

**RESOLUTION NO. 2019-**

**A RESOLUTION APPROVING THE TOWN OF CASTLE ROCK /  
NELSON FAMILY SPOT WATER LEASE AGREEMENT**

**WHEREAS**, the Town of Castle Rock and Henri Ann Nelson (“Nelson Family”) have agreed to enter into a Spot Water Lease Agreement; and

**WHEREAS**, the Town owns certain water in the Chatfield Basin that is reusable and fully consumable after its first use for municipal purposes by the Town. From time to time, a certain amount of this water is surplus to the needs and obligations of the Town (“Surplus Water”); and

**WHEREAS**, the Town anticipates it will have Surplus Water available from time to time in 2019; and

**WHEREAS**, the Nelson Family desires to lease a certain portion of the Surplus Water from the Town in accordance with the terms and conditions of this Agreement for use as a substitute or replacement supply to offset out-of-priority depletions from pumping the Nelson Well, Permit No. 41172-F, located in the NW $\frac{1}{4}$ NW $\frac{1}{4}$  Section 13, Township 5 South, Range 68 West of the 6<sup>th</sup> P.M.

**NOW, THEREFORE BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF CASTLE ROCK AS FOLLOWS:**

**Section 1. Approval.** The Spot Water Lease Agreement, in the form attached as *Exhibit 1* is hereby approved. The Mayor and other proper Town officials are hereby authorized to execute the Agreement by and on behalf of the Town of Castle Rock, Colorado

**PASSED, APPROVED AND ADOPTED** this 4<sup>th</sup> day of June, 2019 by the Town Council of the Town of Castle Rock, Colorado, on first and final reading by a vote of \_\_\_\_ for and \_\_\_\_ against.

**ATTEST:**

**TOWN OF CASTLE ROCK**

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Lisa Anderson, Town Clerk

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Jason Gray, Mayor

**Approved as to form:**

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Robert J. Slentz, Town Attorney

**Approved as to content:**

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Mark Marlowe, Director of Castle Rock Water