

**RESOLUTION OF THE
TOWN OF PIERCE BOARD OF TRUSTEES**

RESOLUTION # 2021-04

WHEREAS, there has been proposed a Purchase and Sale Agreement (Colorado-Big Thompson Northern Colorado Water Conservancy District water units) (the "Agreement") between the Town of Pierce ("Town") and Rocking Ranch No. 2, LLC ("Seller"), for the Town's acquisition of five (5) units of the Northern Colorado Water Conservancy District (the "C-BT Units"); and

WHEREAS, the Board of Trustees of the Town of Pierce ("Board of Trustees") desires to acquire such C-BT Units and the Seller desires to sell such C-BT Units upon the terms and conditions of a mutually acceptable purchase and sale agreement.

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF
THE TOWN OF PIERCE, COLORADO, AS FOLLOWS:**

1. The proposed Agreement between Seller and the Town to acquire five (5) C-BT Units is hereby approved in essentially the same form as the copy of such Agreement accompanying this Resolution.

2. The Board of Trustees appoints the Mayor of the Town of Pierce, Nansi Crom, to act on behalf of the Town. The Mayor is authorized to execute such Agreement for the purchase and sale of five (5) C-BT Units, except that the Mayor is hereby granted the authority to negotiate and approve such revisions to said Agreement as the Mayor determines is necessary or desirable for the protection of the Town, so long as the essential terms and conditions of the Agreement is not altered.

3. The Mayor, Town Clerk, and Town staff are further authorized to do all things necessary on behalf of the Town to perform the obligations of the Town under such Agreement for the purchase and sale of C-BT Units, and to execute and deliver any and all documentation necessary to effect the purchase of water rights under the terms and conditions of the Agreement.

The foregoing Resolution was adopted at a regularly scheduled meeting of the Board of Trustees of the Town of Pierce, held on September 13, 2021 which meeting was duly and properly called.

PASSED, ADOPTED AND APPROVED this 13th day of September, 2021.

TOWN OF PIERCE

By: Nansi Crom
Nansi Crom, Mayor

ATTEST:

By

Kristina Duran
Kristina Duran, Town Clerk



APPROVED AS TO FORM:

James Godbold
James Godbold, Town Attorney