

MCO47SSM

TYPE OF RECORD: PERMANENT

CATEGORY OF RECORD: EASEMENT

NAME OF AGENCY OR CONTRACTOR: MESA COUNTY

STREET ADDRESS/PARCEL NAME/SUBDIVISION/PROJECT: CONSTRUCTION AND
MAINTENANCE OF STORM SEWER NORTH OF THE SOUTH RIGHT-OF-WAY LINE OF GRAND
JUNCTION AVENUE

CITY DEPARTMENT: PUBLIC WORKS

YEAR: 1947

EXPIRATION DATE: NONE

DESTRUCTION DATE: NONE

A G R E E M E N T

THIS AGREEMENT, made and entered into on this 19th day of April, 1947, by and between Mesa County, Colorado, first party, and The City of Grand Junction, Colorado, second party, WITNESSETH:

WHEREAS the second party desires to construct a storm sewer along the South side of the road right of way, known as Grand Avenue, to connect the City storm sewer with the waste ditch of the Grand Junction Drainage District; and

WHEREAS the first party is willing to grant an easement therefor upon certain terms and conditions hereinafter stated;

NOW, THEREFORE, in consideration of these presents, IT IS MUTUALLY AGREED AS FOLLOWS:

The second party shall have the right to construct a storm sewer from a point 690 feet East and 22 feet South of the center of Section 13, Township 1 South, Range 1 West of the Ute Meridian, which said point is 8 feet North of the South right of way line of Grand Avenue and adjacent to the present City Limits of the City of Grand Junction, thence Eastward a distance of 959 feet to the above-mentioned waste ditch. The first 330 feet of said storm sewer shall be a 24 inch pipe line, and the balance of said storm sewer shall be an open ditch; in accordance with a plat hereto attached and made a part hereof.

The second party agrees to maintain the said ditch and to protect the present County Road from all damage caused by washing or undermining of the highway by the water carried in said ditch;

The second party further agrees to replace any culverts across present County Roads which are made too small by the increased flow of water in the waste ditch of the Grand Junction

Drainage District because of the emptying of the storm sewage into the said drainage ditch.

IN WITNESS WHEREOF the parties have hereunto signed their names on the day and year first above written.

COUNTY OF MESA, COLORADO,

By *A. C. Maeyne*

By *Walter D. Smith*

By *Walter D. Smith*

Commissioners

First Party

CITY OF GRAND JUNCTION, COLORADO,

By *Herbert A. Smith*

City Manager

Attest:

Helen C. Tomlinson

City Clerk

