

Grand Junction, Colo.

April 16 1924

The City Council of the City of Grand Junction met in regular session at 8:00 o'clock P.M. with Presiding Hirons presiding. Those present and answering at roll call were Councilmen Hirons, Meders, Miller, and Murr, City Manager Garrett, City Clerk Peck and City Attorney Jordan were present. Councilman Marshall, Hampson and Dowrey were absent.

The following resolution was introduced and read:

RESOLUTION

RESOLUTION ADOPTING DETAILS AND SPECIFICATIONS FOR PAVING CERTAIN STREETS IN THE CITY OF GRAND JUNCTION, COLORADO, TO BE DESIGNATED AS PAVING DISTRICT NO. 11, DESIGNATING MATERIALS TO BE USED, THE ESTIMATED COST THEREOF AND DETERMINING THE NUMBER OF INSTALLMENTS AND TIME IN WHICH THE COST THEREOF SHALL BE PAYABLE, THE RATE OF INTEREST ON UNPAID INSTALLMENTS AND THE DISTRICT OF LANDS TO BE ASSESSED FOR THE SAME.

WHEREAS, by resolutions heretofore passed by the City Council of the City of Grand Junction, on the 11th day of September, and on the 24th day of September A. D., 1923, the City Engineer was ordered and directed to prepare and furnish full details and specifications for the laying of a two inch Warrenite Bithulithic top on a five inch Portland Cement Concrete Base paving, as well as a seven inch Portland Cement Concrete Paving, with suitable curbing and guttering on the streets hereinafter described within the hereinafter described boundaries, which boundaries shall include territory to be known as Paving District No. 11, and that said Engineer make and furnish an estimate of the total cost of each type of said improvement, exclusive of the percentum for cost of collection and other incidentals, and of interest to the time of the first installment of the cost becomes due, and furnish a map of the district, from which map the approximate share of the total cost of each of said types of paving and improvements that will be assessed upon each piece of real estate in the district may be readily ascertained; and

WHEREAS, T. E. Thompson, City Engineer of the City of Grand Junction, in pursuance of the order in said resolutions made, has reported to the Council the completion of all matters and things in said resolutions enjoined upon him in the form and manner as therein directed and has filed with the City Clerk all the maps, certificates and surveys of said proposed Paving District NO. 11, as well as all schedules, plans, specifications and approximations of costs, and all other matters and things

required of him in and by said resolutions in complete form and substance as therein required; and

WHEREAS, it appears to the Council and the City Council of the City of Grand Junction, Colorado, doth hereby find from said maps, certificates, of survey, schedules, plans, specifications and approximations of costs, so prepared and filed by said Engineer, as aforesaid, that said proposed Paving District No. 11, is composed of all the lots and parcels of land embraced within the boundaries hereinafter, and in said maps and surveyor's certificates described, as follows, to-wit:

Beginning at the Northeast corner of Lot 13, Block 100, in the City of Grand Junction, Colorado; thence South to the Southeast corner of Lot 12, Block 121; thence West to a point on the West line of Lot 13, Block 8 of Mobley's Subdivision 125.8 feet South of the Northwest corner of said Lot 13, Block 8; thence North 350.9 feet; thence East to the place of beginning. Also beginning at a point 125 feet South of the intersection of the South line of West Main Street and the West line of Plank Avenue in the City of Grand Junction, Colorado; thence West to a point on the City Limit Line 125 feet South of the South line of West Main Street produced; thence North 310.0 feet along the City Limit Line; thence East to a point 310.0 feet due North of the place of beginning; thence South 310.0 feet to the place of beginning.

The streets to be paved are as follows:

East Main Street from the West line of Second Street to the Center line of First Street; West Main Street from the center line of First Street to the West line of Lot 13, Block 8 Mobley's Subdivision produced, and West Main Street from the West line of Plank Avenue to the West City Limit Line.

WATER CONNECTIONS, CONSTRUCTED OR RENEWED: Lead service pipe connections from the City water mains shall be made to all lots not already so connected before paving foundation is laid.

CURBING AND GUTTERING to be extended, constructed, and reconstructed, on the Streets to be paved to conform to the aforesaid plans and specifications except where curbing is now constructed and is in accordance with said plans and specifications, and gutters are to be constructed to conform with the curbing. Necessary drainage to be provided.

WHEREAS, it further appears from said Engineer's report that the estimated and probable total cost of each of the two aforesaid types of paving, to-wit: two inch Warrenite Bithulithic top on a five inch Portland Cement Concrete Base, and seven inch Portland Cement Concrete and other improvements therein specified, exclusive of the percentum for the cost of collection and other incidentals and of interest to the time the first installment of the said cost becomes due, and excluding the cost of the paving

of the street and alley intersections in said Streets, are as follows:

Two inch Warrenite Bithulithic top on a five inch Portland Cement Concrete base and other improvements therein specified \$29,244.78

Seven inch Portland Cement Concrete Paving and other improvements therein specified. \$28,429.24

WHEREAS, it further appears from Engineer's report that the estimated probable total cost of paving of the Street and alley intersections of said Streets to be paid for by the City of Grand Junction, with either of the following types of paving is as follows:

Two inch Warrenite Bithulithic top on a five inch Portland Cement Concrete Base \$8167.51
Seven inch Portland Cement Concrete Paving \$7945.96

WHEREAS, it further appears from said Engineer's report that the estimated and probable total cost, of each of said types of paving and other improvements therein specified, exclusive of the percentum of the cost of collection and other incidentals and of interest to the time the first installment of said cost becomes due is as follows, to-wit:

Two inch Warrenite Bithulithic top on a five inch Portland Cement Concrete Base \$37,412.29

Seven inch Portland Cement Concrete \$36,375.20

WHEREAS, the method of assessment to be adopted shall be as follows:

That the extent of the District to be assessed for said improvements is all the real estate within said District abutting on each side of the aforesaid Streets which are to be improved. That the probable cost of each type of paving and improvements, as shown by the total estimate of the Engineer, is \$29,244.78 for a two inch Warrenite Bithulithic top on a five inch Portland Cement Concrete base type of paving and other improvements therein specified; \$28,429.24 for a seven inch Portland Cement Concrete type of paving and other improvements therein specified, which amounts do not include the cost of collection and other incidentals, nor the cost of interest hereinafter referred to, nor the cost of the paving of Street and alley intersections in said Streets; the maximum share of said total cost per front foot that will be assessed upon any lot or lands abutting upon the streets to be improved, as aforesaid, using either of the aforesaid types of paving, shall not exceed the following:

East Main Street from the West line of Second Street to the center line of First Street, and West Main Street from the center

line of First Street to the West line of Lot 13, Block 8 Mobley's
Subdivision produced;

Two inch Warrenite Bithulithic top on a five inch Portland Cement
Concrete base type of paving and other improvements therein
specified: \$12.326

Seven inch Portland Cement Concrete type of Paving and other
improvements therein specified. \$12.017

West Main Street from the West line of Plank Avenue to the West
City Limit Line:

Two Inch Warrenite Bithulithic top on a five inch Portland Cement
Concrete base type of paving and other improvements therein
specified, \$5.943

Seven inch Portland Cement Concrete type of paving and other
improvements therein specified, \$5.781

To the above amounts and rates or to so much thereof as may be
necessary to pay the actual cost of said improvements and general
expenses (excepting the amount for paving Streets and alley
intersections of the Streets to be improved), there will be added
two percentum for the cost of collection and other incidentals,
and also interest at the rate of not exceeding six per cent per
annum on the bonds issued and sold from time to time to raise
funds for the payment of said total cost; said interest to run
from time of issue of said bonds to the time of the first
installment when the assessment becomes due; that the total cost
of said improvements together with interest and the percentum to
be added for collection, etc., as aforesaid, except as otherwise
herein specified will be assessed on the real estate, in said
district, abutting on the streets to be improved, as aforesaid,
to be divided into four equal zones paralleling the streets to be
improved. The manner of apportioning the cost of each zone to be
as follows:

40% of the cost per front foot upon the zone immediately
adjoining the streets to be improved, being zone No. 1.

30% upon the next adjoining or second zone.

20% upon the next adjoining or third zone.

10% upon the next adjoining or fourth zone.

In case of the construction, repairing, or extension of lead
water pipe connection the whole cost thereof shall be assessed to
the lots to which connections are made.

That the schedule showing approximate amounts to be assessed upon the several lots and parcels of property within district is as follows:

SCHEDULE OF ASSESSMENT IN PAVING DISTRICT NO. 11.

That the width of the paving to be laid in East Main Street from the West line of Second Street to the center line of First Street, and West Main Street from the center line of First Street to the West line of Lot 13, Block 8 Mobley's Subdivision produced, is fifty feet wide from curb to curb. The width of the paving to be laid in West Main Street from the West line of Plank Avenue to the West City Limit Line is twenty-eight feet from curb to curb.

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION, COLORADO.

Section 1. That the reports so made by T. E. Thompson, as Engineer of the City of Grand Junction, with respect to said proposed Paving District No. 11, be and the same are hereby adopted, provided however, that the City Council reserves the right to hereafter adopt and determine which of the aforesaid types of paving shall be laid in said Streets. And subject to said reservation, the report of said Engineer together with details, specifications, estimates, plans, maps, schedules, prepared and filed with the Clerk and the recommendation of the City Engineer as to the kinds of material to be used in each type of paving and other improvements be and the same are hereby approved and adopted.

Section 2. That to the above total estimated and probable total cost of the aforesaid type of paving to be designated and other improvements therein specified and the respective portions thereof to be assessed upon the respective lots and lands in said District, as aforesaid or so much thereof as may be necessary to pay the actual costs of said improvements and the general expenses (except the cost of paving the street and alley intersections), will be added two percentum for the cost of collection and other incidentals, and that there also be added an amount sufficient to pay the interest to the next succeeding date upon which general taxes, or the first installment thereof are, by the laws of the State of Colorado, made payable.

Section 3. That the said assessment shall be due and payable within thirty days after the final publication of the assessing ordinance, assessing the whole actual cost of said improvements, (excepting cost of paving street and alley intersections), against said real estate, without demand, providing however, that any owner who shall pay his full assessment within the period of thirty days after the final publication of the assessing ordinance without demand, shall be entitled to an allowance of

the per centum added for the cost of collection and other incidentals, and of interest from the date of payment to the time when the first installment comes due, on all payments made during the said period of thirty days; or in case any owner of real estate shall fail to pay the whole of said assessment against his property within said thirty days from and after the final publication of the assessing ordinance, assessing the same, then the whole cost of said improvement so assessed against his property shall be payable in ten equal annual installments of the principal with interest on unpaid installments, payable semi-annually at the rate of not exceeding six per cent per annum; the first of said installments shall be due and payable upon the next succeeding date after the final publication of the assessing ordinance, assessing the same, upon which date the first installment of the general taxes is, by the laws of the State of Colorado, made payable and the remainder of said installments shall be due and payable successively on the same day each year thereafter until all are paid in full.

Section 4. That the City Attorney is hereby directed to prepare a resolution in accordance with the Charter of the City of Grand Junction, and Ordinance No. 178, adopted and approved on the 11th day of June, 1910, as amended, which Resolution when duly adopted and enforced shall create within the corporate limits of the City of Grand Junction a Paving District known as Paving District No. 11, with the same territory and boundaries as hereinbefore set forth and provided in and by said Resolution and the order of the City Council for the paving in said District as contemplated by said Charter and City Ordinance No. 178, as amended, and in accordance with the plans, maps, specifications, details and estimates of the Engineer of said City hereinbefore referred to and now on file in the office of the City Clerk.

Section 5. That the said proposed resolution creating said Paving District and ordering the proposed improvements therein be considered for passage and adoption by the City Council on Monday the 19th day of May, A. D., 1924, at the hour of eight o'clock P. M.

Section 6. That a notice be issued by the City Clerk and published for two days each week for two consecutive weeks in The Daily Sentinel, a daily newspaper of general circulation published in the City of Grand Junction, Colorado, therein giving notice to the owners of real estate in said proposed Paving District No. 11, and to all persons interested generally, of the improvements proposed. The number of installments and time at which the cost of improvements will be payable. The rate of interest on unpaid installments, the extent of the district to be assessed by setting forth the boundaries thereof, the probable cost as shown by the estimates of the City Engineer, the maximum share of said total estimate per front foot that will be assessed upon any lot or lands included in the district, and the time hereinbefore set, Monday, the 19th day of May, A.D., 1924, at the

hour of eight o'clock P. M. or as soon thereafter as the matter can be taken up, when the Council will consider the ordering of the proposed improvements and hear all complaints and objections that may be made in writing, concerning the proposed improvements by the owners of real estate to be assessed or any person interested and that said maps and estimates and all proceedings of the Council in the premises are on file and can be seen and examined at the office of the City Clerk during business hours at any time prior to eight o'clock P. M. on Monday the 19th day of May, A.D., 1924, by any person interested, said notice hereinbefore provided for, shall be in words and figures as follows, to-wit:

NOTICE

Of a proposition to create a Paving District in the City of Grand Junction, Colorado, to be known and designated as Paving District No. 11, and to pave certain Streets therein; to construct curbs and gutters in said Streets; to connect the lots fronting on said Streets with the City water main with lead pipe, as provided by Ordinance NO. 178, of the City of Grand Junction, Colorado, adopted and approved the 11th day of June, 1910, as amended.

All owners of real estate, which is included within the boundaries hereinafter described and all persons interested generally are hereby notified, that the City Council of the City of Grand Junction has adopted full details and specifications (reserving the right and power to hereafter determine the type of paving to be laid, after having received bids thereon), for paving certain Streets, hereinafter described, for constructing curbs and gutters on said Streets; and for connecting the lots fronting on said Streets with the City water mains with lead pipe, in the proposed Paving District within the corporate limits of the City of Grand Junction, Colorado, to be known and designated as Paving District No. 11, the boundaries of said district being described as follows:

Beginning at the Northeast corner of Lot 13, Block 100 in the City of Grand Junction, Colorado; thence South to the Southeast corner of Lot 12, Block 121; thence West to a point on the West line of Lot 13, Block 8 of Mobley's Subdivision 125.8 feet South of the Northwest corner of said Lot 13, Block 8; thence North 350.9 feet; thence East to the place of beginning. Also beginning at a point 125 feet South of the intersection of the South line of West Main Street and the West line of Plank Avenue in the City of Grand Junction, Colorado; thence West to a point on the City Limit Line 125 feet South of the South line of West Main Street produced; thence North 310.0 feet along the City Limit Line; thence East to a point 310.0 feet due North of the place of beginning; thence South 310.0 feet to the place of beginning.

The streets to be paved in the proposed Paving District No. 11, in the City of Grand Junction, Colorado, are as follows:

East Main Street from the West line of Second Street to the center line of First Street; West Main Street from the center line of First Street to the West line of Lot 13, Block 8, Mobley's Subdivision produced and West Main Street from the West line of Plank Avenue to the West City Limit Line.

Curbs and gutters to be constructed, extended and reconstructed on the streets to be paved in conformity with the plans and specifications adopted in said district, Gutters are to be constructed to conform with curbing.

Lead service pipe connections from the City water mains shall be made to all lots not already so connected before the paving foundation is laid.

That the estimated and probable total cost of said paving for each of the following described types of paving, and other improvements therein specified for said proposed Paving District No. 11, as shown by the estimate of the City Engineer of said City, exclusive of the percentum of the cost of collection and other incidentals and of interest to the time the first installment of the said cost becomes due, (and exclusive of the estimated cost of the paving of the street and alley intersections in the streets to be paved which is to be paid by the City of Grand Junction), is as follows, to-wit:

Two inch Warrenite Bithulithic top on a five inch Portland Cement Concrete base and other improvements therein specified \$29,244.78

Seven inch Portland Cement concrete and other improvements therein specified, \$28,429.24

The method of assessment to be adopted in the district shall be as follows:

The extent of the district to be assessed for said improvements is all the real estate within said described district abutting upon each side of the aforesaid streets which are to be improved.

That the probable cost of said improvements as shown by the total estimate of the Engineer using a two inch Warrenite Bithulithic top on a five inch Portland Cement Concrete base type of paving is \$37,412.29, which amount does not include cost of collection and other incidentals, nor the cost of interest hereinafter referred to.

That the probable cost of said improvements as shown by the total estimate of the Engineer using a seven inch Portland Cement Concrete type of paving, is \$36,375.20, which amount does not include cost of collection and other incidentals, nor the cost of interest hereinafter referred to.

That the probable cost of each type of paving for the paving of street and alley intersections in said streets to be paid by the City of Grand Junction, is as follows:

Two inch Warrenite Bithulithic top on a five inch Portland Cement Concrete Base, \$8167.51

Seven inch Portland Cement Concrete \$7945.96

The maximum share per front foot that will be assessed upon any lot or lands abutting upon the streets to be so improved as aforesaid, is as follows:

Two inch Warrenite Bithulithic top on a five inch Portland Cement Concrete Base;

East Main Street from the West line of Second Street to the center line of First Street, and West Main Street from the center line of First Street to the West line of Lot 13, Block 8 Mobley's Subdivision, produced, \$12.326

West Main Street from the West line of Plank Avenue to the West City Limit Line, \$5.943

Seven inch Portland Cement Concrete Paving;

East Main Street from the West line of Second Street to the center line of First Street, and West Main Street from the center line of First Street to the West line of Lot 13, Block 8, Mobley's Subdivision produced \$12.017

West Main Street from the West line of Plank Avenue to the West City Limit Line, \$5.781

To the above amounts and rates or so much thereof as may be necessary to pay the actual cost of said improvements and general expenses (excepting the amount to be paid by the City of Grand Junction for the paving of street and alley intersections, in said streets to be paved), there will be added two per centum for cost of collection and other incidentals and also interest at the rate of not exceeding six per cent per annum on the bonds issued and sold from time to time to raise funds for the payment of said total cost (excepting the cost of street and alley intersections), said interest to run from the date of issue of said bonds to the time the first installment becomes due; that the total cost of the said improvements together with interest at the rate of not exceeding six per cent per annum, and the percentage to be added for collection etc., as aforesaid, except as otherwise herein provided, will be assessed upon the real estate, in said district abutting on the streets which are to be improved, as aforesaid, to be divided into four equal zones paralleling the streets to be improved. The manner of apportioning the cost of each zone will be as follows:

40% of the cost per front foot upon the zone immediately adjoining the streets to be improved, being zone No. 1.

30% of the cost upon the next adjoining or second zone.

20% of the cost upon the next adjoining or third zone.

10% of the cost upon the next adjoining or fourth zone.

That the said assessment shall be due and payable without demand within thirty days from and after the final publication of the assessing ordinance, assessing the whole cost (excepting the cost of the street and alley intersections) against said real estate, provided however, that any owner who shall pay his full assessment within said period of thirty days, may receive a discount of the two per centum added for the cost of collection and other incidentals, and also a discount on such payment of not exceeding six per cent per annum from the date of said payment to the time the first installment is payable, or in default thereof, in ten equal annual installments of principal and interest thereon, at not exceeding six per cent per annum on unpaid installments; the first of said installments shall be due and payable on the next succeeding date after the final publication of said assessing ordinance, upon which the first installment of general taxes is, by the laws of the State of Colorado, made payable, and the remainder of said installments shall be due and payable successively on the same day in each year thereafter until paid in full; that the maps of said proposed Paving District showing the streets to be improved and boundaries and extent of said district and also each and every lot and tract of land to be assessed for the cost of said improvements, the estimates of the Engineer and all proceedings of the Council in the premises are on file and can be seen and examined by any person interested at the office of the City Clerk during business hours at any time on or before eight o'clock P. M. on Monday the 19th day of May, A.D., 1924, on which date and at said hour the Council will hear, in the Council chambers at the City Hall in the City of Grand Junction, all complaints and objections concerning the proposed improvements or any part thereof, that may be made in writing, and in full conformity with the provisions of Ordinance No. 178, of the City of Grand Junction, as amended, by the owner of any real estate to be assessed or by any person interested.

Dated at Grand Junction, Colorado the 16th day of April, 1924. By order of the City Council.

(Seal)

/s/

City Clerk.

Adopted and approved this 16th day of April, A.D. 1924.

/s/

President of the Council

ATTEST:

City Clerk

(SEAL)

It was moved by Councilman Miller, seconded by Councilman Meders that the resolution as read be passed and adopted. Upon which motion the following vote was cast: Councilmen voting YEA, Hirons, Meders, Miller and Murr. All the Councilmen present voting yea, the president declared the motion carried and the resolution duly passed and adopted.

Plans, Estimates and specifications for the construction of Sidewalk Dist No. 8 were presented by the City Engineer.

It was moved by Councilman Murr, seconded by Councilman Meders that the plans, estimates and specifications of Sidewalk Dist. No. 8 be accepted and filed. Motion carried.

The following resolution was presented and read:

RESOLUTION

A RESOLUTION ADOPTING DETAILS AND SPECIFICATIONS FOR CONSTRUCTING SIDEWALKS ON CERTAIN STREETS WITHIN THE PROPOSED SIDEWALK DISTRICT IN THE CITY OF GRAND JUNCTION, COLORADO, TO BE DESIGNATED AS "SIDEWALK DISTRICT NO. 8," DESIGNATING THE MATERIALS TO BE USED, THE ESTIMATED COST THEREOF, AND DETERMINING THE NUMBER OF INSTALLMENTS, AND THE TIME IN WHICH THE COST THEREOF SHALL BE PAYABLE, THE RATE OF INTEREST ON UNPAID INSTALLMENTS, AND THE EXTENT OF THE DISTRICT TO BE ASSESSED FOR THE SAME.

WHEREAS, by Resolution passed and adopted at a lawful meeting of the City Council of the City of Grand Junction on the 2nd day of April, A. D., 1924, it was found and declared that the establishment of a sidewalk district and the construction of sidewalks on certain Streets in said District have been petitioned for, and was and is a public necessity, said District to be known as "Sidewalk District No. 8;" and

WHEREAS, by said Resolution, the City Engineer was directed to make and furnish an estimate of the total cost of said improvements and a map of the District to be assessed; and

WHEREAS, T. E. Thompson, the City Engineer of the City of Grand Junction, in pursuance of the order in said Resolution, made, has reported to the Council the completion of all matters and things in said Resolution enjoined upon him, in the form and manner as therein directed and has filed with the City Clerk all the maps and certificates of survey of the said proposed Sidewalk District No. 8, as well as all schedules, plans, specifications and approximations of cost, and all other matters and things required of him in and by said Resolution in complete form and substance as therein required; and

WHEREAS, it appears to the City Council of the City of Grand Junction, and the Council so find that said petition for the creation of said sidewalk district was legally and properly subscribed and acknowledged by the owners of one-third or more of the frontage of the real estate to be assessed; or by persons legally authorized to so subscribe and acknowledge the same; and

WHEREAS, it appears to the Council and the City Council of the City of Grand Junction, doth hereby find from said maps, certificate of survey, schedules, plans, specifications and approximations of cost so prepared and filed by said Engineer, as aforesaid, that the extent of the District of said proposed Sidewalk District No. 8 to be assessed for said improvements is all the real estate without regard to Lot or land lines in said District as hereinafter bounded and described:

The Sidewalks to be laid are as follows:

Ninth Street on the West side of Blocks 42 and 47; Tenth Street on the West side of Blocks 46 and 43 and on the East side of Blocks 42 and 47; Eleventh Street on the West side of Block 44 and on the East side of Lot 17, Block 43; Hill Avenue on the North side of Block 42 and on the North side of Lots 1 to 10 inclusive in Block 43, and on the North side of Block 44; Gunnison Avenue on the North side of Block 47, and on the North side of Block 46 and on the North side of Block 45, except on the North side of Lots 1, 2, 3, 4, 9 and 10, in said Block 45.

The limits of said Sidewalk District No. 8, shall be as follows:

Beginning at the Southwest corner of Block 47; thence East 50 feet; thence North 145.4 Feet; thence East 301.7 feet; thence South 145.4 feet; thence East to the Southeast corner of Lot 31, Block 46; thence North to the Southeast corner of Lot 2, Block 46; thence East to the Southeast corner of Lot 17, Block 45; thence North to the Northeast corner of Lot 17, Block 45; thence West to the Northwest corner of Block 47; thence South to the place of beginning, excepting therefrom Lots 1, 2, 3, 4, 9 and 10 in Block 45, in front of which said Lots sidewalks already have been constructed which conform approximately to the general plan to be adopted in said proposed District; also beginning at the Southwest corner of Block 42; thence East 50 feet; thence North

170.5 feet; thence East 302 feet; thence South 170.5 feet; thence East to the Southeast corner of Lot 31, Block 43; thence North to the Southeast corner of Lot 2, Block 43; thence East to the Southeast corner of Lot 10, Block 43; thence North to the Northeast corner of Lot 10, Block 43; thence West to the Northwest corner of Block 42; thence South to the place of beginning; also beginning at the Southwest corner of Lot 18, Block 43; thence North to the Southwest corner of Lot 15 Block 43; thence East to the Southeast corner of Lot 1, Block 44; thence North to the Northwest corner of Lot 1, Block 44; thence East to the Northeast corner of Lot 17, Block 44; thence South to the Southeast corner of Lot 17, Block 44; thence West to the Southeast corner of Lot 2, Block 44; thence South to the Southeast corner of Lot 33, Block 44; thence West to the place of beginning.

WHEREAS, it further appears from said Engineer's report that the estimated and probable total cost of said sidewalks including the grading and removal of obstructions therein specified exclusive of the per centum of cost of collection and other incidentals, and of interest to the date the first installment of said cost becomes due, is \$4,409.24 that the method of assessment to be adopted in the District is as follows:

That the method of assessment to be adopted in the District shall be an assessment pro rata per front foot upon the lots or lands in said District in front of which, said improvements are made or abutting on the same.

The maximum share of said total estimate pro rata per front foot that will be assessed upon any lot or land in front of which said improvements are made or abutting on said improvements in said proposed District, is \$.975.

To the above amount and rates or to so much thereof as may be necessary to pay the actual cost of said improvements and general expenses, there will be added two per centum for cost of collection and other incidentals and also interest at the rate of not exceeding six per cent per annum on the bonds issued and sold to raise funds for the payment of said total cost; said interest to run from the time of the issue of said bonds to the time of the first installment when the assessment becomes due, and that the total cost of said improvements together with interest and the per centum to be added for collection, etc., as aforesaid, except as otherwise herein specified, will be assessed upon the real estate in said district fronting on or abutting upon the Streets which are to be improved as aforesaid:

That the schedule showing the approximate amounts to be assessed upon the several lots or parcels of property within the District is as follows:

WHEREFORE, be it resolved by the City Council of the City of Grand Junction, Colorado:

Section 1. That the report so made by T. E. Thompson, as Engineer of said City, with respect to said proposed Sidewalk District No. 8, be and the same is hereby approved, ratified and confirmed; that the said report together with details, specifications, estimates, maps and schedules prepared and filed with the Clerk, and the recommendation of said Engineer as to the kind of materials for use in said improvements, be and the same are hereby approved, ratified, confirmed and adopted by the Council as the details, plans, specifications, estimate and materials for use in said improvements; and that the survey and map of the said proposed Sidewalk District be the survey and map of said District.

Section 2. That to the above total amount of \$4,409.24 and the respective portions thereof to be assessed on the respective lots and lands in said District, as aforesaid, or to so much thereof as may be necessary to pay the actual cost of said improvements and the general expenses, there be added two per centum for the cost of collection and other incidentals, and that there also be added an amount sufficient to pay the interest to the next succeeding date upon which general taxes or the first installment thereof are, by the laws of the State of Colorado, made payable, not exceeding six per cent.

Section 3. That the said assessment shall be due and payable within thirty days of the final publication of the assessing Ordinance, assessing the whole actual cost of said improvements against said real estate without demand; provided, however, that any owner who shall pay his full assessment within the period of thirty days after the final publication of the assessing Ordinance without demand, shall be entitled to an allowance of the per centum added for the cost of collection and other incidentals, and of the interest from the date of payment to the time when the first installment becomes due, on all payments made during the said period of thirty days, or in case any owner of real estate shall fail to pay the whole of said assessment against his property within the said thirty days from and after the final publication of the assessing Ordinance, assessing the same, then the whole cost of said improvements so assessed against his property shall be payable in ten equal annual installments of the principal with interest upon unpaid installments payable annually at the rate of not exceeding six per cent per annum; the first of said installments of said principal shall be due and payable upon the next succeeding date after the final publication of the assessing Ordinance, assessing the same, upon which date the first installment of the general taxes is, by the laws of the State of Colorado, now in force, made payable, and the remainder of said installments, shall be due and payable successively on the same day in each year thereafter until all are paid in full.

Section 4. That the City Attorney be and he is hereby directed to prepare a Resolution in conformity with the Charter of the City of Grand Junction, and Ordinance No. 178, adopted and approved the 11th day of June, 1910, as amended, which Resolution, when duly adopted and in force, shall create within the corporate limits of the City of Grand Junction, a sidewalk district to be known as Sidewalk District No. 8, with the same territory and extent as hereinbefore set forth, and providing in and by said Resolution an order of the City Council for the sidewalks in said District, as contemplated by said Charter and City Ordinance No. 178, as amended, and in accordance with the plans, maps, specifications, details and estimate of the Engineer of said City hereinbefore referred to, now on file in the office of the City Clerk.

Section 5. That the said proposed Resolution creating said sidewalk district and ordering the proposed improvements therein, be considered for passage and adoption by the City Council on Monday, the 19th day of May, 1924 at the hour of 8:00 o'clock P. M.

Section 6. That a notice be issued by the City Clerk and published for two days each week for two consecutive weeks in The Daily Sentinel, a daily newspaper of general circulation, published in the City of Grand Junction, therein giving notice to the owners of real estate in proposed Sidewalk District No. 8 and to all persons interested generally, of the improvements proposed, the number of installments, and the time in which the cost of said improvements will be payable, and the rate of interest on unpaid installments, the extent of the District to be assessed, the probable cost as shown by the estimates of the Engineer, the maximum share of said total estimate per front foot that will be assessed upon any lot or lands included within the District, and the time as hereinbefore set forth, to-wit: On the hour of 8:00 o'clock P. M. on Monday the 19th day of May, 1924, or as soon thereafter as the matter can be taken up when the Council will consider the ordering of the proposed improvements and hear all complaints or objections that may be made in writing, concerning the proposed improvements, by the owner of any real estate to be assessed or any persons interested, and that said map and estimate and all proceedings of the Council in the premises are on file and can be seen and examined at the office of the City Clerk during business hours at any time prior to 8:00 o'clock P. M. on the 19th day of May, 1924, by any person interested.

Section 7. That said notice hereinbefore provided for shall be in words and figures as follows, to-wit:

NOTICE

OF THE PROPOSITION TO CREATE A SIDEWALK DISTRICT IN THE CITY OF GRAND JUNCTION, COLORADO, TO BE KNOWN AND DESIGNATED AS "SIDEWALK DISTRICT NO. 8; TO CONSTRUCT SIDEWALKS ON CERTAIN STREETS THEREIN AS PROVIDED BY ORDINANCE NO. 178 OF THE CITY OF GRAND JUNCTION, COLORADO, ADOPTED AND APPROVED THE 11th DAY OF JUNE, 1910, AS AMENDED.

All owners of Real Estate which is included within the extent of the District to be assessed, as hereinafter described and all persons interested generally, are hereby notified that the City Council of the City of Grand Junction, Colorado, has adopted full details and specifications for constructing sidewalks on certain Streets, including the necessary grading and removal of obstructions in the proposed Sidewalk District, within the corporate limits of the City of Grand Junction, Colorado, to be known and designated as "Sidewalk District No. 8." The sidewalks are to be constructed on the following Streets, to-wit:

Ninth Street on the West side of Blocks 42 and 47; Tenth Street on the West side of Blocks 46 and 43, and on the East side of Blocks 42 and 47; Eleventh Street on the West side of Block 44 and on the East side of Lot 17, Block 43; Hill Avenue on the North side of Block 42 and on the North of Lots 1 to 10 inclusive in Block 43, and on the North side of Block 44; Gunnison Avenue on the North side of Block 47, and on the North side of Block 46 and on the North side of Block 45, except on the North side of Lots 1, 2, 3, 4, 9 and 10, in said Block 45.

That the extent of the District to be assessed for said improvements is bounded and described as follows, to-wit:

Beginning at the Southwest corner of Block 47; thence East 50 feet; thence North 145.4 feet; thence East 301.7 feet; thence South 145.4 feet; thence East to the Southeast corner of Lot 31, Block 46; thence North to the Southeast corner of Lot 2, Block 46; thence East to the Southeast corner of Lot 17, Block 45; thence North to the Northeast corner of Lot 17, Block 45; thence West to the Northwest corner of Block 47; thence South to the place of beginning, excepting therefrom Lots 1, 2, 3, 4, 9 and 10 in Block 45, in front of which said Lots, sidewalks already have been constructed which conform approximately to the general plan to be adopted in said proposed District; also beginning at the Southwest corner of Block 42; thence East 50 feet; thence North 170.5 feet; thence East 302 feet; thence South 170.5 feet; thence East to the Southeast corner of Lot 31, Block 43; thence North to the Southeast corner of Lot 2, Block 43 thence East to the Southeast corner of Lot 10, Block 43; thence North to the Northeast corner of Lot 10, Block 43; thence West to the Northwest corner of Block 42; thence South to the place of beginning; also beginning at the Southwest corner of Lot 18, Block 43; thence North to the Southwest corner of Lot 15, Block 43; thence East to the Southeast corner of Lot 1, Block 44; thence North to the Northwest corner of Lot 1, block 44; thence

East to the Northeast corner of Lot 17, Block 44; thence South to the Southeast corner of Lot 17, Block 44; thence West to the Southeast corner of Lot 2, Block 44; thence South to the Southeast corner of Lot 33, Block 44; thence West to the place of beginning.

That the probable cost of said sidewalks and other improvements therein specified in said proposed Sidewalk District No. 8 as shown by the estimate of the Engineer of said City of Grand Junction, exclusive of the per centum of the cost of collection and other incidentals, and of interest to the date the first installment of said cost becomes due, is \$4,409.24. That the method of assessment to be adopted in the district shall be as follows:

That the method of assessment to be adopted in the District shall be an assessment pro rata per front foot upon all the lots or lands in said District in front of which said improvements are made, or abutting on same; that the probable cost of said improvements as shown by the total estimate of the Engineer is \$4,409.24, which does not include the cost of collection and other incidentals, nor the cost of interest hereinafter referred to.

The maximum share per front foot that will be assessed upon any lot or lands fronting on or abutting upon the Streets to be so improved as aforesaid, is \$.975.

To the above amount and rates or to so much thereof as may be necessary to pay the actual cost of said improvements and general expenses, there will be added two per centum for cost of collection and other incidentals, and also interest at the rate of not exceeding six per cent per annum on the bonds issued and sold from time to time to raise funds for the payment of said total cost, said interest to run from the date of issue of said bonds to the time of the first installment of the assessment comes due; that the total cost of said improvements together with interest and the percentage to be added for cost, etc., as aforesaid, except as otherwise herein provided, will be assessed upon the real estate in front of which said improvements are made, or abutting on same, as follows:

The grading, removal of obstructions and all other general expenses, including cost of collection and interest pro rata per front foot, new walks pro rata per front foot where constructed, and reconstructed walks upon each lot or piece of land where reconstructed according to the cost of reconstruction, the said assessment to be upon the lots or lands in front of which said improvements are made or abutting on same to the full depth of said Lots or lands as in said District described.

The said assessments shall be due and payable without demand, within thirty days from and after the final publication of the

assessing ordinance, assessing the cost against said real estate, provided however, that any owner who shall pay his full assessment within said period of thirty days shall receive a discount of the two per centum added for cost of collection and other incidentals, and also a discount on such payment at not exceeding six per cent per annum from the date of said payment to the date the first installment is payable; or in default thereof, in ten equal annual installments of the principal and interest thereon at not exceeding six per cent per annum on unpaid installments, and the first of said installments shall be due and payable upon the next succeeding date after the final publication of said assessing ordinance, upon which the first installment of the general taxes is, by the laws of the State of Colorado, made payable, and the remainder of said installments shall be due and payable successively on the same day in each year thereafter until paid in full; that the map of said proposed sidewalk district showing the streets to be improved and the extent and boundaries of the District to be assessed, and also each and every Lot and Tract of land to be assessed for the cost of said improvements, the estimates of the Engineer and all proceedings of the Council in the premises are on file and can be seen and examined by any person interested at the office of the City Clerk during business hours at any time on or before 8:00 o'clock P. M. on Monday the 19th day of May, 1924, on which date and at said hour, the Council will hear in the Council Chambers in the City Hall in the City of Grand Junction, all complaints and objections concerning the proposed improvements, or any part thereof that may be made in writing, and in full conformity with the provisions of Ordinance No. 178 of said City of Grand Junction, as amended, by the owner of any real estate to be assessed, or any person interested;

That the owners shall have the right to construct or reconstruct their own walks within said District, in conformity with the plans and specifications for the District, under the supervision and directions of the City Engineer, within thirty days from the passage of the Resolution creating the District.

Dated at Grand Junction, Colorado, April the 16th, 1924 By order of the City Council.

(SEAL)

/s/

City Clerk

Adopted and approved this 16th day of April, A. D., 1924.

/s/

President of the Council

ATTEST:

City Clerk.

(SEAL)

It was moved by Councilman Meders, seconded by Councilman Murr that the resolution as read be passed and adopted, upon which motion the following vote was cast: Councilmen voting Yea, Hirons, Meders, Miller and Murr. All the Councilmen present voting yea, the President declared the motion carried.

Upon motion of Councilman Meders, seconded by Councilman Murr the meeting adjourned until 8:00 o'clock P.M. April 18 1924.

/s/ Fred A. Peck

City Clerk