

CHAPTER 287

NATURAL RESOURCES

HOUSE BILL 00-1071

BY REPRESENTATIVES Bacon, Johnson, Coleman, Gordon, Larson, Plant, Saliman, Smith, Stengel, and Zimmerman;
also SENATORS Matsunaka, Wattenberg, Blickensderfer, Chlouber, and Reeves.

AN ACT

CONCERNING THE ACQUISITION OF PROPERTY BY THE DIVISION OF WILDLIFE IN LARIMER COUNTY FOR
PUBLIC PURPOSES, AND MAKING AN APPROPRIATION THEREFOR.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. Acquisition authorization. (1) The division of wildlife in the department of natural resources is hereby authorized to acquire two parcels of land in Larimer county, Colorado, via acquisition and exchange, one parcel commonly referred to as Circle Ranch consisting of approximately 5,400 acres and a State Land Board parcel consisting of approximately 720 acres, both of which are subject to survey.

(2) The amount paid by the division of wildlife in the department of natural resources for the Circle Ranch parcel shall be the contracted sale price so long as a second appraisal is performed and such appraisal is within five percent of the first appraisal. If the second appraisal is not within five percent of the first appraisal then a third appraisal shall be performed and the sale price shall be no more than the average of the three appraisals.

(3) The division of wildlife in the department of natural resources is further authorized to acquire such rights and improvements, water and water rights, coal and coal rights, minerals and mineral rights, sand, and gravel located on or appurtenant to either parcel that the division may choose to acquire.

SECTION 2. Weed control. The division of wildlife in the department of natural resources shall annually request appropriations from the wildlife cash fund sufficient to cover all reasonable operation and maintenance and weed control costs, not including great outdoors Colorado program trust fund moneys to be used annually for such purposes based on great outdoors Colorado program's proportionate share of the

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

acquisition cost of this property, to assure compliance with applicable law.

SECTION 3. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the wildlife cash fund not otherwise appropriated, to the department of natural resources, for allocation to the division of wildlife, the sum of six million six hundred seventy thousand dollars (\$6,670,000), or so much thereof as may be necessary, for the acquisition authorized by section 1 of this act. The moneys appropriated shall become available upon passage of this act and shall remain available to the division of wildlife until January 1, 2002. The appropriation from the wildlife cash fund shall be reduced by the amount of any moneys received from federal or other sources and not appropriated in this act. The appropriation from the wildlife cash fund shall be reduced by the amount of any reduction in the contract price based on the appraisals pursuant to subsection (1) of section 1 of this act. Furthermore, it is the intent of the General Assembly that the Division of Wildlife not complete the acquisition authorized in section 1 of this act unless it has received written commitments that it will receive monetary reimbursements sufficient to cover within five hundred fifty thousand dollars (\$550,000) of the purchase price of said acquisition. Such reimbursements shall offset the cost of the acquisition paid from the wildlife cash fund and shall be from moneys received from federal funds, Great Outdoors Colorado Board grants, or other sources not appropriated in this act.

(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the wildlife cash fund not otherwise appropriated, to the department of natural resources, for allocation to the division of wildlife, for the fiscal year beginning July 1, 2000, the sum of forty-nine thousand five hundred twenty dollars (\$49,520), or so much thereof as may be necessary, for the property development and operating costs authorized by section 2 of this act. The appropriation from the wildlife cash fund shall be reduced by the amount of any moneys received from federal or other sources not appropriated in this act.

SECTION 4. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: May 30, 2000