



Mesa County Attorney's Office

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March 14, 2019

Mesa County Federal Mineral Lease District Board
Craig Springer, President
Quintin Shear, Board Member
John Justman, Board Member
VIA EMAIL: mcanany@dwmk.com

RE: Formal Request for Anvil Points Naval Oil Reserve Funds from Mesa County Board of County Commissioners

Dear Board Members:

At the request of my client, the Mesa County Board of County Commissioners (the "BoCC"), I am submitting this formal request to the Mesa County Federal Mineral Lease District ("FMLD") to enter into a contract to accomplish the conveyance to the BoCC of 100% of the approximately \$1.7 million Anvil Points Naval Oil Shale Reserve Funds received by the FMLD, plus any additional funds the FMLD has received to date from the same source, including, without limitation, the \$120,402.20 the FMLD received by a check dated 1-16-19, plus any accrued interest thereon (collectively the "Anvil Points Money"). The BoCC further requests that the FMLD immediately remove any of the Anvil Points Money from any investment accounts or other bank accounts and place all of the Anvil Points Money into an interest bearing bank account until payment is made to Mesa County.

The BoCC has been working hard to address a crisis that is facing all citizens of Mesa County concerning the overcrowding at the Mesa County Detention Facility (the "Jail"). The Jail serves each and every person and public entity located in Mesa County. The BoCC is willing to pledge to direct the Anvil Points Money towards its efforts to remedy the Jail overcrowding problem with some planned construction to expand that Jail. Although the Anvil Points Money was not received by the FMLD in its normal course of business from DOLA, the BoCC emphatically believes that using the Anvil Points Money to assist Mesa County in its efforts to address the countywide Jail overcrowding problem is exactly the type of project that mineral leasing money the FMLD receives from DOLA is intended to be used for, and the BoCC's intended use of the Anvil Points Money will be entirely consistent with FMLD's statutory mandate and mission for its DOLA money.

Accordingly, the Mesa County Board of County Commissioners respectfully requests that the Anvil Points Money be paid to Mesa County through a contractual agreement to accomplish the transfer of the funds. A proposed contract is attached to this Letter. The BoCC's planning for the Jail expansion is ongoing, so time is of the essence in completing the transfer of the Anvil Points Money to Mesa County. Thank you.

Sincerely,

A handwritten signature in blue ink, appearing to read "J. Patrick Coleman", is written over a horizontal line.

J. Patrick Coleman
Mesa County Attorney

cc: Rose Pugliese, Chair
John Justman, Commissioner
Scott McInnis, Commissioner
Frank Whidden, Mesa County Administrator