

Grand Junction, Colo

May 14 1924

The City Council of the City of Grand Junction, Colo., met in regular adjourned session at 8:00 o'clock P.M. with Councilman Murr acting as President pro-tem. Those present and answering at roll call were Councilmen Murr, Marshall, Meders, Miller, Hampson, City Manager Garrett, City Attorney Jordan, City Engineer T.E. Thompson and City Clerk Peck.

It was moved by Councilman Hampson, seconded by Councilman Meders that Councilman Murr act as President pro-tem in the absence of Pres. Hirons. Motion carried.

Sealed bids for the construction of the West Trunk Line of Combined Sewer District No. 2 were opened and read. The bids were tabulated by the City Engineer who retired to check the same.

The following resolution was introduced and read:

Councilman T.J. Hampson introduced the following resolution which was read, duly considered and adopted by the City Council upon the following recorded vote:

Those voting Aye: L.O. Marshall, W.E. Meders, R.G. Miller, T.J. Hampson and Wm. Murr.

Those voting Nay: None.

RESOLUTION.

Appointing Judges and Clerks; prescribing notice of election and form of ballots for the special municipal election to be held on the 3rd day of June, A.D. 1924.

WHEREAS THE City Council has adopted Ordinance Nos. 360 and 361, submitting to the qualified taxpaying electors of the City, the question of authorizing the issuance of the negotiable coupon bonds of the City for the purpose of improving street and alley intersections, for paying one-half of the cost of the paving of First Street from the North line of Main street to the North City limit line; and

WHEREAS, it is provided by said Ordinance that the judges and clerks, notice of election and form of ballot shall be as prescribed by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION:

Section 1. That the following be and they are hereby appointed as judges and clerks to act at the special municipal election to be held in the city of Grand Junction, Colorado, on the 3rd day of June A.D. 1924, to-wit:

<u>Ward</u>	<u>Precinct</u>	<u>Judges and Clerks</u>
1	9	O.E. Boston) Mrs. L.O. Marshall) Judges Mrs. H.O. Bear) Mrs. J.E. Hing) Mrs. Mystle Friend) Clerks.
2	10	Mrs. Scott McKinney) Mrs. Charles Derryberry) Judges Mrs. E.B. Rogers) Mrs. Henry Lindenschmidt) Mrs. E.R. Crumm) Clerks
East Third (E3rd)	16	J.B. Fouder) C.E. Cherrington) Judges H.Q. Eastman) Mrs. Gertrude Houce) Mrs. Dora Mesewe) Clerks
West Third (W3rd)	11	H.C. Bucklin) Mrs. H.A. Honecker) Judges Herbert Nichols) Mrs. Emma D. Chester) Austin Corcoran) Clerks
4	12	Mrs. George Fletcher) J.R. Falts) Judges Mrs. James Hards) Mrs. John Cox) H.P. Ela) Clerks

Section 2. That the ballot to be used at said special municipal election shall be substantially as follows:

OFFICIAL BALLOT

CITY OF GRAND JUNCTION, COLORADO, SPECIAL MUNICIPAL ELECTION

June 3rd, 1924.

Question Submitted:

Shall the City Council of the City of Grand Junction contract an indebtedness on behalf of the City and upon the credit thereof, by issuing the negotiable coupon bonds of the City in the aggregate amount of Seventy-five Thousand Dollars (\$75,000.00), for the purpose of paying the cost of paving street and alley intersections in said City?

FOR THE STREET INTERSECTION BONDS:

AGAINST THE STREET INTERSECTION BONDS:

Question Submitted:

Shall the City Council of the City of Grand Junction contract an indebtedness on behalf of the City and upon the credit thereof, by issuing the negotiable coupon bonds of the City in the aggregate amount of Thirteen Thousand Dollars, for the purpose of paying one-half of the cost (excepting the cost of paving the street and alley intersections which is to be paid by the City of Grand Junction, and the portion of the cost of said improvement to be paid by The Book Cliff Railroad Company) of paving First street in said City from the North Line of Main Street to the North City Limit line?

FOR FIRST STREET PAVING BONDS:

AGAINST FIRST STREET PAVING BONDS:

The voter shall prepare his ballot, indicating his approval or disapproval of the foregoing propositions by placing a cross (X) opposite the group of words which express his choice, and shall then deposit his ballot in the ballot box for such purpose.

Section 3. That the notice of said special municipal election to be published and posted, shall be substantially as follows:

CITY OF GRAND JUNCTION, COLORADO,

NOTICE OF SPECIAL MUNICIPAL BOND ELECTION TO BE HELD ON

Tuesday, the 3rd day of June, A.D. 1924

Pursuant to Ordinance Nos. 360 and 361, of the City of Grand Junction, adopted and approved the 7th day of May, A.D. 1924:

PUBLIC NOTICE IS HEREBY GIVEN, that a special municipal election will be held on Tuesday, the 3rd day of June, A.D. 1924, at the polling places hereinafter designated, in the City of Grand Junction, Colorado.

At said election there will be submitted to the vote of the qualified taxpaying electors of the City of Grand Junction, the following questions:

Question Submitted:

Shall the City Council of the City of Grand Junction, contract an indebtedness on behalf of the City and upon the credit thereof, by issuing the negotiable coupon bonds of the City in the aggregate amount of Seventy-five Thousand Dollars (\$75,000.00), for the purpose of paying the cost of paving street and alley intersections in said City?

Question Submitted:

Shall the City Council of the City of Grand Junction contract an indebtedness on behalf of the City and upon the credit thereof, by issuing the negotiable coupon bonds of the City in the aggregate amount of Thirteen Thousand Dollars, for the purpose of paying one-half of the cost (excepting the cost of paving the street and alley intersections which is to be paid by the City of Grand Junction, and the portion of the cost of said improvement to be paid by The Book Cliff Railroad Company) of paving First Street in said City from the North line of Main Street to the North City Limit line?

The said special election will be held at the several voting places in the several wards and voting precincts of the City of Grand Junction, in the State of Colorado, as follows, to-wit:

Ward -1	Precinct 9	Polling Place	City Hall.
Ward -2	Precinct 10	Polling Place	Western Slope Garage.
Ward -East 3rd	Precinct 16	Polling Place	Christian Church.
Ward -West 3rd	Precinct 11	Polling Place	Y.M.C.A.
Ward -4	Precinct 13	Polling Place	Buick Garage

Upon the date and at the places designated aforesaid, the polls will be open from the hour of seven o'clock A.M., to and including, and will be closed, at the hour of seven o'clock P.M.

The ballots to be used in voting upon the questions above submitted will be prepared and furnished by the City Clerk to the judges of elections, to be by them furnished to the voters.

The election will be held and conducted, as nearly as may be, in the manner prescribed by law in the case of elections for municipal officers.

Registration for said election will take place in the manner now provided by law.

At said election only qualified taxpaying electors of the City shall be permitted to vote upon the questions submitted.

IN WITNESS WHEREOF, the City Council of the City of Grand Junction has caused this notice to be published and posted as required by law, and dated this 14th day of May, A.D. 1924.

(SEAL)

/s/

City Clerk

Adopted and approved this 14th day of May, A.D. 1924.

/s/

President of the City Council.

(SEAL)

Attest:

City Clerk.

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

The following resolution was introduced and read:

RESOLUTION.

WHEREAS, the City Council has submitted to the qualified voters of the City of Grand Junction, Colorado, the questions of adoption or rejection of certain, Ordinance, and has called a special election for Tuesday the 3rd day of June, A.D. 1924.

THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION:

Section 1. That the following be and they are hereby appointed as judges and clerks to act at the special municipal election to be held in the City of Grand Junction, Colorado, on the 3rd day of June A.D. 1924., to-wit:

Ward

1

Precinct

9

Judges and Clerks

O.E. Boston)

Mrs. L.O. Marshall)

Mrs. H.O. Bear)

Judges

Mrs. J.E. Hing)

Mrs. Mystle Friend)

Clerks.

2	10	Mrs. Scott McKinney) Mrs. Charles Derryberry) Mrs. E.B. Rogers)	Judges
		Mrs. Henry Lindenschmidt Mrs. E.R. Crumm)	Clerks
East Third (E3rd)	16	J.B. Foudery) C.E. Cherrington) H.Q. Eastman)	Judges
		Mrs. Gertrude Houce) Mrs. Dora Mesewe)	Clerks
West Third (W3rd)	11	H.C. Bucklin) Mrs. H.A. Honecker) Herbert Nichols)	Judges
		Mrs. Emma D. Chester) Austin Corcoran)	Clerks
4	12	Mrs. George Fletcher) J.R. Falts) Mrs. James Hards)	Judges
		Mrs. John Cox) H.P. Ela)	Clerks

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

The proof of publication of the proposed ordinance entitled "AND ORDINANCE REPEALING ORDINANCE NO. 316, PASSED AND ADOPTED THE 1ST DAY OF MAY, 1922, AND ENTITLED 'AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO 301, PASSED AND ADOPTED THE 26TH DAY OF JULY 1921, AND ENTITLED 'A BUILDING ORDINANCE AND ALSO CONCERNING THE STORAGE AND HANDLING OF GASOLENE' AND AMENDING SECTION 1 OF ORDINANCE NO 301, PASSED AND ADOPTED THE 26TH DAY OF MAY 1921, AND ENTITLED A BUILDING ORDINANCE AND ALSO CONCERNING THE STORAGE AND HANDLING OF GASOLENE." was read by the clerk. Upon motion of Councilman Hampson, seconded by Councilman Meders and unanimously carried the proof of publication was ordered filed.

The City Engineer reported the following bids of the construction of the West Trunk Line of Combined Sewer District No. 2.

VITRIFIED TILE

ITEM NO.	QUANTITY	ITEM	CONTRACTOR John A. Butler Grand Junction Colo.		CONTRACTOR D.A. Tolbert & Co. Denver Colo.		CONTRACTOR Orman Construct- ion Co. Pueblo Colo.		CONTRACTOR Winterburn & Lumdsen Grand Junction Colo.		ENGINEER'S ESTIMATE	
			UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
1	57.0 Cu. yds.	Portland Cem. Concrete	\$25.00	\$1425.00	\$27.00	\$1539.00	\$25.00	\$1425.00	\$30.00	\$1710.00	\$20.00	\$1140.00
2	1610.0 Lin. ft.	24" Sewer 0' to 7' Cut	3.10	4991.00	3.13	5039.30	3.40	5474.00	3.25	5232.50	2.90	4669.00
3	1490.0 Lin. ft.	24" Sewer 7' to 9' Cut	3.15	4693.50	3.42	5095.80	3.50	5215.00	3.45	5140.50	3.20	4760.00
4	825.0 Lin. ft.	24" Sewer 9' to 11' Cut	3.25	2681.25	3.60	2970.00	4.00	3300.00	3.65	3011.25	3.75	3093.75
5	1124.0 Lin. ft.	21" Sewer 0'-7' Cut	2.40	2697.60	2.50	2810.00	3.50	3934.00	2.65	2978.60	2.45	2753.80
6	355.0 Lin. ft.	18" Sewer 0'-7' Cut	2.05	727.75	2.20	781.00	2.00	910.00	2.10	745.50	2.00	710.00
7	325.0 Lin. ft.	18" Sewer 7'-9' Cut	2.10	682.50	2.09	679.25	2.00	650.00	2.15	698.75	2.10	682.50
8	351.0 Lin. ft.	15" Sewer 0'-7' Cut	1.40	491.40	1.39	487.88	1.50	526.50	1.55	544.05	1.40	491.40
9	362.0 Lin. ft.	12" Sewer 0'-7' Cut	1.05	380.10	1.15	416.90	1.00	362.00	1.35	488.70	1.10	393.20
10	730.0 Lin. ft.	10" Sewer 0'-7' Cut	0.60	438.00	0.72	525.60	0.60	438.00	1.15	839.50	0.90	657.00
11	1410.0 Lin. ft.	8" Sewer C.B. Connect's	0.60	846.00	0.60	846.00	0.50	705.00	1.00	1410.00	0.65	916.50
12	22.0	Manholes	55.00	1210.00	60.00	1320.00	50.00	1410.00	66.00	1452.00	55.00	1210.00
13	44.0	Catch Basins	50.00	2200.00	50.00	2200.00	50.00	2200.00	61.00	2684.00	55.00	2420.00
14	20.0 feet	Additional Depth M.H.	3.00	60.00	5.00	100.00	4.00	100.00	4.00	80.00	4.00	80.00
TOTAL			\$2,3524.10		\$24,828.14		\$26,139.50		\$27,015.35		\$23,990.15	
Date of Completion			July 1st 1924		Oct 1st, 1924		July 30th 1924		July 1st 1924			

It was moved by Councilman Hampson, seconded by Councilman Meders that John A. Butler be given the contract for the construction of the West Trunk Line of Combined sewer District No. 2 for his bid of \$23524.10, the same being the lowest and best bid and that the President of the Council be authorized to sign the contract for the construction, upon which motion the following vote was cast: Councilmen present voting Yea, Murr, Marshall, Miller, Meders, and Hampson. All the Councilmen present voting Yea the President declared the motion carried.

A representative of the firm of Prendergast-Connor Construction Company was present requesting the return of the forfeited \$923.13 which was ordered forfeited by the City Council on April 30 1924. The Council took the matter under consideration.

The maps, estimates and specifications for the construction of the proposed Special Sewer District Number 1 were presented by

the City Engineer. Upon motion of Councilman Marshall, seconded by Councilman Meders and unanimously carried the same were accepted and filed.

The maps, estimates and specifications for the construction of the proposed Combined Sewer District No. 3 were presented by the City Engineer. Upon motion of Councilman Marshall, seconded by Councilman Miller the same were accepted and filed.

The following resolution was introduced and read:

RESOLUTION

A RESOLUTION ADOPTING DETAILS AND SPECIFICATIONS FOR THE CONSTRUCTION OF A SYSTEM OF SANITARY SEWERS WITHIN A PROPOSED SPECIAL SANITARY SEWER DISTRICT IN THE CITY OF GRAND JUNCTION, COLORADO, TO BE DESIGNATED AS SPECIAL SANITARY SEWER DISTRICT NO. 1; DESIGNATING THE MATERIALS TO BE USED AND ASCERTAINING THE 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 DISTRICT OF LANDS 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 18th day of April, A. D. 1924, it was found and declared that the establishment of a Special sanitary sewer district and the construction therein of district sewers and appurtenance for sanitary drainage, was and is a necessity, said District to be known as Special Sanitary Sewer District No. 1; 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 the 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 said proposed Special Sanitary Sewer District No. 1, 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 such form and substantially as therein required; and

WHEREAS, it appears to the Council and the City Council of the City of Grand Junction, doth hereby find from said maps, certificates of survey, schedules, plans, specifications and approximations of cost, so prepared and filed by said Engineer as aforesaid, that said proposed Special Sanitary Sewer District No. 1 is composed of all the lots and parcels of land embraced within

the boundaries hereinafter and in said map and surveyor's certificate described as follows, to-wit:

CITY OF GRAND JUNCTION

SPECIAL SANITARY SEWER DISTRICT NO. 1

Beginning at the Southwest corner of Lot 1, Block 20, Milldale Subdivision of the City of Grand Junction; thence East 940 feet to the Southwest corner of Lot 32, Block 18 Milldale Subdivision thence North 600 feet to the Northwest corner of Lot 1 Block 13 Milldale Subdivision; thence West 222.3 feet to the Northwest corner of Lot 5 Block 12; Milldale Subdivision; thence South 17.5 feet thence West 346.1 feet to the Northwest corner of Lot 1, Block 11 Milldale Subdivision; thence South 252.5 feet to the Southwest corner of Lot 10 Block 11 Milldale Subdivision; thence West 277.8 feet to the Southwest corner of Lot 11, Block 11, Milldale Subdivision; thence South 330 feet to the place of beginning.

All the land lying and being within the above boundaries as described, is within the present corporate limits of the City of Grand Junction, Colorado.

WHEREAS, it further appears from said Engineer's report that the estimated and probable total cost of said special sanitary sewer system, exclusive of the per centum of cost of collection and other incidentals, and of interest to the time the first installment of said cost becomes due is \$2374.90; that the method of assessment to be adopted in the district shall be an assessment according to area; that the maximum share of said total estimate per square foot of an ordinary lot of 25 feet by 125 feet that will be assessed upon respective lots and parcels of land in said proposed district is estimated to be as follows:

Per square foot of superficial area of each lot or parcel of land
. . . . \$.0076

Per lot of 25 feet by 125 feet \$23.75

All other lots and tracts of land of greater or less dimension and superficial area in proportion to the respective areas.

That all of said estimates of cost are exclusive of the per centum of cost for collection and other incidentals, and of interest to the time the first installment of said cost becomes due; that the schedule showing the approximate amount to be assessed upon the several lots or parcels of property within the district is as follows:

SCHEDULE OF ASSESSMENTS

ASSESSABLE AREA, SPECIAL SANITARY SEWER DISTRICT NO. 1

GRAND JUNCTION, COLORADO, 1924

Total estimated cost \$2374.90

Total assessable area 313070 square feet.

Cost estimated per square foot of area0076

THEREFORE 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, Engineer of said City with respect to said proposed Special Sanitary Sewer District No. 1, 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 to be used in the construction of said sewer system, be and the same are hereby approved, ratified, confirmed and adopted by the Council as the details, plans, specifications, estimates, and materials for use in the construction of said sewer system; that the survey and map of said proposed Special Sanitary Sewer District No. 1 be the survey and map of said District.

Section 2. That to the total amount of \$2374.90, and 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 cost of said improvements and general expenses, there will 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 the 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 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 interest from the date of payment to the time when the first installment becomes due on all payments made during 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 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, on 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, A. D. 1910, as amended, which resolution when duly adopted and enforced shall create within the corporate limits of the City of Grand Junction, a Special Sanitary Sewer District known as Special Sanitary Sewer District No. 1, with the same territory and boundaries as hereinbefore set forth, providing in and by said resolution and the Order of the City Council for the construction in said district of district sewers and appurtenances for sanitary drainage, 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 heretofore referred to and now on file in the office of the City Clerk.

Section 5. That the said proposed resolution creating said Special Sanitary Sewer District and ordering the proposed improvements therein be considered for passage and adoption by the City Council on Wednesday the 18th day of June, 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, therein giving notice to the owners of real estate in the said proposed Special Sanitary Sewer District No. 1, and to all persons interested generally of the improvements proposed, the number of installments and the time at which said 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 estimate of the Engineer; the maximum share of said total estimate per square foot and per lot of 25 feet by 125 feet, said assessment being made according to area, that will be assessed upon any lots or, lands included in the district and the time as hereinbefore set forth, to-wit: On Wednesday the 18th day of June, 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 will be made in writing concerning the proposed improvements by the owners of any real estate to be assessed or any person interested, that said map and estimates and all proceedings of

the Council in the premises are on file and can be seen and examined in the office of the City Clerk during business hours at any time prior to eight o'clock P. M. on Wednesday the 18th day of June, A. D., 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 A PROPOSITION TO CREATE A SPECIAL SANITARY SEWER DISTRICT IN THE CITY OF GRAND JUNCTION, COLORADO, TO BE KNOWN AND DESIGNATED AS SPECIAL SANITARY SEWER DISTRICT NO. 1 AND TO CONSTRUCT THEREIN A SYSTEM OF SANITARY SEWERS FOR SANITARY DRAINAGE, AS PROVIDED BY ORDINANCE NO. 178 OF THE CITY OF GRAND JUNCTION 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 for the construction of a system of district sewers and appurtenances for sanitary drainage in and for a proposed special sanitary sewer district, within the corporate limits of the City of Grand Junction, to be known and designated as Special Sanitary Sewer District No. 1, said district being described as follows; to-wit:

CITY OF GRAND JUNCTION

SPECIAL SANITARY SEWER DISTRICT NO. 1

Beginning at the Southwest corner of Lot 1, Block 20, Milldale Subdivision of the City of Grand Junction; thence East 940 feet to the Southwest corner of Lot 32, Block 18 Milldale Subdivision; thence North 600 feet to the Northwest corner of Lot 1, Block 13 Milldale Subdivision; thence West 222.3 feet to the Northwest corner of Lot 5, Block 12, Milldale Subdivision; thence South 17.5 feet; thence West 346.1 feet to the Northwest corner of Lot 1, Block 11 Milldale Subdivision; thence South 252.5 feet to the Southwest corner of Lot 10, Block 11 Milldale Subdivision; thence West 277.8 feet to the Southwest corner of Lot 11, Block 11, Milldale Subdivision; thence South 330 feet to the place of beginning.

All of the land lying and being within the above boundaries as described is within the present corporate limits of the City of Grand Junction, Colorado.

That the probable cost of said sewers, sewer system and appurtenances in said proposed Special Sanitary Sewer District No. 1, as shown by the estimate of the Engineer of the city of Grand Junction is \$2374.90; the maximum share of said amount that will be assessed upon any lot of 25 feet by 125 feet and upon the

respective lots or parcels of land in said proposed district being estimated as follows:

Per square foot of superficial area of each lot or parcel of land \$.0076

Per Lot of 25 feet by 125 feet \$23.75

And all other lots or parcels of land of greater or less dimensions and superficial area in proportion to the respective areas.

That to the said total estimate and respective shares thereof there will be added two per cent for cost of collection and other incidentals, and also interest at the rate of not exceeding six per cent per annum on the bonds that will be issued and sold from time to time to raise funds for the payment of cost for said improvements, said interest to run from the time of the issue of said bonds to the time the first installment of the assessment becomes due, that the total cost of said sewers and appurtenances together with interest at the rate of not exceeding six per cent per annum on the bonds issued to raise funds for the payment therefor, and the per centum added for the cost of collection and other incidentals, as aforesaid, will be assessed against the aforesaid real estate in said district in proportion as the area of each piece of real estate in the district is to the area of all of the real estate in the District, exclusive of public highways.

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 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 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 with 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 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 a map of said proposed Special Sanitary Sewer District NO. 1 showing the proposed sewers and appurtenances and the boundary lines of said district, and also each and every lot and tract of land to be assessed for the cost of said improvements, the estimate of the Engineer and the 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 the business hours at any time on or before eight o'clock P. M. on Wednesday the 18th day of June, A. D., 1924, on which day 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 that may be made in writing by the owner of any real estate to be assessed or by any person interested.

Dated at Grand Junction, Colorado, May 14th, 1924.

BY ORDER OF THE CITY COUNCIL

(SEAL)

Fred A. Peck

City Clerk

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

The following resolution was introduced and read.

RESOLUTION

A RESOLUTION ADOPTING DETAILS AND SPECIFICATIONS FOR THE CONSTRUCTION OF A SYSTEM OF COMBINED STORM AND SANITARY SEWERS WITHIN A PROPOSED COMBINED SEWER DISTRICT IN THE CITY OF GRAND JUNCTION, COLORADO, TO BE DESIGNATED AS COMBINED SEWER DISTRICT NO. 3; DESIGNATING THE MATERIALS TO BE USED, ASCERTAINING THE 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 DISTRICT OF LANDS 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 _____ day of _____, A. D. 1924, it was found and declared that the establishment of a combined sewer district and the construction therein of a system of combined storm and sanitary sewers, for storm and sanitary drainage, was and is a necessity; said district to be known as Combined Sewer District No. 3; 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 the 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 said proposed Combined Sewer District No. 3, 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 such form and substantially as therein required; and

WHEREAS, it appears to the Council, and the City Council of the City of Grand Junction doth hereby find from said maps, certificates of survey, schedules, plans, specifications and approximations of cost so prepared and filed by said Engineer, as aforesaid, that said proposed Combined Sewer District No. 3 is composed of all the lots and parcels of land embraced within the boundaries hereinafter and in said map and surveyor's certificate described, as follows, to-wit:

CITY OF GRAND JUNCTION

COMBINED SEWER DISTRICT NO. 3

Beginning at the Southwest corner of Lot 18, Capitol Hill Subdivision of the City of Grand Junction; thence North to a point on the North line of Lot 22 in said Capital Hill Subdivision 124 feet West of the Northeast corner of said Lot 22, thence East 348 feet to a point on the North line of Lot 11, in said Capitol Hill Subdivision; thence South to a point on the South line of Lot 17 in said Capitol Hill Subdivision 124 feet East of the Southwest corner of said Lot 17, thence West 348 feet to the place of beginning.

All of the land lying and being within the above boundaries as described is within the present corporate limits of the City of Grand Junction, Colorado.

WHEREAS, it further appears from said Engineer's report the estimated and probable total cost of said combined storm and sanitary sewer system exclusive of the per centum of the cost of collection and other incidentals, and of interest to the time the first installment of said cost becomes due is \$4874.74; that the method of assessment to be adopted in the district shall be an assessment according to area; that the maximum share of said total estimate per square foot of an ordinary lot of 25 feet by 125 feet that will be assessed upon the respective lots and parcels of land in said proposed district is estimated to be as follows:

Per Square foot of Superficial area of each lot or parcel of land
. . . . \$.00767

Per Lot of 25 feet by 125 feet \$23.97

All other lots or tracts of land of greater or less dimensions and superficial area in proportion to the respective areas.

That all of said estimates of cost are exclusive of the per centum of cost for collection and other incidentals, and of interest to the time the first installment of said cost becomes due, that the schedule showing the approximate amount to be assessed upon the several lots or parcels of property within the district is as follows:

SCHEDULE OF ASSESSMENT

ASSESSABLE AREA, COMBINED SEWER DISTRICT NO. 3

GRAND JUNCTION, COLORADO, 1924

Total estimated cost \$4874.74

Total assessable area 635425 square feet,

Cost estimated per square foot of area \$.00767

THEREFORE, 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, Engineer of said City, with respect to said proposed Combined Sewer District No. 3, 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 to be used in the construction of said sewer system be and the same are hereby approved, ratified, confirmed and adopted by the Council as the details, plans, specifications, estimates and materials for use in the construction of said sewer system; that the survey and map of said proposed Combined Sewer District No. 3, be the survey and map of said District.

Section 2. That to the total amount of \$4874.74, and respective portions thereof to be assessed upon the respective lots and lands of said district, as aforesaid, or so much thereof as may be necessary to pay the actual cost of said improvements and the general expenses, there will be added two per cent 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 of 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 day 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 interest from the date of payment to the time when the first installment becomes due on all payments made during 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 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 of Ordinance No. 178, adopted and approved 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 combined sewer district to be known as Combined Sewer District No. 3, with the same territory and boundaries as hereinbefore set forth; and providing in and by said resolution and the order of the City Council for the construction in said district of a system of storm and sanitary drainage, 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 said proposed resolution creating said Combined Sewer District and ordering the proposed improvements therein be considered for passage and adoption by the City Council on Wednesday the 18th day of June, 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, therein giving notice to the owners of real estate in the said proposed Combined Sewer District No. 3 and to all persons interested generally, of the improvement proposed, the number of installments, and the time at which said 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 estimate of the Engineer; the maximum share of said total estimate per square foot and per lot of 25 feet by 125 feet, the said assessment being made according to area, that will be assessed upon any lots or lands included in the district, and the time as hereinbefore set forth, to-wit on Wednesday the 18th day of June, 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 will be made in writing concerning the proposed improvements by the owners of any real estate to be assessed or any person interested; and that said map and estimates and all proceedings of the Council in the premises are on file and can be seen and examined in the office of the City Clerk during business hours, at any time prior to eight o'clock P. M. on Wednesday the 18th day of June, A. D., 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 A PROPOSITION TO CREATE A COMBINED SEWER DISTRICT IN THE CITY OF GRAND JUNCTION, COLORADO, TO BE KNOWN AND DESIGNATED AT COMBINED SEWER DISTRICT NO. 3; AND TO CONSTRUCT THEREIN A SYSTEM OF COMBINED STORM AND SANITARY SEWERS FOR STORM AND SANITARY DRAINAGE, AS PROVIDED BY ORDINANCE NO. 178 OF THE CITY OF GRAND JUNCTION, 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 for the construction of a system of sewers and appurtenances for storm and sanitary drainage in and for a proposed Combined Sewer District, within the corporate limits of the City of Grand Junction, to be known and designated as Combined Sewer District No. 3, said district being described as follows, to-wit:

CITY OF GRAND JUNCTION--COMBINED SEWER DISTRICT NO. 3

Beginning at the Southwest corner of Lot 18, Capitol Hill Subdivision of the City of Grand Junction; thence North to a point on the North line of Lot 22 in the said Capitol Hill Subdivision 124 feet West of the Northeast corner of said Lot 22; thence East 348 feet to a point on the North line of Lot 11 in said Capitol Hill Subdivision thence South to a point on the South line of Lot 17 in said Capitol Hill Subdivision 124 feet East of the Southwest corner of said Lot 17, thence West 348 feet to the place of beginning.

All of the land lying and being within the above boundaries as described is within the present corporate limits of the City of Grand Junction, Colorado.

That the probable cost of said sewers, sewer system and appurtenances in said proposed Combined Sewer District No. 3 as shown by the estimate of the Engineer of the City of Grand Junction is \$4874.74; the maximum share of said amount that will be assessed upon any lot of 25 feet by 125 feet and upon the respective lots or parcels of land in said proposed district being estimated as follows:

Per square foot of superficial area of each lot or parcel of land \$.00767

Per lot of 25 feet by 125 feet \$23.97

And all other lots or parcels of land of greater or less dimensions and superficial area in proportion to their respective areas.

That to the said total estimate and respective shares thereof there will be added two per cent for cost of collection and other incidentals, and also interest at the rate of not exceeding six per cent per annum, on the bonds that will be issued and sold from time to time to raise funds for the payment of cost of said improvements said interest to run from the time of the issue of said bonds to the time the first installment of the assessment becomes due; that the total cost of said sewers and appurtenances together with interest at the rate of not exceeding six per cent per annum on the bonds issued to raise funds for the payment therefor, and the per centum added for the cost of collection and other incidentals, as aforesaid, will be assessed against the aforesaid real estate in said district in proportion as the area of each piece of real estate in the district is to the area of all of the real estate in the district, exclusive of public highways.

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 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 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 time the first installment is payable, or in default thereof in ten equal annual installments of principal with interest there on 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 general taxes is, by the laws of the State of Colorado, made

payable, and the remainder of the said installments shall be due and payable successively on the same day in each year thereafter until paid in full.

That a map of said proposed Combined Sewer District No. 3 showing the proposed sewers and appurtenances and boundary lines of said district, and also each and every lot and tract of land to be assessed for the cost of said improvements, the estimate of the Engineer and the 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 Wednesday the 18th day of June, A. D., 1924, on which day 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 that may be made in writing by the owners of any real estate to be assessed or by any person interested.

Dated at Grand Junction, Colorado, May the 14th, 1924.

BY ORDER OF THE CITY COUNCIL

(SEAL)

/s/ Fred A. Peck,

City Clerk.

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

It was moved by Councilman Marshall, seconded by Councilman Meders that the Council consider the refunding of the \$923.13, heretofore forfeited, to the Prendergast-Connor Construction Company. Upon this motion the following vote was cast: Councilmen voting Yea Marshall and Meders, Councilmen voting Nay: Murr, Hampson and Miller. The majority of the Councilmen voting Nay the President declared the motion lost.

The final estimate of the supervising engineer of the Burns and McDonnell Engineering Company for the construction of the waterworks improvements by the Orman Construction Company was read by the Clerk, said estimate being spread on the minutes of May 7th 1924.

Councilman Marshall moved, seconded by Councilman Hampson that the final estimate of the Engineers, dated April 16 1924, of the work done by the Orman Construction Company under contract for waterworks Improvements, dated March 26 1923, amounting to \$

8,328.70, less the item "Excavation from borrow pits 3366 Cu, Yds. @ 24¢--\$807.84" which is not allowed, which difference amounts to \$ 7520.86, be allowed. That out of said sum (\$7520.86) the following claims filed with the City Council against said Orman Construction Company be withheld, to wit:

L. Schmidt and Sons \$85.81
J.H. Mc Intire 16.15
J.W. Watson (materials used) 161.60
J.W. Watson (damages, failure to replace) 250.00
The Grand Jct. Elec. Gas & Mfg. Co 38.55
The Travelers Insurance Company 930.00
Anderson Bargain House 15.00
Grand Jct. Radiator Shop 3.50
Lane Mfg. Company 606.30
Clarence A Pollard \$150.00
City of Grand Junction 210.00
J.W. Milne 23.10
S.J. Gaumer 3.00
Henry Peterson 15.00
White Eagle Oil Company 114.65
E.A. Endris 23.30

And that any balance be paid to such person, company or party as may be decided by the Court in the case now pending in the District Court of Mesa County, Colorado, wherein, The Grand Valley National Bank is plaintiff and the Orman Construction Company, the J.G. Conley Construction Company and the City of Grand Junction are defendants. Upon which motion the following vote was cast: Councilmen voting Yea, Murr, Marshall, Meders, Miller and Hampson. All the Councilmen present voting Yea, the President declared the motion carried.

J.W. Eames presented a petition requesting that he be permitted to erect a tent on lots near the corner of Fourth & Colo. Upon motion of Councilman Marshall, seconded by Councilman Meders and unanimously carried the petition was referred to the City Manager.

It was moved by Councilman Meders, seconded by Councilman Miller that the Orman Construction Company claim for the sum of \$2,000.00 for connecting private services to the main be not allowed as the lump sum bid for water works improvement included said work. Upon which motion the following vote was cast 1/4 Councilmen voting Yea, Marshall, Meders, Miller, Hampson and Murr. All the Councilmen present voting Yea, the president declared the motion carried.

Upon motion of Councilman Meders, seconded by Councilman Miller the meeting adjourned until May 19 1924.

/s/ Fred A. Peck

City Clerk