

Grand Junction, Colo. October 8, 1907.

The City Council of the City of Grand Junction met in regular session at the Council Chamber in the City Hall in said City on Tuesday, the 8th day of October, 1907, at 8 P.M. pursuant to the rules of the Council.

An roll call the following were present:
Mayor J. R. Wentworth.

Aldermen, W. D. Davies, A. P. Drew,

W. C. Boyer, M. Hertz, C. F. Hudson, J. B. Matthews and J. C. Plank.

Absent, Alderman Matt H. Flynn.

Present also City Clerk, John M. Conley,
and City attorney, Joe W. Ryzelle.

The minutes of the meeting of
September 24th, 1907, were read and approved.

A petition signed by David Ferrer
and others was read as follows: We, the following property
owners on the north side of Peller ave, between fifth and Sixth,

Roll Call

Minutes read

Pet. for Work

on Peller ave

Beh 5 & 6

Petition granted would be that you order a sidewalk in to take effect immediately along lots #28, 29, 30, 31 & 32 in Block 16 also against lots 17 & 18 in Block 16 all facing on Teller between Fifth & Sixth. thereupon alderman Matthews made a motion seconded by Alderman Hudson that the petition be granted and the sidewalks be ordered laid as prayed for upon call of motion said motion carried unanimously.

The following applications for a license to keep a saloon from October 15th, 1907 to April 15th, 1908, with authority to sell therein spirituous, vinous and malt liquors in quantities less than one gallon, as provided by law; applications for Saloon Licenses Refused to license Com. were made as follows: Ed McKinney by M. R. McKinney at no. 475 Main St. at lot 9 in Block 118, Mason Cafe Co. by A. J. Connolly mgr. at #362 Main St. at lot 17 in Block 102, The Royalty Club Leg. Co. by D. W. Septon mgr. at no. 201 Colorado Avenue at lots 1 & 2 in block 123, J. E. Dulmans at the St. Regis Hotel at lot 16 in Block 124, J. D. Reams at #139 South 4th Street at lot 17 in Block 119, The Mesa Wine & Mercantile Co. by Gail C. Murray mgr. at no. 401 Colorado ave. at lot 1 in block 125 and M. Hertz for a Grocers license under Ordinance #125 to keep a grocery at #348 and 352 Colorado Avenue at lots 19 & 20 in Block 119. the said applications were refused without motion to the Committee on License for investigation and report.

The following resolution was introduced by alderman Hertz.

(Resolution)

Resolution by Hertz in regard to saloon license

Resolved: By the Mayor and City Council of the City of Grand Junction, that every retail liquor license that is granted by this Council, there shall be attached the following clause to wit:

First: The Person or Persons obtaining a retail liquor license shall comply strictly with the liquor Ordinance and the Sunday Closing Ordinance.

Second: The Person or Persons obtaining a retail liquor license shall be required to attach their signature to the above clause, which shall be attached to their license.

Third: Any Person or Persons violating the liquor Ordinance or the Sunday Closing Ordinance, the license of that person or persons, shall be declared null and void, without recourse.

Fourth: It shall be the duty of the Mayor and the City Clerk, to attach their signatures to same, and the official Seal

of the City of Grand Junction.

Signed, M. Hertz.
W.D. Davies }
J.B. Matthews } Comm on license

Resolution adopted.

Alderman Boyer moved the adoption of said resolution seconded by Alderman Drew, upon roll call the following vote was recorded, Alderman Davies yea Drew, yea, Boyer yea, Hertz, yea, Hudson yea, Matthews yea. Plank yea, whereupon the presiding officer declared the motion carried.

Charge preferred against R.J. Patterson

J.E. Alexander filed a petition preferring charges against Police Officer R.J. Patterson, wherein he alleges that the said officer did assault him without just cause, said petition was referred to the Fire and Police Committee, for investigation and report.

Arc light

Order in at 6th & Chipita Ave

The Committee on water sewers & lights reported favorable upon the petition for an arc light to be placed at the corner of Sixth St. and Chipita avenue, thereupon Ald. Plank made a motion seconded by Ald. Drew that the report of the Committee be accepted and the light ordered in, whenever there are sufficient funds available for the purpose, upon call of motion said motion carried unanimously.

Reports of officers

The following monthly and quarterly reports of officers were read and referred to the Finance Com., City Clerks, City Treasurer, City Sealer, Police Magistrate Water Supt. and Fire Chief.

Report of Special Water Com. in regard to purchasing Kannah Cr Water

Report of Special Water Committee, To the Hon Mayor and City Council of the City of Grand Junction.

Sirs.

We your special water committee to whom was referred the matter of attempt to make settlement with, or obtain the consent of the water users and owners of water rights to the use of the waters of Kannah Creek do report that we have taken up the matter with the said users of water and owners of water rights, and we were unable to make any settlement or get any offers of settlement from or with any of said users, and was also unable to get the consent of any of said users of said water and water right owners to the taking of said water of said stream by the City of Grand Junction. Dated at Grand Junction Colorado this 8th,

day of October 4. 1907.

Signed Chairman
W. W. Davies
A. P. Drew

Thereupon Alderman Davies introduced the following resolution.

(Resolution)

Resolution to
Condemn 300
Inches Water

Whereas the special water committee of the Council has reported that it is unable to secure the consent of any of the users of and owners of water rights of Kannah Creek to the taking of any of the waters of said stream by the City of Grand Junction Colorado for its use, and is also unable to obtain any reasonable offer of settlement or adjustment of the damages that may or might accrue to any of the owners of and users of water rights of said stream by reason of the taking of 300. inches of the waters of the said stream, and therefore no settlement of the damages to be sustained thereby can be adjusted between the City and said water users.

Therefore Be it resolved that the City Attorney and the special Counsel of the City heretofore employed by the City by and are hereby directed to at once commence suit for the condemnation of three hundred inches of the waters of the said Kannah Creek; the suit to be commenced in the District Court of Mesa County Colorado at the earliest practicable moment.

Resolution adopted. Thereupon Alderman Hudson moved the adoption of said Resolution seconded by Alderman Plank, upon call of roll vote was as follows, Alderman Davies yea, Drew yea, Boyer yea, Hertz yea, Hudson yea, Matthews yea, Plank yea, thereupon the presiding officer declared the motion carried.

The following communication was read.

State of Colorado }
County of Mesa } ss.

Acceptance by
the Anderson
People of \$2,005.
as settlement

To the Hon. Mayor and City Council of
the City of Grand Junction, Colo.
Gentlemen:-

The undersigned hereby accept the conditions of your resolutions to settle the case of Ida L. Anderson vs the City of Grand Junction, now pending in the Supreme Court, and of Charles W. Anderson vs the City of Grand Junction, now pending in the District Court of Mesa County, Colorado, for the sum

of Two Thousand and Five Dollars (\$2,005.); said sum of Two Thousand and Five Dollars (\$2,005) to be forthwith paid in four equal warrants properly issued and executed by the Mayor and the City Clerk of said city.

Signed.

Charles W. Anderson

Ida L. Anderson

Wheeler & Weiser

Attorneys for Ida L. Anderson and

Charles W. Anderson.

Voucher of \$145.01

by City Clerk Gas Mfg Co
for July & August

The Grand Jet. Elec. Gas Mfg Co. filed a check for the sum of One Hundred forty five Dollars and one cent in payment of the Gross receipts of said Company for the months of July and August, 1907 this was referred to the special auditing committee for report.

Fire Chief Recommendation

Hotels put in
Fire Escapes

Fire Chief Rogers recommended that the City Council adopt means to enforce the Hotels of the city to provide Fire escapes for their buildings this was referred to the Fire Police Com. for report.

The following bills were read

Bills Read

C. Gale	524	48 00	Labor on streets
Thos. McGuire	525	30 00	"
E. Coker	526	64 00	"
Wm. Hammastre	527	50 00	Teamster
W. J. Peach	528	50 00	"
W. G. Pinner	529	50 00	"
C. P. Mc. Cary	532	49 00	Blacksmithing
A. P. Drew	533	2 00	Veterinary services
J. A. Mc. Culloch Dr. F. Co.	534	65 40	Feed
White Mex. Co.	535	8 75	nails
George Fletcher	536	11 90	Plumbing
John G. Hoerner	537	187 60	Cement crossings
L. E. Blackstone	538	679 90	"
H. A. Polker	539	80 00	"
J. J. Lumsden	540	163 60	"
C. S. Harris	541	161 50	"
Mrs. W. Conley	542	10 00	Deputy City Clerk
John W. Conley	543	54 00	Expenses trip to Denver
Joe W. Royzille	544	99 00	" " " " " Ramoth
Walter L. Farmer	545	10 00	Furnishing names water owners

B. W. Vedder	546	Water	13 30	Frst. Exp. Stamps etc.
Hendric Boethoff	547	"	75 50	Pipe Clamps & Extras
"	548	"	2175 15	C. & L. Steel Pipe
Fairbank's Morse & Co	549	"	56 00	Bbl Magic Compound
Barton & Perill	550	"	13 65	Drayage & Livery Team
The City Livery & Dr. Co.	551	"	18 50	Livery Teams for Dr. Hebert
James Dodgion	552	"	1 00	Drayage
J. A. Mc. Culloch Dr & Co	553	"	13 10	Feed
A. R. & M. Sampliner	554	"	16 00	Rubber Boots
C. P. Mc. Gary	555	"	2 85	Blacksmithing
Colo. Tel. Co	556	"	11 25	Two Telephones
Continental Oil Co.	557	"	35 50	Oil
George Fletcher	558	"	31 17	Plumbing
Graham Rubber Co.	559	"	50 00	Packing
Jno. Wright & Dr. Co.	560	"	20 90	Valve & P. K.
Joe Fuller	561	"	6 50	Labor on Reservoirs
Thos. Hopkins	562	"	4 50	"
Ed Crawford	563	"	6 50	"
W. A. Rakestraw	564	"	4 50	"
J. Handal	565	"	2 25	"
Theo. Clark	566	"	4 50	"
P. Drouhard	567	"	6 50	"
Book Cliff Ry Co	568	"	287 62	"
Pelton Ptg & Sup. Co.	569	"	22 50	Ptg coal ticket books
C. C. Meil	570	Whee	12 50	Killing dogs & hauling books
Various Spl. Polier	571	"	60 00	Spl Polier
J. A. Mc. Culloch Dr & Co	530	Fire	7 00	Hoof Packing
George Fletcher	531	"	1 00	Nozzle
E. O. Stacy	572	"	1 00	Cleaning grease trap
A. P. Drew	573	"	2 00	Veterinary services
Met. Elect. Gas Prof. Co	574	"	2 10	Ice
Geo. C. Hale	575	"	56 65	Fire Supplies
The Wohlfort & Drug Co.	576	"	1 75	Drugs
Independent Flr. Co.	577	"	2 54	Flr.
Rawley & Aherning	578	"	75	Flour air
White Men. Co.	579	"	2 95	Green Indor
M. C. Goeben	580	"	13 20	Straw
J. P. Rogers	581	"	30 50	Volunteer Firemen
Nelson & Pugh	582	"	9 00	Blacksmithing
Oliver Hebert	583	Gen	65 00	Trips to Red Mesa Hoops
C. P. Smith Drug Co.	584	"		Drugs.

White Mer. Co.	585	Gen	6 90	Groceries
Ind. Sh. Co	586	"	17 28	Sh
Paper, Fleet Gas Mfg Co	587	"	2 00	Des
Colo. Tel. Co	588	"	7 50	Telephone
Mesa County	589	"	16 87	attendant R. M. H.
J. F. Smalley	590	"	1 00	Surveying
Patton Ptg & Sup Co	591	"	2 25	Printing
"	592	"	12 75	"
A. E. Norlin	593	"	36 00	meal tickets
The City Survey & Ptg Co	594	"	20 00	Livery Hire to R. M. H.
The Wohlfort Drug Co	595	"	2 55	Drugs
"	596	"	24 90	"
The Daily Sentinel	597	"	27 0	Printing
"	598	"	9 25	"
Rosa Krabbe	599	"	12 5 0	Janitor City Hall
The Daily Sentinel	600	"	125 12	Printing
Chamber of Commerce	601	"	250 00	Street Illumination
Carmelle Wallaer	602	Lib	50 00	Librarian
Library Bureau	603	"	12 75	Books
ada Richards	604	"	5 00	asst Librarian
Guy Steel	605	"	15 00	Janitor Library
The Paper Fleet Gas Mfg Co	606	Light	509 00	Lights

Bills Allowed

Thereupon Alderman Matthews made a motion seconded by Alderman Hudson that all the bills as read be allowed and ordered warrants drawn on City Treasurer for same, upon call of roll vote was as follows, Ald. Davies yea, Drew yea, Boyer yea, Hertz yea, Hudson yea, Matthews yea, Plant yea, thereupon the presiding officer declared the motion carried.

Ordinances to be placed upon its Passage

Thereupon Alderman Drew, called up and moved that there be placed upon its passage the following Ordinance which was introduced and read at the previous regular meeting of this Council held on September 24th, 1907, and published in The Daily Sentinel, the official newspaper of the City published and of general circulation in the City of Grand Junction on the 25th day of September 1907, to the 7th day of October 1907, inclusive.

Ordinance No. — of 1907

An Ordinance submitting the question of the erection by the City Council of water works for the City of Grand Junction to the vote of the voters of said City who are tax payers under the law and calling an election therefor.

Whereas the City of Grand Junction has for many years owned, operated and maintained its own system of water works taking water from the Gunnison river by means of a pumping plant and distributing the same through the City by means of proper conduits, and

Whereas the said water works have become ~~now~~ worn out and obsolete and wholly inadequate to the needs of the City and its inhabitants, and

Whereas the City Council deems it imperatively necessary that a new system of water works for fire and domestic purposes adequate to the needs of the City and its inhabitants should be constructed at once and to that end proposes

Ordinance No- to erect such a system of water works as will have its source in a mountain stream and as will bring to the City and distribute therein an adequate supply of pure mountain water suitable to the City's needs, and

Whereas the erection of such a new system of water works will cost about Four Hundred Thousand Dollars and if erected will necessitate the issuance of bonds of the City to that amount to provide funds therefor.

Now Therefore in order to ascertain whether or not the voters of the said City who are tax payers under the law will approve the erection by the City Council of such a system of water works,

Be it Ordained by the City Council of the City of Grand Junction:

Section 1. That pursuant to chapter 153 of the Session Laws of 1899 there be and hereby is submitted to the vote of the voters of the City of Grand Junction who are tax payers under the law for their determination at the election hereinafter called the following question.

"Will the voters of the City of Grand Junction who are tax payers under the law approve the erection by the City Council of said City of a new system of water works for supplying the said City with water for fire and domestic purposes to be forever owned maintained and operated by the said City and to cost in the neighborhood of Four

Hundred Thousand Dollars and the funds for which creation if the vote hereon be in the affirmative are to be raised by the issuance of the water bonds of the City?"

The proposed system of water works is as aforesaid to construct the necessary works to bring to the City and distribute therein an adequate supply of pure mountain water for fire and domestic purposes in said City.

Section 2. That for the purpose of taking the said vote upon said question a special election be and the same is hereby ordered and called to be held in said City on Saturday, the second day of November, 1907, beginning at the hour of seven o'clock, A.M. and closing at the hour of seven o'clock P.M.

Section 3. That the following be and they hereby are appointed as the polling places for said election:

- In the First Ward at The Western Hotel at Second Street and Colorado Avenue
- In the Second Ward at The Turner Hall Number 130 East Main St.
- In the East Third Ward at S.M. Dowdens Marble Shop, at the N.E. Corner of Main Street and Seventh Street
- In the West Third Ward at Number 538 East Main Street
- In the Fourth Ward at the City Hall at Sixth Street and Colorado Avenue.

And that the following be and they hereby are appointed to act as judges of the said election, to-wit:

- In the First Ward, J. D. Whitsell, H. B. Pyles, W. E. Pittman.
- In the Second Ward, Peter Gehlin, D. B. Lebridge, M. C. Kinsley.
- In the East Third Ward, Fred Halbour, A. M. Dowden, G. W. Caldwell.
- In the West Third Ward, A. A. Miller, Thomas Ryan, T. S. Ramsey.
- In the Fourth Ward, James Woods, F. M. Welch, C. L. Dyke.

Section 4. The City Clerk shall give notice in writing of the special election hereby called in which shall be stated the time when and the place where said election is to be held and the question to be voted upon by causing the said notice to be published in a newspaper published in said City and having general circulation therein at least fifteen days before the said election and by causing like notices to be posted at each polling place hereinbefore provided also fifteen days before the said election.

Section 5. The said election shall be conducted as nearly as may be in the manner provided by law for the conducting of general City elections and at the close of the polls the judges shall count and tally the

votes cast and make due return thereof to the City Clerk and the City Clerk shall on the third day after said election in the presence of the Mayor of said City open and canvass said returns and make an abstract thereof showing the result of said election and certify to the correctness of said abstract and deliver the same to the City Council at its next meeting thereafter and the City Council shall declare and enter of record the result of the said election.

Section 6. That the persons who, at the time of said election are voters of the City of Grand Junction and are tax payers under the law and no others are qualified to vote at the said election and all such voters who approve the erection of said water works shall vote by ballot, "For the Erection of the Water Works" and those opposed thereto shall vote by ballot, "Against the Erection of the Water Works."

Section 7. If the vote on said question be in the affirmative, that is to say, in favor of the erection of said water works the City Council shall proceed with all convenient speed to erect such water works and shall issue the bonds of the City to provide funds therefor.

Section 8. That all Ordinances and resolutions in conflict or inconsistent with this Ordinance be and the same are hereby repealed.

Passed by the City Council this 8th day of October, 1907.

Authentic

Presiding Officer of the City Council.

Attest,

City Clerk

Signed and approved this 8th day of October, 1907.

Mayor.

The motion was duly seconded by alderman Hertz, and the roll was called on said motion with the following result:

Those voting aye, Aldermen, W. D. Davis, A. P. Drew, W. C. Boyer, M. Hertz, C. F. Hudson, J. B. Matthews and J. C. Plank.

Ord. Read in
full

Those voting nay, none.
The presiding officer declared the motion carried and the Ordinance placed upon its passage. Thereupon the said Ordinance was read in full.

Alderman Boyer then moved that said Ordinance be passed as read.

Alderman Matthews seconded the motion.

Ordinance
Passed and
adopted

The question being upon the passage of said Ordinance the roll was called with the following result:

Those voting aye, aldermen,
W. D. Davies, A. P. Drew, W. C. Boyer, M. Hertz, C. F. Hudson, J. B. Matthews and J. C. Plank.

Those voting nay, none.
The presiding officer declared that a majority of all the members elected to the Council had voted in favor of the passage of said Ordinance and the said motion was carried and the said Ordinance was duly passed.

Ordinance
Numbered 148

On motion the said Ordinance was numbered 148 and ordered published in the official newspaper of the City according to law.

City Attorney
opinion W. A. Lynch
license Valid

City attorney Rozzelle made a report in regard to the granting of a license to W. A. Lynch & Co to keep a saloon, which in his stated and written opinion was valid and legal. Thereupon alderman Hudson moved that the report of the City Attorney be accepted and affirmed. seconded by alderman Davies upon call of motion said motion carried unanimously.

Liquor license
granted

The license Committee, aldermen, Hertz, Davies and Matthews, reported favorable upon the following applications for liquor license, M. Hertz. The Mesa Winery Mercantile Co. by Carl C. Murray Esq., T. D. Keane, J. E. Palmann, The Royalty Club Liquor Co. by D. W. Defton Esq., Mason Cafe Co. by A. J. Connelly Esq. and Ed M. Kinney by M. R. M. Kinney. Thereupon Alderman Hudson made a motion that the report of license Committee be accepted and the license be granted to said applicants, upon call of roll vote was as follows, Aldermen, Davies yea, Drew yea, Boyer yea, Hertz yea, Hudson yea, Matthews yea. alderman Plank was excused from voting. the presiding officer declared that a majority of

all the members elected to the Council had voted in favor of the motion, and declared the motion carried.

Alderman Mattheus made a motion that Council go into executive session duly seconded by Alderman Drew, upon call of motion said motion carried unanimously.

adjourn

at the conclusion of the executive session, Alderman Mattheus made a motion to return to the regular order of business seconded by Alderman Plank, upon call of motion said motion carried unanimously.

On motion the Council adjourned.

J. R. Kentworth
Presiding Officer

Attest:

John M. Conley
City Clerk

State of Colorado }
County of Mesa } SS.
City of Grand Junction }

City Clerks
Certificate

I, John M. Conley, City Clerk of the City of Grand Junction, Colorado, do hereby certify that the foregoing is a full, true, and correct copy of the record of the proceedings of the City Council of said City taken at the regular meeting thereof held on the 8th day of October, 1907; that the ordinance therein set forth was duly passed by the City Council at said meeting, was approved by the Mayor of the City by his original signature thereon, was attested by me as City Clerk and recorded by me in the Ordinance Book of said City.

I hereby further certify that said ordinance was introduced and read as a proposed ordinance at a regular meeting of the City Council of said City on September 24th, 1907, and was duly published as a proposed ordinance in the Daily Sentinel the official newspaper of the said City published and of general circulation in said City on the 25th day of September, 1907, and that said ordinance was after its final passage as aforesaid duly published in the said The Daily Sentinel, the official newspaper of said City as aforesaid on the 9th day of October, 1907, all of which facts appear by my Certificate as said City Clerk on said Ordinance after its passage and appear from the record book of said City in my custody.

Witness my hand and the seal of said City

of Grand Junction this 11th, day of October, A.D. 1907.

John W. Conley
City Clerk.