984.

[SEAL]

MONTEZUMA COUNTY, COLORADO

By 
County Clerk and Recorder

EXHIBIT A

DELEGATION AGREEMENT

W I T N E S S E T H:

This Delegation Agreement is by and between the County of Montezuma, Colorado (the "County") and La Plata County, Colorado ("La Plata County"). In consideration of the premises and of the mutual agreements herein contained, the County and La Plata County agree as follows:

1. Preliminary Statement. Among the matters of mutual inducement which have resulted in the execution of this Delegation Agreement are the following:

(a) The County and La Plata County are political subdivisions of the State of Colorado, each authorized by the provisions of the County and Municipality Development Revenue Bond Act constituting Article 3 of Title 29, Colorado Revised Statutes (the "Act"), to issue single family mortgage revenue bonds to finance, refinance, acquire, own, lease, improve and dispose of one or more projects, including any land, building or other improvement and all real or personal properties suitable or used for or in connection with residential housing facilities for low- and middle-income families and persons, upon such terms and conditions as the Board of County Commissioners of the County may deem advisable.

(b) Pursuant to Sections 29-3-104(2) and 29-4-806 of the Colorado Revised Statutes, the County may irrevocably delegate to La Plata County, or to such other county or municipality as may be authorized by La Plata County, its authority to issue single family mortgage revenue bonds prior to October 1, 1984 for the purpose of financing residential facilities for low- and middle-income families and persons.

(c) La Plata County has the authority to issue \$10,200,000 of its single family mortgage revenue bonds.

(d) La Plata County is desirous of delegating its authority of issuing single family mortgage revenue bonds to Logan County, Colorado ("Logan County") for the purpose of financing residential facilities for low- and middle-income families and persons within the boundaries of the County, La Plata County and Logan County (the "Bonds").

(e) It is the finding and determination of the Board of County Commissioners of the County that the public interest will be served if the County were to encourage and induce Logan County and La Plata County to undertake the financing of residential facilities for low- and middle-income families and persons within the County.

(f) It is the finding and determination by both La Plata County and the County that during the first 60 days of the Origination Period (as defined in the Agreement) each borrower that is approved for a mortgage loan must have an Adjusted Income (as defined under La Plata County's single family mortgage loan program) which does not exceed \$25,000 (as adjusted upward \$2,000 per co-obligor and \$2,000 per dependent) and thereafter each borrower that is approved for a mortgage loan must have an Adjusted Income which does not exceed \$35,000 (as adjusted \$2,000 per co-obligor and \$2,000 per dependent) as more fully described and set forth in the Origination and Service Agreement dated June 1, 1984 among La Plata County and the participating lenders.

(g) La Plata County desires the County to delegate its authority and powers under the Act to it with respect to the Bonds.

(h) The Board of County Commissioners of the County has indicated its willingness to delegate to La Plata County its powers under the Act to finance residential facilities for low- and middle-income families and persons.

(i) The Board of County Commissioners of La Plata County has indicated its willingness to accept the delegation by the Board of County Commissioners of the County to finance residential facilities for low- and middle-income families and persons.

(j) La Plata County has indicated its willingness to proceed with and effect such financing in order to assist the County in the financing of residential facilities for low- and middle-income families and persons within the County and has advised the County that subject to due compliance with all requirements of law and the obtaining of all necessary consents and approvals and to the happening of all acts, conditions and things required precedent to such financing, La Plata County, pursuant to the Act, will delegate its authority to issue its single family mortgage revenue bonds to Logan County.

(k) La Plata County considers that the financing of residential facilities for low- and middle-income families and persons within the County and the entering into of the financing agreement (as defined in the Act) with certain participating lenders will be consistent with the objectives of the Act and will be economically beneficial to La Plata County and the County and its inhabitants.

2. Delegation by the County. Pursuant to the Act and Sections 29-4-803, 29-3-104(2) and 29-4-806 of the Colorado Revised Statutes:

(a) The Board of County Commissioners of the County hereby irrevocably delegates to La Plata County all authority of the Board of County Commissioners of the County to finance and otherwise take action and exercise power under the Act on behalf of the Board of County Commissioners of the County with respect to its authority to issue single family revenue bonds prior to October 1, 1984 for the purpose of financing residential facilities for low- and middle-income families and persons within the County.

(b) The Board of County Commissioners of the County agrees that it will take such further action and adopt such further proceedings as may be required to implement the terms of this Delegation Agreement.

3. Acceptance of Delegation by La Plata County. Pursuant to the Act and Sections 29-4-803, 29-3-104(2) and 29-4-806 of the Colorado Revised Statutes:

(a) The Board of County Commissioners of La Plata County hereby accepts the delegation granted to it by the Board of County Commissioners of the County, subject to the terms and conditions herein contained.

(b) The Board of County Commissioners of La Plata County agrees that it will delegate its authority to issue the bonds and finance residential facilities for low- and middle-income families and persons within the County to Logan County, subject to the terms and conditions to be agreed upon by Logan County, La Plata County and certain participating lenders.

(c) The Board of County Commissioners of La Plata County agrees that it will take such further action and adopt such further proceedings as may be required to implement the terms of this Delegation Agreement.

(d) The Board of County Commissioners of La Plata County will authorize or cause to be authorized the delegation of its authority to issue and sell the Bonds.

(e) The Bonds shall specifically provide on their face that they shall be payable by a pledge of the revenues derived pursuant to the financing agreement (as defined by the Act) (except to the extent payable out of Bond proceeds and other funds or property, if any, pledged and mortgaged therefor), that they shall never constitute the debt or indebtedness of the County, La Plata County, Logan County or the State of Colorado or any political subdivision thereof within the meaning of any provision or limitation of the Constitution or statutes of the State of Colorado or of the home rule charter of any political subdivision thereof and that they shall not give rise to a pecuniary liability or a charge against the general credit or taxing powers of the County, La Plata County, Logan County, the State of Colorado or any political subdivision thereof.

4. General Provisions.

(a) This Delegation Agreement is hereby declared irrevocable during the term of the financing agreement (as defined in the Act) to be entered into by Logan County with respect to the Bonds.

(b) This Delegation Agreement shall automatically terminate 12 months from the date hereof if Logan County has not entered into the financing agreement described in paragraph 4(a) above, provided that nothing herein shall be deemed to prevent La Plata County, Logan County and the County from entering into subsequent delegation agreements with respect to the Bonds upon the termination of this Delegation Agreement.

(c) This Delegation Agreement shall not constitute the debt or indebtedness of La Plata County, Logan County or the County within the meaning of the Constitution or statutes of the State of Colorado nor give rise to a pecuniary liability or a charge against the general credit or taxing powers of either La Plata County, Logan County or the County.

IN WITNESS WHEREOF, the parties hereto have entered into this Delegation Agreement as of this 21st day of May 1984.

[SEAL]

LA PLATA COUNTY, COLORADO

Attest:

County Clerk and Recorder

By _____
Chairman, Board of County
Commissioners

[SEAL]

MONTEZUMA COUNTY, COLORADO

Attest:



County Clerk and Recorder

By 

Chairman, Board of County
Commissioners

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 7th day of May, 1984, with the following persons in attendance:

COMMISSIONERS: W.C. BAUER, ROY W. HENNEMAN AND FLOYD M. RAY

COMMISSIONERS ABSENT: NONE

COUNTY CLERK AND RECORDER: JEAN DeGRAFF

COUNTY ATTORNEY: GRACE S. MERLO

the following proceedings, among others were taken:

RESOLUTION #4-84

WHEREAS, Edith Denton has been employed by Montezuma County for 24½ years, and


WHEREAS, such long, dedicated service to Montezuma County should be recognized officially by the County, and

WHEREAS, the Montezuma County Board of Commissioners desires to express on behalf of Montezuma County it's appreciation for such loyal service.

NOW THEREFORE, BE IT RESOLVED that the Montezuma County Board of Commissioners hereby congratulates and expresses appreciation to Edith Denton for her 24½ years of valuable service to the citizens of Montezuma County.

MONTEZUMA COUNTY COMMISSIONERS





County Clerk and Recorder
Montezuma County, Colorado

I certify that the above Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County,

I certify that the above Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

AMENDMENT TO THE 1984 BUDGET

CONSERVATION TRUST FUND

By Resolution Number 3-84 , the following money was appropriated from the Conservation Trust Fund.

Montezuma County Fairboard	\$20,000.00
Town of Dolores-Town Park	16,515.00
Mancos Community Center	5,000.00
Cortez Senior Citizens	500.00
Mancos Valley Association	2,500.00
Combined Anasazi Historical	1,250.00
TOTAL	<u>\$45,765.00</u>

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF MONTEZUMA
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 5th day of March, 1984, with the following persons in attendance:

Commissioners: W. C. Bauer, Floyd M. Ray,
and Roy Henneman.

Commissioners absent: _____

County Clerk and Recorder: Jean DeGraff

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

RESOLUTION 2-84

WHEREAS: The Montezuma County Commissioners desire the continuation of the Southwestern Colorado Economic Development District;

NOW, THEREFORE be it resolved the Montezuma County Board of Commissioners has on March 5, 1984, resolved to continue its support of the Southwestern Colorado Economic Development District in its effort to seek a continuation to its existing EDA grant. Such support is a reiteration of that which was provided to the District during its original process of seeking designation.

Commissioners voting aye, in favor of the Resolution were:

W. C. Bauer, Roy Henneman, and Floyd Ray

Commissioners voting Nay:

_____, _____, and _____

Jean DeGraff
County Clerk and Recorder
Montezuma County, Colorado

I certify that the above Resolution is a true and correct copy of same, as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

WHEREAS, at a regularly held meeting of the Board of County Commissioners of Montezuma County, Colorado on January 23, 1984, Marathon Oil Company submitted to the Board an Oil and Gas Lease covering the following described property, situate in the County of Montezuma and State of Colorado, to wit:

Township 38 North, Range 16 West New Mexico Principle Meridian
Section 17: W²SW1/4, SE1/4SW1/4, SW1/4SE1/4

Section 20: W²NE1/4, SE1/4NE1/4, SE1/4NW1/4

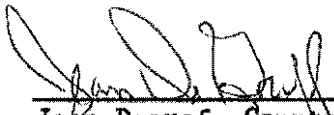
AND WHEREAS, Marathon Oil Company has offered to purchase said lease for the sum of Nine Thousand Six Hundred Dollars, (\$9,600.00) and said Board deems it to be to the best interest of the County that said lease be executed. NOW THEREFORE, BE IT RESOLVED that the Board execute the oil and gas lease in the form attached hereto, covering all the interest which the County has in the above described lands.

Adopted this 23rd day of January 1984.

STATE OF COLORADO
COUNTY OF MONTEZUMA

I, JEAN DEGRAF, County Clerk and Ex-Officio Clerk of the Board of County Commissioners do hereby certify that the above and foregoing is a true and correct copy of the resolution adopted by the Board of County Commissioners of Montezuma County, Colorado on the date stated

Witness my hand and the seal of said County this 23rd day of January, 1984.


Jean Degraf, County Clerk



* No Lease is attached
but 1983-55 is attached
to #1-84

JOINT RESOLUTION

between

DOLORES COUNTY, COLORADO

and

MONTEZUMA COUNTY, COLORADO

and

SAN MIGUEL COUNTY, COLORADO RESO. NO. 1983-55

Pursuant to the C.R.S., 1973, 42-4-410, which provides counties with the authority to close roads due to adverse conditions:

WHEREAS, drifting and blowing snow can make snow removal both difficult and costly; and

WHEREAS, the Dolores-Norwood Road is infrequently traveled compared to other County roads; and

WHEREAS, Highway Use Tax Fund monies have not kept up to cost of maintaining existing County roads;

THEREFORE BE IT RESOLVED that County Road 31U shall be closed with extensions as weather requires from December 15 to March 15, from: the intersection with Miramonte Road to the San Miguel County line within San Miguel County; and from Dolores County line South to the Forest Service boundary, within Montezuma County; and from the North Dolores County line and continuing to the South Dolores County line, but to exclude those minimul areas to remain open by action of Dolores County for local purposes, within Dolores County.

BE IT FURTHER RESOLVED that this resolution shall be perpetual each succeding year until rescinded or terminated by mutual agreement of said Counties involved.

Passed this 23rd day of January, 1984.

DOLORES COUNTY
BOARD OF COMMISSIONERS

[Signature]

[Signature]

[Signature]

ATTEST: [Signature]
1-16-84

SAN MIGUEL COUNTY
BOARD OF COMMISSIONERS

[Signature]

Fred H. Ellerd, Chairman

MONTEZUMA COUNTY
BOARD OF COMMISSIONERS

[Signature]

[Signature]

[Signature]

ATTEST: [Signature]

Montezuma County Clerk

Thomas H. Hale, Commissioner

[Signature]
Raymond Snyder, Commissioner