

BRK67PRK

TYPE OF RECORD: PERMANENT

CATEGORY OF RECORD: DEED

PURPOSE: 15 ACRES ON ORCHARD MESA TO BE
DEDICATED FOR A PARK

NAME OF AGENCY OR CONTRACTOR: L.W. BURKEY

STREET ADDRESS/PARCEL NAME/SUBDIVISION (LOT AND BLOCK):
2847 B ROAD

PARCEL #: 2943-312-00-944

CITY DEPARTMENT: PUBLIC WORKS

YEAR: 1967

EXPIRATION DATE: NONE

DESTRUCTION DATE: NONE

September 30, 1968

H. B. Jarrad, Sr.
177 28 1/2 Road
Grand Junction, Colorado 81501

Dear Mr. Jarrad:

This letter will serve as a memorandum of understanding as to your operating of the orchard on property belonging to the City of Grand Junction, Colorado, described as:

The East 15 acres of the Northeast Quarter of the Northwest Quarter of Section 31, Township 1 South, Range 1 East of the Ute Meridian, Mesa County, Colorado, except the South 100 feet thereof and except the North 342 feet thereof, subject to a road right-of-way on the East 20 feet thereof, and together with an easement for road right-of-way over and across the East 20 feet of the North 342 feet of the said Northeast Quarter of the Northwest Quarter of Section 31, together with all water and water rights ditch and ditch rights thereto appertaining.

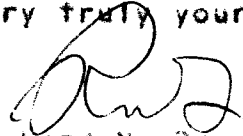
You are to have the right to operate said orchard for the crop year 1969 and annually thereafter unless such right is withdrawn in writing prior to the first day of September of any year for the following year.

From the net from any operation conducted by you, 75% shall be retained by you and the remaining 25% shall be paid into the general fund of the City. The net shall be determined by deducting from the amount realized for the sale of the peaches the amount paid by the City for the water used on the orchard and your expenses in conducting the operation, which expenses shall not include any charge for labor or depreciation of equipment.

C
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It is understood that you are operating as an independent contractor and will save and hold the City harmless from any and all demands that may result from the operation except the charge for the water mentioned.

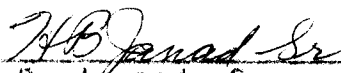
Very truly yours,



Richard N. Gray,
City Manager
City of Grand Junction, Colorado

RNG/pb

APPROVED:



H. B. Jarrad, Sr.

CC - Gerald Ashby, City Attorney
Ralph Stocker, Director, Parks & Recreation
Wm. Manchester, Finance Director
~~Helen Tomlinson, City Clerk~~

C
O
P
Y

L. W. BURKEY

whose address is Grand Junction

County of Mesa, and State of

Colorado, for the consideration of
One Dollar and other valuable consideration,
~~dollars~~, in hand paid, hereby sell(s) and convey(s) to
City of Grand Junction, a municipal corporation,

State Documentary Fee
Date DEC 15 1967
\$ *Exempt*

whose address is Grand Junction

County of

Mesa, and State of Colorado

the following real property in the

County of Mesa

, and State of Colorado, to wit:

The East 15 acres of the Northeast Quarter of the North-
west Quarter of Section 31, Township 1 South, Range 1
East of the Ute Meridian, EXCEPT the South 100 feet
thereof, and EXCEPT the North 342 feet thereof; subject
to a road right-of-way on the East 20 feet of tract
conveyed; and together with easement for road right-
of-way over and across the East 20 feet of the North
342 feet of the Northeast Quarter of the Northwest
Quarter of said Section 31, Township 1 South, Range
1 East of the Ute Meridian; together with all water
rights and ditch rights belonging therewith and
appurtenant thereto, such conveyance being for park,
recreational or other governmental purposes; provided,
however, that the time of development shall be determined by
(Consideration less than \$100.00) the grantee,

with all its appurtenances, and warrant(s) the title to the same, subject to

Signed this

12th

day of December

, 19 67 .

[Signature]

STATE OF COLORADO,

County of Mesa

} ss.

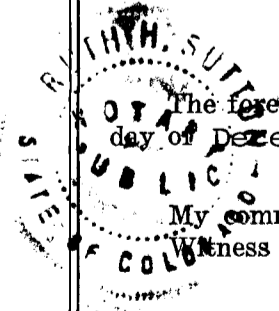
The foregoing instrument was acknowledged before me this
day of December, 19 67, by L. W. Burkey.

12th

My commission expires February 20, 1971

Witness my hand and official seal.

[Signature]
Notary Public



Statutory Acknowledgment.—If by natural person or persons here insert name or names; if by person acting in representative or official capacity or as attorney-in-fact then insert name of person as executor attorney-in-fact or other capacity or description; if by officer of corporation then insert name of such officer or officers as the president or other officers of such corporation naming it.