

AN ORDINANCE AND RESOLUTION TO APPROVE A LEASE AGREEMENT
WITH XTO ENERGY INC.

WHEREAS, it is the desire of the Town Council of the Town of Lumberport, Harrison County, West Virginia, to enter into a lease agreement with XTO Energy Inc., substantially in the form of the Lease Agreement attached hereto.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF LUMBERPORT, HARRISON COUNTY, WEST VIRGINIA, AS FOLLOWS:

1. It is hereby found and determined that the terms of the Lease Agreement with XTO Energy Inc. in the form presented to Council, and attached hereto and incorporated herein, are in the best interests of the Town. The property to be leased is found to be unnecessary for the efficient rendering of public services by the Town.
2. The Lease Agreement with XTO Energy Inc. is hereby approved. The Mayor is hereby authorized to execute, acknowledge and deliver the Lease Agreement and associated documents, and to affix the official seal of the Town of Lumberport to the same. The Recorder is authorized to attest the same.
3. This ordinance shall take effect immediately upon passage.

PASSED AND APPROVED on the First Reading by the Town Council of the Town of Lumberport, Harrison County, West Virginia, on the 16th day of Feb., 2012
PUBLIC HEARING held on the 5th day of March, 2012

PASSED AND APPROVED on the Second and Final Reading by the Town Council of the Town of Lumberport, Harrison County, West Virginia, on the 5th day of March, 2012.

Mayor

ATTEST:


Recorder