

File

RESOLUTION NO. 1466

WHEREAS, pursuant to Indenture dated January 24, 1968 by and between The United States of America, Grantor, acting by and through its General Services Administration, did remise, release and forever quitclaim, together with other property therein described, unto the City of Roswell, Chaves County, New Mexico, a municipal corporation as Grantee, conditioned upon and subject to the reservations, restrictions and exceptions expressed, the following described property:

The government's existing water, sewer, gas and electric utility systems in their entirety wherever located upon the former Walker Air Force Base, including the related distribution lines, wells, pumps, water rights, storage, drainage, treatment and disposal and other production facilities and equipment for the respective systems. The location of the distribution lines for such utility systems are shown on layout maps of the United States Air Force and incorporated herein by reference, and

WHEREAS, Southwestern Public Service Company, a New Mexico corporation has heretofore submitted to the City of Roswell its proposal for the purchase of the electric utility distribution system located in and upon the former Walker Air Force Base, including the related electric distribution lines with the property and accessory equipment thereunto belonging, excepting therefrom certain integral parts or portions of said electric utility distribution system all as expressly recited and enumerated in said purchase proposal with its accompanying layout or sketch map incorporated and made a part of this resolution by reference.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ROSWELL, NEW MEXICO:

1. That said proposal to purchase be, and the same hereby is approved, accepted, ratified and confirmed, subject to and conditioned upon:
  - a. Approval and acceptance of said proposal to purchase, evidenced in writing by the United States of America, acting by and through its Federal Aviation Administration and/or such other Federal agency if any, having jurisdiction in the matter.
  - b. Submission to City of Roswell of a full and complete inventory to be made at offeror's sole cost and expense and embracing, said electric utility distribution system in its entirety with all property thereunto appertaining, which is to be embodied as part and parcel of said proposal of purchase.


2. That Wm. F. Brainerd, Mayor of said City be, and he hereby is designated, constituted and empowered as the city official authorized to execute and deliver any and all documents or agreements herein and, to do and perform all such other acts, matters and manner of things as shall be and become necessary and proper to consummate such purchase of said electric utility distribution system as aforesaid.

3. That the signature of said City Official herein designated upon any agreement, document, act or matter contemplated or authorized by this resolution shall be authenticated by attestation of the City Clerk and the corporate seal thereunto affixed.

4. That such other and further agreements, acts, matters and manner of things as shall be and become necessary and proper to consummate and effect said sale as shall have been heretofore had, made and done or, henceforth to be done, are hereby approved, ratified and confirmed in manner and form for all intents and purposes.

ADOPTED, SIGNED AND APPROVED on January 5, 1971.

CITY SEAL

  
~~WM. F. BRAINERD, Mayor~~  
L. C. Stiles, Mayor pro tem

ATTEST:

  
W. M. FOSTER, City Clerk