

GAI97UNA

TYPE OF RECORD: PERMANENT

CATEGORY OF RECORD: EASEMENT

NAME OF AGENCY OR CONTRACTOR: GREGORY S. INGLE AND ANGELA
MARIE INGLE

STREET ADDRESS/PARCEL NAME/SUBDIVISION/PROJECT: PARCEL NO.
2945-243-28-001, 2702 1/2 UNAWEEP AVENUE, UTILITY EASEMENT

CITY DEPARTMENT: PUBLIC WORKS

YEAR: 1997

EXPIRATION DATE: NONE

DESTRUCTION DATE: NONE

GRANT OF EASEMENT

1811712 0337PM 09/03/97
MONIKA TODD CLK&REC MESA COUNTY CO
DOCUMENT FEE \$EXEMPT

Gregory S. Ingle and Angela Marie Ingle, Grantors, for and in consideration of the sum of Seventy Five and 00/100 Dollars (\$75.00), the receipt and sufficiency of which is hereby acknowledged, have given and granted and by these presents do hereby give and grant unto the City of Grand Junction, a Colorado home rule municipality, Grantee, whose address is 250 North 5th Street, Grand Junction, Colorado 81501, for the use of Grantee and for the use of the Public Utilities, a Perpetual Utilities Easement on, along, over, under, through and across the following described parcel of land, to wit:

Beginning at the Southeast Corner of Lot 1 of Valley View Minor Subdivision situate in the SW1/4 SW1/4 of Section 24, Township 1 South, Range 1 West of the Ute Meridian in the City of Grand Junction, County of Mesa, State of Colorado, as recorded in Plat Book 13 at Page 228 in the office of the Mesa County Clerk and Recorder;

thence N 00°00'00" E along the East boundary of said Lot 1 a distance of 10.00 feet;

thence leaving said East boundary, N 90°00'00" W a distance of 5.00 feet;

thence S 00°00'00" E a distance of 10.00 feet to a point on the South boundary of said Lot 1;

thence N 90°00'00" E along the South boundary of said Lot 1 a distance of 5.00 feet to the Point of Beginning,

containing 50.0 square feet as described herein and as depicted on Exhibit "A" attached hereto and incorporated herein by reference.

TO HAVE AND TO HOLD unto the said Grantee, together with the right to enter upon said premises, to survey, maintain, operate, repair, replace, control and use said Utilities Easement, subject to the terms and conditions contained herein.

1. Grantors reserve the right to use and occupy the aforescribed easement for any lawful purpose which is not inconsistent with the rights herein granted; provided, however, that Grantors hereby covenant with Grantee that the easement area shall not be burdened or overburdened by the Grantors erecting or placing any improvements or structures thereon which might act to prevent reasonable ingress and egress for workers and equipment on, along, over, under, through and across the easement area.
2. Grantee agrees that the work and act of installing, maintaining and repairing utilities and related appurtenances and facilities shall be performed with due care using commonly accepted standards and techniques, taking precautions for the protection of persons and property; all damages to persons or property resulting from the failure to exercise due care, or other higher standard of care as may be applicable, shall be paid for and repaired at the expense of Grantee.

EXHIBIT "A"

LOT 1
VALLEY VIEW MINOR SUB.

2945-243-28-001
GREGORY S. INGLE
2702 1/2 UNAWEEP AVENUE
UTILITY EASEMENT AREA = 50.00 SQFT.

S90°00'00"W 76.00'

3,000.00'00"N
127.00'

N00°00'00"E

N90°00'00"W

71.00'

33.00'

5.00'
10.00'
5.00'

STA. 43+00

CENTERLINE CONSTRUCTION LINE

SURVEY LINE

UNAWEEP

(C ROAD)

27
ROAD

23 24
25 26

T 1 S, R 1 W, U.M.

PROPOSED REGRADATION LINE

DRAWN BY: SRP
DATE: 1-20-97
SCALE: 1" = 40'
APPR. BY: TW
FILE NO: WEEP36.DWG

EASEMENT DESCRIPTION MAP

UNAWEEP (136)

DEPARTMENT OF PUBLIC WORKS
ENGINEERING DIVISION
CITY OF GRAND JUNCTION



EPA98JBW

TYPE OF RECORD: PERMANENT

CATEGORY OF RECORD: CONTRACT

NAME OF AGENCY OR CONTRACTOR: UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY

STREET ADDRESS/PARCEL NAME/SUBDIVISION/PROJECT: F32100, REF:
8TMS-G, JARVIS BACK WATER HABITAT PROJECT, SPECIAL STUDIES
PROGRAM, X998782-01

CITY DEPARTMENT: PUBLIC WORKS

YEAR: 1998

EXPIRATION DATE: NONE

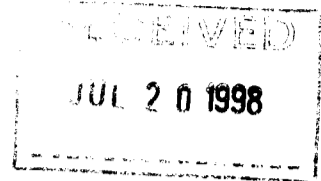
DESTRUCTION DATE: NONE

JARVIS BACKWATER PROJECT - F32100



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 8
999 18TH STREET - SUITE 500
DENVER, CO 80202-2466
JUL 15 1998



Ref: 8TMS-G

Mark Relph, Public Work Manager
City of Grand Junction
250 North Fifth Street
Grand Junction, Colorado 80502

Re: Special Studies Program
X998782-01

Dear Mr. Relph:

We are pleased to inform you that we are approving your application for the Jarvis Back Water Habitat project in the amount of \$50,000.00.

The enclosed SF-270, "Request for Advance or Reimbursement" is to be used to request payment. You may duplicate this form.

Please sign and date all copies of the enclosed award, retain the recipient copy for your files and return the remaining copies to the Grants, Audit and Procurement Program Office (8TMS-G).

If you have any questions regarding the administrative requirements, please contact Joyce Brame at (303) 312-6367 or, if you have any questions regarding the technical requirements contact Stacey Eriksen at (303) 312-6692.

Sincerely,

A handwritten signature in cursive script, appearing to read "Tony Medrano".

Tony Medrano, Director
Grants, Audit and Procurement
Program Office

Enclosures



Printed on Recycled Paper

RECIPIENT COPY

U.S. ENVIRONMENTAL PROTECTION AGENCY					1. ASSISTANCE ID NO. X 998782-01-0		2. LOG NUMBER 08-X 222				
EPA ASSISTANCE AGREEMENT / AMENDMENT					3. DATE OF AWARD JUL 8 1998		4. MAILING DATE JUL 15 1998				
PART I - ASSISTANCE NOTIFICATION INFORMATION											
5. AGREEMENT TYPE			6. PAYMENT METHOD								
Cooperative Agreement			<input type="checkbox"/> Advance <input checked="" type="checkbox"/> Reimbursement <input type="checkbox"/> ACH Number _____								
Grant Agreement			X			7. TYPE OF ACTION					
Assistance Amendment			Send Payment Request to: FINANCE SECTION - 8TMS-F			NEW PROJECT					
RECIPIENT ORGANIZATION	8. RECIPIENT				9. PAYEE						
	CITY OF GRAND JUNCTION 250 NORTH FIFTH STREET GRAND JUNCTION, CO 81502				CITY OF GRAND JUNCTION 250 NORTH FIFTH STREET GRAND JUNCTION, CO 81502						
	EIN NO. 84-6000592		CONGRESSIONAL DISTRICT 03		10. RECIPIENT TYPE CITY, VILLAGE, TOWN, BOROUGH						
	11. PROJECT MANAGER AND TELEPHONE NO. MARK RELPH PUBLIC WORK MANAGER (970) 244-1554				12. CONSULTANT (WWT Construction Grants only) N/A						
EPA CONTACT	13. ISSUING OFFICE (CITY / STATE) US ENVIRONMENTAL PROTECTION AGENCY GRANTS, AUDIT & PROCUREMENT US EPA, REGION VIII, 8TMS-G 999 18TH STREET DENVER, CO 80202-2466				14. EPA PROJECT / STATE OFFICER AND TELEPHONE NO. ERIKSEN, S., PROJECT OFFICER 999 18TH STREET, SUITE 500 DENVER, CO 80202-2466 (303) 312-6692 JOYCE BRAME GRANTS SPECIALIST (303) 312-6367						
	15. EPA CONGRESSIONAL LIAISON & PHONE BARBARA BROOKS, (202) 260-5660		16. STATE APPL ID (Clearinghouse) N/A		17. SCIENCE FIELD NA		18. PROJECT STEP (WWT Construction Grants Only) N/A				
	19. STATUTORY AUTHORITY CLEAN WATER ACT: SEC. 104		20. REGULATORY AUTHORITY 40 CFR PART 31		21. STEP 2 + 3 & STEP 3 (WWT Construction Grants Only)						
				a. Treatment Level							
				b. Project Type		N/A					
				c. Treatment Process							
				d. Sludge Design							
22. PROJECT TITLE AND DESCRIPTION JARVIS BACK WATER HABITAT PROJECT											
23. PROJECT LOCATION (Areas Impacted by Project)											
City / Place COLORADO RIVER BASIN			County MESA			State CO		Congressional District 03			
24. ASSISTANCE PROGRAM (CFDA Program No. & Title) 66.606: Surveys, Studies, Investigations, Spec				25. PROJECT PERIOD 07/15/98 - 09/30/98		26. BUDGET PERIOD 07/15/98 - 09/30/98					
27. COMMUNITY POPULATION (WWT Construction Grants Only) N/A			28. TOTAL BUDGET PERIOD COST \$0			29. TOTAL PROJECT PERIOD COST \$52,632					
FUNDS		FORMER AWARD		THIS ACTION		AMENDED TOTAL					
30. EPA Amount This Action		\$0		\$50,000							
31. EPA In-Kind Amount		0		0							
32. Unexpended Prior Year Balance		0		0							
33. Other Federal Funds		0		0							
34. Recipient Contribution		0		2,632							
35. State Contribution		0		0							
36. Local Contribution		0		0							
37. Other Contribution		0		0							
38. Allowable Project Cost		\$0		\$52,632							
FISCAL	Site Name		Document Control Number	FY	Approp.	Budget Organization	Program Element	Object Class	Site/Project	Cost Organization	Obligation / Deobligation
	01)		LGR044	98	ZG	08L1	D2X	4141			50,000

TABLE A - OBJECT CLASS CATEGORY (Non-construction)	TOTAL APPROVED ALLOWABLE BUDGET PERIOD COST
1. PERSONNEL	\$0
2. FRINGE BENEFITS	0
3. TRAVEL	0
4. EQUIPMENT	0
5. SUPPLIES	0
6. CONTRACTUAL	50,000
7. CONSTRUCTION	0
8. OTHER	2,632
9. TOTAL DIRECT CHARGES	\$52,632
10. INDIRECT COSTS: RATE % BASE	0
11. TOTAL (Share: Recipient <u>5.10%</u> Federal <u>94.90%</u>)	\$52,632
12. TOTAL APPROVED ASSISTANCE AMOUNT	\$50,000

TABLE B - PROGRAM ELEMENT CLASSIFICATION (Non-construction)	
1.	
2.	
3.	
4.	
5.	
6.	
7.	
8.	
9.	
10.	
11.	
12. TOTAL (Share: Recipient _____ % Federal _____ %.)	
13. TOTAL APPROVED ASSISTANCE AMOUNT	

TABLE C - PROGRAM ELEMENT CLASSIFICATION (Construction)	
1. ADMINISTRATION EXPENSE	
2. PRELIMINARY EXPENSE	
3. LAND STRUCTURES, RIGHT-OF-WAY	
4. ARCHITECTURAL ENGINEERING BASIC FEES	
5. OTHER ARCHITECTURAL ENGINEERING FEES	
6. PROJECT INSPECTION FEES	
7. LAND DEVELOPMENT	
8. RELOCATION EXPENSE	
9. RELOCATION PAYMENTS TO INDIVIDUALS AND BUSINESS	
10. DEMOLITION AND REMOVAL	
11. CONSTRUCTION AND PROJECT IMPROVEMENT	
12. EQUIPMENT	
13. MISCELLANEOUS	
14. TOTAL (Lines 1 thru 13)	
15. ESTIMATED INCOME (if applicable)	
16. NET PROJECT AMOUNT (Line 14 minus 15)	
17. LESS: INELIGIBLE EXCLUSIONS	
18. ADD: CONTINGENCIES	
19. TOTAL (Share: Recipient _____ % Federal _____ %.)	
20. TOTAL APPROVED ASSISTANCE AMOUNT	

ADMINISTRATIVE TERMS AND CONDITIONS

1. The Project Work Plan is the work plan for this award. Performance will be evaluated consistent with the Policy on Performance Based Assistance dated May 31, 1985.
2. The recipient agrees to ensure that all space for conferences, meetings, conventions, or training funds in whole or in part with Federal funds complies with the Hotel and Motel Fire Safety Act of 1990.
3. Pursuant to EPA Order 1000.35, dated January 24, 1990, the recipient agrees to use recycle paper for all reports which are prepared as part of this agreement and delivered to the Agency. This requirement does not apply to Standard Forms. These forms are printed on recycle paper as available through the General Service Administration.
4. In accordance with ERA's Program for utilization of Small, Minority and Women's Business Enterprises in procurement under assistance programs, the recipient agrees to:

a) Accept the applicable FY 1998 "fair share" goals negotiated with EPA by the State as follows:

	MBE	WBE
Construction		
Supplies		
Services		
Equipment		
	or	
Combined Rate	5%	3 %

If the recipient does not want to rely on the applicable State's MBE/WBE goals, the recipient agrees to submit proposed MBE/WBE goal based on availability of qualified minority and women-owned business to do work in the relevant market for construction, services, supplies and equipment. "Fair Share" objectives must be submitted to Maurice Velasquez within 30 days of award and approved by EPA no later than 30 days thereafter.

b) Follow the six affirmative steps started in 40 CFR 30.44(b), 31.36(e), 35.3145(d), or 35.6580(a) as appropriate.

c) For assistance awards for continuing environmental programs and assistance awards with institutions of higher education, hospitals and other non-profit organizations, submit and Form 5700-52A "MBE/WBE Utilization Under Federal Grants, Cooperative Agreement and Interagency Agreement", to the award official by October 30 of each year. Other program reports must be submitted to the award official within 30 days of end of the Federal fiscal year quarter (January 30, April 30, July 30, and October 30).

d) In the event race and/or gender neutral efforts prove to be inadequate to achieve a fair share objective for MBE/WBEs, the recipient agrees to notify EPA in advance of any race and/or gender conscious action it plans to take to more closely achieve the fair share objective.

e) The recipient agrees to apply the applicable State's FY 1998 "fair share" goal or its own negotiated FY98 "fair share" goals to any procurement initiated after the FY 1998 "fair share" objectives become effective. The recipient also agrees to include in its bid documents the applicable FY 1998 "fair share" objectives and require all prime contracts to include in their bid documents for subcontracts the applicable FY 1998 "fair share" percentages and to comply with paragraphs (a) through (c) above.

5. The recipient must submit an annual Financial Status Report within 90 days after the grant year, and must submit a final report within 90 days after the expiration or termination of grant support in accordance with 40 CFR Part 31.41(b).

PROGRAM TERMS AND CONDITIONS

1. The recipient must submit a final Performance/Progress Report within 90 days after the end of the project and budget period.

SPECIAL CONDITIONS (continued)

PART IV

NOTE: The Agreement must be completed in duplicate and the Original returned to the Grants Administration Division for Headquarters awards and to the appropriate Grants Administration Office for State and local awards within 3 calendar weeks after receipt or within any extension of time as may be granted by EPA.
 Receipt of a written refusal or failure to return the properly executed document within the prescribed time, may result in the withdrawal of the offer by the Agency. Any change to the Agreement by the recipient subsequent to the document being signed by the EPA Award Official, which the Award Official determines to materially alter the Agreement, shall void the Agreement.

OFFER AND ACCEPTANCE

The United States of America, acting by and through the U.S. Environmental Protection Agency (EPA), hereby offers assistance/amendment to the CITY OF GRAND JUNCTION for 94.90 % of all approved costs incurred up to and not exceeding \$ 50,000 for the support of approved budget period effort described in application (including all application modifications) cited in Item 22 of this Agreement
ASSISTANCE AMOUNT
FOR FEDERAL ASSISTANCE DATED 12/16/97, included herein by reference.
DATE AND TITLE

ISSUING OFFICE (Grants Administration Office)	AWARD APPROVAL OFFICE
ORGANIZATION / ADDRESS GRANTS, AUDIT & PROCUREMENT US EPA, REGION VIII, 8TMS-G 999 18TH STREET DENVER, CO 80202-2466	ORGANIZATION / ADDRESS GRANTS, AUDIT & PROCUREMENT US EPA, REGION VIII, 8TMS-G 999 18TH STREET, SUITE 500 DENVER, CO 80202-2466

THE UNITED STATES OF AMERICA BY THE U.S ENVIRONMENTAL PROTECTION AGENCY		
SIGNATURE OF AWARD OFFICIAL 	TYPED NAME AND TITLE TONY MEDRANO, DIRECTOR GRANTS, AUDIT & PROCUREMENT PROGRAM OFFICE	DATE JUL 8 1998

This agreement is subject to applicable U.S. Environmental Protection Agency statutory provisions and assistance regulations. In accepting this award or amendment and any payments made pursuant thereto, (1) the undersigned represents that he is duly authorized to act on behalf of the recipient organization, and (2) the recipient agrees (a) that the award is subject to the applicable provisions of 40 CFR Chapter I, Subchapter B and of the provisions of this agreement (Parts I thru IV), and (b) that acceptance of any payments constitutes an agreement by the payee that the amounts, if any found by EPA to have been overpaid will be refunded or credited in full to EPA.

BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION		
SIGNATURE 	TYPED NAME AND TITLE MARK RELPH PUBLIC WORK MANAGER	DATE 7/21/98