

POWER OF ATTORNEY FOR CONNECTION TO PERSIGO SEWER SYSTEM

I, (we) **Charlie W Rosedahl, and Joan P Rosedahl** as owners of the real property described herein,

Property Address: **2119 Broadway**
Mesa County Tax Assessor Number: **2947-232-00-016**
Legal Description:

BOOK 3400, PAGE 264

A parcel of land situated in the Ute Meridian, BEG NW COR SEC 23 11S 101W N 89DEG38MIN E 484.3FT S 29MIN W 577.8FT FOR BEG N 89DEG49MIN E 621FT S 66DEG07MIN E 509.5FT S 54DEG34MIN W 692FT N 57DEG24MIN W 620FT N 29MIN E 270.2FT TO BEG EXC HWY

(Property) located in Mesa County Colorado agree that, as a condition of City approval of the re-construction of an existing individual sewage disposal system (ISDS) also known as septic tank and leach field on the Property that I (we) for ourselves, our heirs, successors and/or assigns covenant and agree that I (we) have executed this a power of attorney in favor of the City Clerk of the City of Grand Junction authorizing and permitting the City Clerk to act on behalf of us our executors or assigns to sign a petition to form a special improvement district to construct a public sewer/sewer improvement district for the benefit of and to serve the Property.

This instrument shall be recorded and shall be deemed a covenant, which binds and shall run with the land.

The requirement that I (we) connect to public sewer as of the date of this document has, with the consent of the City Manager, been deferred to such time, if any, as a sewer line is available in Monument Road that would benefit the Property, described herein.

The actual cost that I (we) our heirs, successors and/or assigns shall pay will be determined in accordance with rates, reimbursements and policies at the time sewer is installed that would benefit this property.

I (we) our heirs, successors and/or assigns as owners of the above described real property do hereby agree to connect to sewer infrastructure at which time it is available along Lime Kiln Gulch (south of Highway 340) and will abandon our ISDS/septic systems, either as a larger scope of work or otherwise, to the then existing standards and do hereby designate and appoint the City Clerk of the City of Grand Junction as my (our) attorney in fact to execute any and all petitions, documents and instruments to effectuate my (our) intention to participate in said improvement district for such purpose or to otherwise act in conformity with said general purpose and direction.

The City Clerk is empowered by me (us) to do and perform any and all acts which the City Clerk shall deem necessary, convenient or expedient to accomplish such improvements, construction or reconstruction as fully as I (we) might do if personally present.

This authority and the covenant created thereby shall be binding upon any and all successors in interest to the Property and shall not cease upon my death (the death of either or both of us) or the dissolution of marriage, partnership, corporation or other form of association which may hold title or claim an interest to the Property.

As a further covenant to run with the land, I (we) agree that in the event of a counter-petition to any proposed sewer improvement(s), improvement district, construction or reconstruction any signature on such petition purporting to affect the land herein described may be ignored and of no force and effect by the City of Grand Junction.

This power of attorney is not terminable; it shall terminate only upon connection to a sewer system or other legal means of accomplishing the purpose described.

In witness whereof I (we) have signed executed and acknowledged this instrument this 14 day of June, 2013.

Charlie W. Rosedahl
Charlie W Rosedahl

Joan P. Rosedahl
Joan P Rosedahl

STATE OF Colorado
COUNTY OF mesa

The foregoing instrument was subscribed and sworn to before me this 14 day of June, 2013.

My Commission expires 12/29/13
Cassandra Kuzman
Notary Public

