

CHAPTER 90

MILITARY AND VETERANS

HOUSE BILL 96-1072

BY REPRESENTATIVES Grampas, Anderson, Berry, Chlouber, Keller, Lamm, and Tucker;
also SENATORS Perlmutter, Feeley, Hopper, Meiklejohn, and Wham.

AN ACT**CONCERNING AUTHORITY TO SELL CERTAIN REAL PROPERTY HELD BY THE STATE OF COLORADO
IN JEFFERSON COUNTY.**

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

SECTION 1. Authority and direction to sell real property. The adjutant general of the department of military affairs, on behalf of the state of Colorado, is hereby authorized and directed to sell to the county of Jefferson, by private negotiation, for not less than its appraised value, for open space, parks, or recreation purposes and on such other terms and conditions as are deemed appropriate by the adjutant general of the department of military affairs, and to execute a deed of conveyance of, the following parcel of real property no longer suitable for military purposes and situated in Jefferson county, state of Colorado:

A tract of land located in the Northeast Quarter and the Northwest Quarter of Section 1, Township 4, Range 70 West of the 6th Principal Meridian, Jefferson County, Colorado, which property constitutes a portion of the property known as Camp George West, consisting of approximately 62 acres.

SECTION 2. Right of first refusal. The adjutant general of the department of military affairs is directed to comply if required by the terms, conditions, and provisions of a right of first refusal to purchase granted to the United States of America, recorded January 5, 1982, at reception No. 82000627 at the office of the Jefferson county clerk and recorder.

SECTION 3. Retention of certain rights. Conveyance of the deed to the property specified in section 1 of this act shall be subject to retention by the state of Colorado of all oil, gas, and other minerals and mineral rights and all surface water

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

and water rights appurtenant to the land described in section 1 of this act.

SECTION 4. Lease of property pending sale. Pending sale negotiations and final sale of the property as specified and authorized in section 1 of this act, the county of Jefferson may lease the property from the state upon appropriate terms and conditions.

SECTION 5. Limited right to use. The terms of any agreement for the lease or sale of the property authorized by this act shall specify that the property may continue to be used for the purpose of common task training by the department of military affairs for a period not to exceed two years from the effective date of this act.

SECTION 6. Proceeds deposited. Proceeds from the sale of the property authorized by this act shall be deposited in the general fund of the state.

SECTION 7. Alternative authority and direction to lease or sell. In the event that it is determined that a department, agency, board, or entity of the state other than the department of military affairs owns, controls, holds title to, or otherwise has any rights in or to the property referred to in section 1 of this act, that entity is authorized and directed to take all necessary and appropriate actions to lease or sell, for not less than the appraised value, any title or rights it may have to the county of Jefferson upon terms and conditions that are not otherwise inconsistent with this act.

SECTION 8. No appropriation. The general assembly has determined that this act can be implemented within existing appropriations, and therefore no separate appropriation of state moneys is necessary to carry out the purposes of this act.

SECTION 9. 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: April 17, 1996