

*Ordinance 64-*

AN ORDINANCE ACCEPTING THE GRANT FROM THE SUGAR CITY TOWNSITE COMPANY, FOR A NOMINAL CONSIDERATION OF FIFTY DOLLARS, OF ALL THAT PART OF LAKEVIEW CEMETERY NOT HERETOFORE SOLD OR OTHERWISE DISPOSED OF, TO BE HEREAFTER USED FOR CEMETERY PURPOSES, AND TO PROVIDE FOR THE MAINTENANCE THEREOF IN ACCORDANCE WITH THE TERMS OF SAID GRANT.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF SUGAR CITY:

Sec. 1. WHEREAS, The Sugar City Townsite Co., a corporation, has offered to grant and convey to the Town of Sugar City, upon the conditions, restrictions and reservations hereinafter named, and for the nominal consideration of Fifty Dollars (\$50.00), the following described premises heretofore platted and now known as Lakeview Cemetery, situated in the Southwest quarter (S. W. 1/4) of Section Ten (10), Township Twenty-one (21) S., Range Fifty-six (56) W., in Otero Co., Colo., bounded as follows, to-wit:

Beginning at the intersection of the west line of said Section 10 with the north side line of the right-of-way of the Pueblo and State Line Railroad; thence north along the west side line of said Section 10 740 ft; thence east 587 ft; thence south 626 ft. to the north side line of said railroad right-of-way; thence southwesterly along the north side line of said right-of-way 598 ft. to the place of beginning; excepting and reserving therefrom all lots and parcels of ground heretofore sold by the Townsite Company or otherwise disposed of, and excepting such lots or parcels of ground as are now actually occupied for burial purposes by permission of said Townsite Company; and excepting and reserving therefrom the streets, alleys and avenues as shown on the recorded map of said Lakeview Cemetery, <sup>and public highways;</sup> and excepting and reserving to said The Sugar City Townsite Co. and also to The National Sugar Manufacturing Co., and to their respective successors and assigns, the right-of-way for the ditch that is now constructed upon, over and across the above described premises, the land upon which such ditch now being located is hereby



expressly reserved from the operation of this ordinance and from the deed of conveyance from said Townsite Company, together with the right of ingress and egress at all times for the purpose of maintaining, repairing, enlarging, operating and using the said ditch; upon the condition that the Town of Sugar City shall maintain said premises as a cemetery, keeping the same in proper condition and repair for such purposes, and providing reasonable regulations for the disposal of lots for burial purposes; and which deed of conveyance has been prepared by the Townsite Company and tendered to the Town of Sugar City;

NOW, THEREFORE, the Town of Sugar City does hereby accept said grant and conveyance upon the terms, conditions and consideration above named, and with the reservations and conditions as expressed in said deed, and does hereby agree to comply with and carry out the provisions, terms and conditions expressed in said deed, as hereinbefore recited, and pay to said The Sugar City Townsite Co. the further consideration of Fifty Dollars named in said deed.

Sec. 2. That in consideration of the premises the Town of Sugar City shall, without unnecessary delay, assume possession of said premises constituting Lakeview Cemetery, and shall place the same in proper condition for use for cemetery purposes, and will keep the same in like condition; making suitable and proper regulations for the control and use thereof, and will establish a reasonable schedule of prices for the sale or disposal of lots in said cemetery; maintaining said premises in an enclosure to prevent trespassing by stock or otherwise; and shall do all such other and further things as may be necessary or requisite for the purpose of carrying out the spirit of the terms and provisions hereinbefore recited, and also as recited in said deed of conveyance.

Sec. 3. That such sum or sums shall be annually appropriated and set aside by the Board of Trustees of the Town of Sugar City as may be necessary to carry out the provisions of this ordinance and the provisions of said deed of conveyance, which sum or sums of money shall be expended by the said Board of Trustees upon the said cemetery premises, as shall or may be necessary to protect and preserve it for such cemetery purposes.

Attest. - J. H. Ballou Town Clerk.

W. L. Williams  
Mayor,



TOWN OF SUGAR CITY, COLORADO.  
(INCORPORATED)

TRUSTEES

BERGER, O. C.  
FLUKE, JOHN  
HEDGES, FRANK  
RENO, N. A.  
SANGER, F. A.  
TERRY, MERT

19

Passed this 12th, day of July, 1909, at a regular meeting of the board of trustees of the incorporated Town of Sugar City, Colo. The whole number of trustees being present, the yeas and nays being called and recorded, resulted as follows;

Sanger,  
Yeas, Berger, Fluke, Philips, ~~Sanger~~ Hedges, and Terry, Trustees.

Nays Trustees, None,

Absent Trustees, None,

Attest,

J. M. Ballou  
Town Recorder.

J. E. Williams  
Mayor,