

Grand Junction, Colorado, September 6, 1912.

The City Council of the City of Grand Junction convened, pursuant to adjournment, at 4 o'clock p. m., in the City Hall, with Mayor Todd in the chair.

Upon call of roll, the following Commissioners responded as present: Todd, Vedder, Verbeek, Rankin, Helmburg.

In reference to the matter of a certain strip of land on South 7th street, referred to the Mayor and the Commissioner of Highways, the following resolution was introduced and read:

R E S O L U T I O N

WHEREAS, on or about December 15, 1887 George A. Crawford and David Roberts caused to be recorded in the Office of the Clerk and Recorder of Mesa County, Colorado a certain plat of a certain tract of ground known and designated as Crawford's Addi-

tion, which plat is of record in said office in Book 1 of Town Plats at page 10; and,

WHEREAS, said plat evidences a dedication to the Public by the said George A. Crawford and David Roberts of a strip of land 100 feet wide running North and South, which strip of land on said plat is designated as 7th Street; and,

WHEREAS, said strip of land as shown by said plat is a continuation of 7th Street in the City of Grand Junction in said County; and,

WHEREAS, The Mesa Flour Mill Company, a corporation, and its grantors, since the year 1887 have been and are the owners of a certain tract of land in said Crawford's Addition on the West side of said 7th Street and extending along said Street for a distance of about 216 feet South from the southerly boundary line of the right of way of The Rio Grand Junction Railway Company; and,

WHEREAS, since the year 1887 the said The Mesa Flour Mill Company and its grantors have been in the actual possession, use and enjoyment, not only of the tract of land above described, but also of a strip of land lying immediately East of said tract and extending approximately 6 feet 7 inches East of the West boundary line of said 7th Street as shown in the aforesaid plat of Crawford's Addition; and,

WHEREAS, the property owners along the West side of said 7th Street and South of said tract of The Mesa Flour Mill Company as far as what is known as the Benton Canon Addition to the City of Grand Junction have likewise for upwards of twenty-five years last past been in the actual possession, use and enjoyment of the West 6 feet 7 inches (approx.) of said Street; and,

WHEREAS, said property owners, including said The Mesa Flour Mill Company, have erected on said strip of 6 feet 7 inches of said Street lasting and valuable improvements; and,

WHEREAS, the Easterly line of said improvements lies at a distance of approximately 6 feet 7 inches East from the West line of said 7th Street as shown in said plat; and,

WHEREAS, said property owners have been paying taxes upon said strip of land for the past twenty-five years; and,

WHEREAS, the width of the Street actually used by the Public along the premises of said owners of land is and for the past twenty-five years has been approximately 93 feet and 5 inches; and,

WHEREAS, said Street as used for the past twenty-five years is more than ample for the use of the Public;

NOW, THEREFORE, In consideration of the premises BE IT RESOLVED That the City of Grand Junction has and claims no right,

title or interest of whatsoever kind or nature in or to said strip of land approximately 6 feet 7 inches wide and extending from the Southerly boundary line of said railway right of way South to what is known and designated as the Benton Canon Addition along the West side of 7th Street in said City; and that said The Mesa Flour Mill Company and the other owners of land South of the tract of said flour mill company who have used and made improvements upon said strip of said Street be permitted hereafter to possess, use, enjoy and improve the same without let, hindrance or objection on the part of said City of Grand Junction.

Moved by Commissioner Verbeck, seconded by Commissioner Vedder, that the resolution as read be passed and adopted.

The motion being put, upon call of roll, the Commissioners voted as follows: Todd, yea; Vedder, yea; Verbeck, yea; Rankin, yea; Holmburg, yea.

All the Commissioners having voted yea, the Mayor declared the motion carried and the resolution passed and adopted.

Moved by Commissioner Holmburg, seconded by Commissioner Verbeck, that the Council reconsider the resolution passed August 29th, in reference to the placing of the Grand Junction Electric, Gas & Manufacturing Co. on a flat water rate of \$70.00 per month.

The motion being put, each Commissioner as his name was called voted as follows: Todd, yea; Vedder, yea; Verbeck, yea; Rankin, yea; Holmburg, yea.

All the Commissioners having voted yea, the Mayor declared the motion carried.

The original motion to adopt the resolution being again before the Council, upon call of roll, the Commissioners voted as follows: Todd, no; Vedder, no; Verbeck, no; Rankin, no; Holmburg, no.

All the Commissioners having voted no, the Mayor declared the resolution lost.

On motion of Commissioner Verbeck, seconded by Commissioner Holmburg, the Council adjourned.

Charles K. Holmburg

City Clerk.