

MSA67UTE

TYPE OF RECORD: PERMANENT

CATEGORY OF RECORD: EASEMENT

NAME OF AGENCY OR CONTRACTOR: MESA COUNTY VALLEY SCHOOL
DISTRICT NO. 51 BY: WILLIAM J. FLORYANCIC (PRESIDENT BOARD
OF EDUCATION OF MESA COUNTY VALLEY SCHOOL DISTRICT NO. 51)
AND FRANK L. BAILEY (SECRETARY)

STREET ADDRESS/PARCEL NAME/SUBDIVISION/PROJECT: ELM AVE.
STORM SEWER EASEMENT RIGHT OF WAY ACROSS FROM HIGH SCHOOL
GROUNDS BLOCK 3 OF THE HIGH SCHOOL ADDITION, SOUTH OF THE
CENTER LINE OF SHERWOOD DRIVE LOT 20 OF CAPITAL HILL
SUBDIVISION, NORTH OF THE CENTERLINE OF ELM AVE.

CITY DEPARTMENT: PUBLIC WORKS

YEAR: 1967

EXPIRATION DATE: NONE

DESTRUCTION DATE: NONE

GRANT OF RIGHT-OF-WAY

WHEREAS, Mesa County Valley School District No. 51 is the owner of the hereinafter described land, and the City of Grand Junction, Colorado, being now engaged in the construction of a Storm Sewer, known as Elm Avenue Storm Sewer, and the City of Grand Junction being desirous of constructing, operating and maintaining such Storm Sewer through and across the hereinafter described land owned by Mesa County Valley School District No. 51, which said Storm Sewer is to be a thirty-inch pipe buried approximately eight feet below the surface of the ground,

NOW, THEREFORE, Mesa County Valley School District No. 51 hereby quit-claims and grants to the City of Grand Junction, Colorado, a right-of-way for the installation, operation and maintenance of said Storm Sewer, seven and one-half feet on each side of a line described as follows:

Beginning at a point on the West line of Block 3 of the High School Addition to the City of Grand Junction, Mesa County, Colorado and 172 ft. South of the centerline of Sherwood Drive extended; thence Easterly perpendicular to Fifth Street for a distance of 643 ft. more or less; thence Southeasterly along a line forming an angle of 45 degrees with the last described line for a distance of 133 ft. more or less to the East line of said Block 3,

Also beginning at a point on the West line of Lot 20 of Capitol Hill Subdivision in the City of Grand Junction, Mesa County, Colorado and 6.5 ft. North of the centerline of Elm Avenue extended from the East; thence East parallel to the said centerline of Elm Avenue to the East line of said Lot 20,

together with the right of ingress and egress for the proper repair and maintenance thereof.

During the period of construction and installation of such Storm Sewer, the City of Grand Junction, Colorado, is granted the privilege of using a strip of land fifteen feet in width and immediately adjacent to one side of the above described right-of-way.

The City of Grand Junction, Colorado, by the acceptance hereof shall be deemed to agree as follows:

1. That it will complete the construction and installation of said Storm Sewer, and restore the surface area of the right-of-way and of the fifteen foot strip of land to be used by it during the construction period to the same condition as the same was

prior to the institution of the construction and installation of such Storm Sewer, and have the same completed by September 1, 1967.

- 2. That it does and at all times will indemnify Mesa County Valley School District No. 51 from and against all claims, demands, suits and damages which may be made, brought against it or suffered by it by virtue of the construction, installation, operation or maintenance of such Storm Sewer.
- 3. The grant of this right-of-way shall not be deemed to impair the right of Mesa County Valley School District No. 51 to use the surface of said right-of-way subsequent to the construction and installation of said Storm Sewer.

Executed this 25th day of July, 1967.

MESA COUNTY VALLEY SCHOOL DISTRICT NO. 51

By William J. Floryancic
President

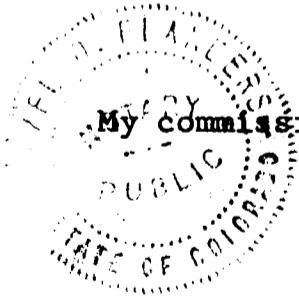
ATTEST:

Frank L. Bailey
Secretary

STATE OF COLORADO)
COUNTY OF M E S A) ss.

The foregoing instrument was acknowledged before me this 25th day of July, 1967, by William J. Floryancic as President of the Board of Education of Mesa County Valley School District No. 51.

Witness my hand and official seal.



My commission expires:

Hazel A. Flander
Notary Public
My Commission expires December 2, 1967

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y.

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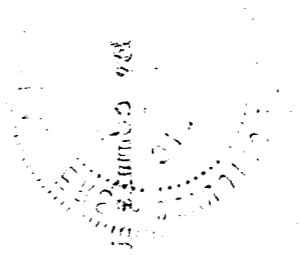
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STATE OF COLORADO
County of MESA
I hereby certify that this instrument was
Filed for record

JUL 28 1967

at 10:56 o'clock ^e M and recorded
in Book 911 Page 521
ANNIE M. DUNSTON, County Clerk & Recorder
Annie M. Dunston

3.00
July 8 Grand Jet



Witness my hand and official seal.

No. 21.
of the Board of Education of Mesa County Valley School District
this 23rd day of July, 1967, by William J. Dunham, its President
The foregoing instrument was acknowledged before me

COUNTY OF MESA)
STATE OF COLORADO) ss.

SECRETARY

WITNESS:

HESS COUNTY VALLEY SCHOOL DISTRICT NO. 21

Executed this 23rd day of July, 1967.

1. That the Board of Education of Mesa County Valley School District No. 21 has the right of easement over the right-of-way shown on the plat attached hereto for the purpose of installing and maintaining such storm sewer.
2. That the Board of Education of Mesa County Valley School District No. 21 has the right of easement over the right-of-way shown on the plat attached hereto for the purpose of installing and maintaining such storm sewer.
3. That the Board of Education of Mesa County Valley School District No. 21 has the right of easement over the right-of-way shown on the plat attached hereto for the purpose of installing and maintaining such storm sewer.
4. That it does and at all times will indemnify Mesa County Valley School District No. 21 from and against all claims, demands, suits and damages which may be asserted against it or any of its officers, agents or servants in connection with the installation and maintenance of such storm sewer, and have the same prior to the installation of the construction and

1085

no. 4120

Elm Ave. Storm Sewer

Easement for R/W from Mesa
Co. Valley School Dist. No. 51
across High School Graounds

7-25-1967