

Grand Junction, Colorado

November 4, 1925

The City Council of the City of Grand Junction met in regular session at 7:30 o'clock P.M. with President Bell presiding. Those present and answering at roll call were Councilmen Bear, Ellison, Logsden, Meders, Moslander & Bell; City Manager Thompson, City Attorney Hinman & City Clerk Peck. Councilmen absent, None.

The minutes of the last regular session and of the adjourned meeting held October 28 1925 were read and approved.

Application for a permit to construct sheds, corrals ect on the Haggerty Tract on South Fifth Street was made by J.A. Harrison. Said buildings to be used for the keeping of horses & teams for hire.

Councilman Meders moved seconded by Councilman Logsden that the customary notice be given before action be taken on said application. Motion carried.

Frank Payne & C.E. Cherrington were present asking that the Council act on their request of a reduction in interest on tax sale certificates held by the city on property owned by the Diocese of Colorado in Dundee Addition.

Councilman Meders moved, seconded by Councilman Moslander that the City Treasurer be authorized to sell certain tax sale certificates on property owned by the Diocese of Colorado in Dundee Place Addition for the face of the certificate plus 6% interest per year. Motion carried.

The City Attorney presented an opinion in regard to the assessing of railroad property adjacent to So. Fifth St for public improvements. Councilman Meders moved, seconded by Councilman Bear that the same be accepted and spread on the minutes of this meeting. Motion carried.

The opinion is as follows:

W. R. HINMAN

ATTORNEY AT LAW

SUITE 312-3 GRAND VALLEY BANK BLDG.

GRAND JUNCTION, COLO.

PHONE.JCT.281 November 4, 1925

TO THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION:

Gentlemen:

In response to your request for an opinion in regard to the nature of the right, if any, enjoyed by the City to South Fifth Street as distinguished from the rights of the D. & R.G.W. Railroad Company in that portion of the right of way of the railroad company crossed by said street, and the liability of said railroad company for assessments for special improvements to said street, I submit the following:

I am advised that the Fifth Street Bridge was constructed in 1886; that the same year the right of way was purchased from the bridge to the railroad grounds from N. N. Smith and Morris Haggerty; that the same year an ordinance was passed declaring Fifth Street opened from South Avenue to the southern limit of the City. From that time to the present Fifth Street has been opened and remained opened across the grounds of the railroad in the North 1/2 of the NW1/4 of Section 23. The railroad has planked and graded their crossing and has maintained continuously since the street was opened, stock yards either adjacent to or close to Fifth Street, which were inaccessible by wagon road except as they could be approached by Fifth Street through the railroad grounds. The railroad has also erected and maintained warning signs designating Fifth Street as a railroad crossing; has erected a freight depot adjacent to Fifth Street on their grounds which is

inaccessible except by way of Fifth Street; has permitted the building of a cement sidewalk along the West side of Fifth Street across said railroad grounds, and has, after a protest, paid their proportion of the cost of said sidewalk, and by all of the above mentioned acts have permitted, encouraged and acquiesced in the use of the public to said strip of land as a public highway and street for a great number of years.

I have been unable to find a written dedication of said right of way to the City or to the public for a street over their grounds, nor do I find that they have ever conveyed by written instrument a right of way to the City at that point, but I am of the opinion under the authorities which I have exhaustively examined that the City and the public have acquired a permanent right of way across said grounds for a public highway or street by what is known in law as an implied or Common Law dedication. This dedication arises from the acts of the owner by operation of the law. It is not necessary that there be any oral or written words to convey such a dedication, but this dedication rests upon the privileges of estoppel in pais. It is not founded upon any assumption of a grant, but that the owner by his conduct or his acquiescence in the use of the public of the land for a specified purpose is estopped to deny a continuation of that use.

There being a Common Law dedication of this street to the public for the purposes to which it has been subjected for a great number of years it becomes a public highway or street, and as such under the dominion and control of the city.

Under our laws public highways and streets of the city dedicated to the public may be improved by paving and otherwise, and the cost of such paving and improvements may be assessed against the owners of the abutting property, and I am therefore of the opinion that South Fifth Street may be the subject of an improvement district throughout its entire length including that portion bounded by the D. & R.G.W. right of way lands, and that by due compliance with the terms of our ordinance the proper proportion of the cost thereof may be assessed against the D. & R.G.W. Railroad Company who is the owner of the abutting property within such limits.

I am of the opinion that the rights of the public and of the City are acquired by virtue of the aforementioned law rather than that of adverse possession, and is based upon the aforementioned facts which I believe to be a correct statement of facts existing with reference to this Street, but there may be an error in these facts or there may be additional facts which have not been brought to my attention which might change the situation and my opinion must therefore of necessity be subject to a revision in case additional facts are developed upon further investigation which would nullify our position.

Respectfully submitted,

/s/ W.R. Hinman

City Attorney

WH:MD

RESOLUTION

A RESOLUTION ADOPTING DETAILS AND SPECIFICATIONS FOR PAVING CERTAIN STREETS IN THE CITY OF GRAND JUNCTION, COLORADO, TO BE DESIGNATED AS PAVING DISTRICT NO. 12; DESIGNATING 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 DISTRICT OF LANDS TO ASSESSED FOR THE SAME.

WHEREAS, by resolution heretofore passed and adopted by the City Council of the City of Grand Junction on the 21st day of October, A.D. 1925, the City Engineer was ordered and directed to prepare and furnish full details and specifications for the laying of a two course gravel paving on the streets hereinafter described within the hereinafter described boundaries, which boundaries shall include territory to be known as Paving

District No. 12, and that said Engineer make and furnish an estimate of the total cost of said improvements, exclusive of the percentum of the cost of collection and other incidentals, and of interest to the time the first installment of the cost becomes due, as well as a map of the district from which map the approximate share of the total cost of said paving and improvements that will be assessed upon each piece of real estate in the district may be readily ascertained; and

WHEREAS, said Engineer has filed with the City Clerk all the maps, certificates of survey, of said proposed Paving District No. 12, as well as all schedules, plans, specifications, 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 and the Council doth hereby find from said maps, certificates of survey, schedules, plans, specifications, approximations of cost so prepared and filed by said Engineer as aforesaid, that said proposed Paving District No. 12 is composed of all lots and parcels of land embraced within the boundaries hereinafter described and in said maps, surveyor's certificate as follows, to-wit:

Beginning at the northwest corner of lot 1, Block 1, Grand River Subdivision in the City of Grand Junction, Colorado; thence south to the southwest corner of lot 13, Block 1, Grand River Subdivision; thence east to the southeast corner of said Lot 13, Block 1, Grand River Subdivision; thence south 185 feet; thence east to a point 125 feet west of Plank Ave; thence south to the north line of Ute Ave,; thence east 300 feet to a point on the north line of Ute Avenue and the east line of Plank Avenue, thence north to a point on the south line of Main Street 125 feet east of the east line of Plank Avenue; thence west 300 feet to a point on the south line of Main Street 125 feet west of the west line of Plank Avenue; thence south 205 feet; thence west to a point 125 feet east of the east line of West Street thence north 205 feet to a point on the south line of Main Street; thence west 310 feet to the place of beginning.

The streets to be paved are as follows:

West Street from the south line of Main Street, south to the north line of Colorado Avenue; and Colorado Avenue from the west line of West Street east to the west line of Plank Avenue, and Plank Avenue from the south line of Main Street south to the south line of Ute Avenue.

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 the paving foundation is laid.

WHEREAS, it further appears from said Engineers report that the estimated and probable total cost of said paving, 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, and excluding the cost of paving the street and alley intersections of said streets is \$7776.31.

WHEREAS, it further appears from said Engineer's report that the estimated and probable total cost of the paving of the street and alley intersections of said streets, to be paid for by the City, is \$730.40.

WHEREAS, it further appears from said Engineer's report that the estimated and probable total cost of said improvements, 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 \$8506.71.

WHEREAS the method of assessment to be adopted shall be as follows: The extent of the district to be assessed for said improvements is all the real estate in said district abutting upon each side of the aforesaid streets which are to be improved; that said probable total cost of said paving and improvements as shown by the total estimate of the Engineer is \$7776.31 for a two course gravel pavement, which amount does not include the cost of collection and other incidentals, nor the cost of interest hereinafter referred to, nor the cost of paving the 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; which amount does not include the cost of collection and other incidentals, nor the cost of interest hereinafter referred to, shall not exceed \$2.03.

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 street and alley intersections of the streets to be improved) there will be added two per centum for cost of collection and other incidentals, and also interest at the rate of not exceeding six percent per annum on the bonds issued and sold from time to time to raise funds for the payment of said total cost (excepting the amount for paving street and alley intersections) 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; that the total cost of said improvements, together with interest and the per centum to be added for collection, ect., as aforesaid, except as otherwise herein specified, 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 to be as follows:

40% of the cost per front foot upon the zone immediately adjoining the streets to be improved.

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 **extention** of lead water pipe connections, the whole cost thereof shall be assessed to the lots or lands to which connections are made.

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

PAVING DISTRICT NO. 12

ESTIMATED SCHEDULE OF ASSESSMENTS

Blk I	Lots 1-12 Inc.	\$50.76
Blk I	Lot 13	60.90

Bowers Sub-Division of Lot 3 -Block 9

Lot 8	\$54.33
9	93.39
10	74.56
11	50.35
12	30.46
13	11.47

58	81.74
57	144.15
56	125.32
55	101.11
54	81.22
53	62.33
Lot 52 - 35 inc	50.76 each
34	91.35

\$76.68 Block No. 9 Mobley's Sub-Division

Tract beginning N.E. corner lot 2; thence W 70.5'; thence S. 155'; thence E. 70.5'; thence N. 155' back to point of beginning.

\$79.35

Tract beginning 70.5' W. of N.E. corner of lot 2; thence W. 29.5'; thence S. 155'; thence E. 29.5'; thence N. 155' to point of beginning.

\$152.42

Tract beginning 100' W. of the N.E. corner of lot 2; thence 41.04' W.; thence 155' S; thence 41.04' E.; thence N. 155' back to point of beginning.

\$7.90

Tract beginning N.W. corner of lot 2; thence E. 45'; thence S. 155'; thence W. 45'; thence N. 155' back to point of beginning.

\$36.21

Tract beginning 45' E. of N.W. corner of lot 2; thence 30' E; thence 155' S.; thence 30' W.; thence 155' N. back to point of beginning.

\$109.12

Tract beginning 75' E. of N.W. corner of lot 2; thence 45' E; thence 155' S.; thence 45' W; thence 155' N. back to point of beginning.

\$155.60

Tract beginning 120' E. of N.W. corner of lot 2; thence 42' E; thence 155' S.; thence 42' W.; thence 155' N.; back to point of beginning.

\$442.42

Tract beginning S.W. corner of lot 1; thence 166.76'E.; thence 77.5' N.; thence 166.76' W.; thence 77.5' S.; to point of beginning.

\$204.56

Tract beginning 77.5' N. of S.W. corner of lot 1; thence 166.76' E.; thence 77.5' N.; thence 166.76' W; thence 77.5 S. back to point of beginning.

Beginning center S.E. 1/4 Sec. 15, N. 18.5'; W. 140.4' S. 82' W. 194' N. 50' E. 86' to point of beginning. Estimated assessment \$163.18

Beginning 18.5' N. of center S.E. 1/4 Sec. 15 N. 36 1/2' W. 140.04' S. 36 1/2' E. 140.04' to point of beginning. Estimated Assessment \$72.64

Beginning 55' N. of center S.E. 1/4 Sec. 15 N. 36 1/2' W. 140.04' S. 36 1/2' E. 140.04' to point of beginning. Estimated Assessment \$72.64

MOBLEY'S sub-Division Blk. 10.

Riverside Park	\$294.35
Lot 5-11 inc.	163.82 each
4	254.69
3	270.96
30	157.89
29	90.87

West of Plank

Tract beginning at the intersection of East line of Plank and North line of Ute.; thence East 84.8'; thence N. 18°15' W. for 218' intersecting the East line of Plank Ave.; thence South 202' to point of beginning. \$193.98 estimated assessment.

Tract beginning 84.8 ft East of N.E. corner of Plank & Ute.; thence 40.2' East to boundary of Paving District No. 12; thence North 76' West 74' S 18°15' E. 79.4' to point of beginning. \$35.53 estimated Assessment.

Tract beginning at S.E. corner of Plank and Colorado; thence South 68'; thence S. 18-15' E. 138.6; thence East 74' to Boundary of Paving District No. 12; thence North 144'; West 125' to point of beginning. \$307.79 Estimated Assessment.

The width of the paving to be laid in said streets to be thirty feet in width.

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

SECTION 1. That report so made by T. E. Thompson as Engineer of said city, with respect to the said Paving District No. 12 be and the same is hereby accepted, and the report of said engineer **together** with details, specifications, estimates, plans, maps and schedules prepared and filed with the City Clerk and the recommendation of said engineer as to the kinds of materials to be used and other improvements, be and the same are hereby approved and adopted.

SECTION 2. That to the above total estimate and probable total cost of paving 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 cost of said improvements and general expenses (except the cost of paving the street and alley intersections) will be added 2 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.

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 (except cost of paving street and alley intersections) 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 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 on unpaid installments, payable 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 general taxes, is by the laws of the State of Colorado, made payable, and the remainder of said installment shall be due and payable successively on the same day each year thereafter until all are paid.

SECTION 4. That the City Attorney is hereby directed to prepare a resolution in accordance with the Charter of the City of Grand Junction an Ordinance No. 178, adopted and approved on 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 paving district known as Paving District No. 12 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 proposed resolution creating said paving district and ordering the proposed improvements therein shall be considered for passage and adoption of the City Council on Wednesday the 10th day of February A.D. 1926 at the hour of 7:30 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, Mesa County, Colorado, ther in giving notice to the owners of real estate in said Proposed Paving District No. 12 and to all persons interested generally of the improvements proposed, the number of installments and the 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 estimate of the Engineer. The maximum share of said total estimate per front foot that will be assessed upon any lots or land included in the district at the time hereinbefore set, Wednesday the 10th day of February A.D. 1926. at the hour of 7:30 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; that said maps, and estimates and all proceedings of the council in the premises are on file and can bee seen and examined at the office of the City Clerk during business hours and at any time prior to 7:30 o'clock P.M. on Wednesday the 10th day of February A.D. 1926, by any persons or persons interested.

SECTION 7. 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. 12.

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 paving certain streets as are hereinafter described, and for connecting the lots and lands fronting on said street 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. 12, said boundaries of said district being described as follows:

Beginning at the northwest corner of Lot 1, Block 1, Grand River Sub-Division in the City of Grand Junction, Colorado; thence south to the southwest corner of Lot 13, Block 1, Grand River Sub-Division; thence east to the southeast corner of said Lot 13, Block 1, Grand River Sub-Division; thence south 185 feet; thence east to a point 125 feet west of the west line of Plank Ave.; thence south to the north line of Ute Ave; thence east 300 feet to a point on the north line of Ute Ave.; 125 feet east of the east line of Plank Ave.; thence north to the south line of Main Street; 125 feet east of the east line of Plank Ave; thence west 300 feet to a point on south line of Main Street, 125 feet west of the west line of Plank Ave; thence south 205 feet; thence west to a point 125 feet east of the east line of West street; thence north 205 feet to the south line of Main Street; thence west 310 feet to point of beginning.

Streets to be paved:

West Street, extending from the South line of Main Street, South To the North line of Colorado Avenue.

Colorado Ave.-extending from the West line of West Street East To West line of Plank Ave.

Plank Ave. extending from south line of Main Street, south to The south line of Ute Ave.

That the probable cost of said paving which is a two course gravel pavement, and other improvements therein specified in said proposed Paving District No. 12, as shown by the estimate of the City Engineer exclusive of the per centum of the cost of collection and other incidentals and of the interest to the time the first installment of the said cost becomes due (and exclusive of the estimated cost for the paving of the street and alley intersections in said streets which are to be paid by the City of Grand Junction) is \$7776.31.

That 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 in said described district abutting upon each side of the aforesaid streets which are to be improved.

The probable cost of said improvements as shown by the total estimate of the City Engineer, which amounts does not include the cost of collection or other incidentals, nor the cost of interest hereinafter referred to, is \$7776.31.

The probable cost of said paving for the paving of street and alley intersections in said streets to be borne by the City of Grand Junction is \$730.40.

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 \$2.03.

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 the streets to be improved) there will be added two per centum for cost of collection and other incidentals and also interest at the rate of not exceeding six percentum per annum on the bonds issued and sold from time to time to raise funds for the payment of said total cost (except the cost of paving the 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 said improvements together with the interest and the per centum to be added for the cost of collection, etc., as aforesaid, except as otherwise herein provided, will be assessed upon the real estate in the said district abutting upon 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 alleys 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 ordinances, assessing the whole cost (except the cost of paving 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 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 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 upon the next succeeding date after the final publication of said assessing ordinance upon which the first installments 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 district showing the streets to be improved, and the boundaries and extent of said district and also each and every lot or tract of land to be assessed for the cost of said improvements and 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 7:30 o'clock P.M. on Wednesday the 10th day of February A.D. 1926, 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 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,
Nov. 4th
A.D. 1925

Councilman Meders moved, seconded by Moslander that the resolution as read be passed and adopted, upon which motion the following vote was cast: Councilmen voting Yea, Bear, Ellison, Logsden, Meders, Moslander & Bell. Councilmen voting Nay, None. All the Councilmen voting Yea, the President declared the motion carried and the resolution duly passed and adopted.

STATEMENT

SHOWING THE WHOLE COST OF THE IMPROVEMENTS OF GRAND JUNCTION SIDEWALK DISTRICT NO. 9, including two per cent additional for the cost of collection and interest to and including the 28th day of February, 1926, and apportioning the same upon each lot or tract of land to be assessed for the same. That said sum of \$21,726.18 is to be apportioned against the real estate in said district and against the owners thereof respectively as by law provided in the following proportion and amounts severally as follows: to-wit:

Account of:

Preliminary expense, Engineering, inspection, labor and salaries for construction	\$674.48
Engineering supplies	21.00
Testing cement, sand and gravel	109.74

Legal printing advertisements and notices	265.60
Assessment book	20.07
City Attorney's fee preparing proceedings	50.00
Postage and insurance on Bonds	2.59
Final estimate of contractor less alley crossings and extra thickness in driveways	18,077.85
Engineering to complete assessments, etc. (Estimated)	150.00
Legal printing final notices and assessing ordinance	250.00
Sub-Total	\$19,621.33
Less accrued interest on Bonds	217.15
	\$19,404.18
Adding 2% for cost of collection	388.08
	\$19,792.26
Plus interest on \$19,792.26 for 9 mo. @ 5 1/2%	816.43
	\$20,608.69

Extra assessments account of driveways 1563 sq ft extra thickness	125.04
Less accrued interest on Bonds	1.36
	123.68
Plus 2% for cost of collection	2.47
	126.15
Plus interest on \$126.49 for 9 mo. @ 5 1/2%	5.22
	\$131.37
To be assessed for alley crossings 4250 sq ft alley crossings	935.00
Less accrued interest on Bonds	10.18
	924.82
Plus 2% for cost of collection	18.50
	943.32
Plus interest on Bonds for 9 mo @ 5 1/2%	42.80
	\$986.12

Total to be assessed \$21,726.18

Cost per front foot regular walk \$0.893

Cost per front foot extra thickness \$0.42 additional

Cost per front foot alley crossings \$1.16

SIDEWALK DISTRICT NO. 9

City of Grand Junction, Colo.

DESCRIPTION AND APPORTIONMENT

Block No.	Lot No.	Assessment
33	1	\$78.30
33	2	33.55
34	1	78.45
34	2	33.62
34	24	54.89
34	23	23.52

6	32	78.13
6	31	33.49
5	1	88.39
5	2	37.88
5	22-30 Inc.	22.62 each
18	10	88.39
18	9	37.88
18	11-17 Inc.	22.62 each
18	18	56.15
18	19	100.85
18	20	78.23
18	21	33.53
19	15	33.53
19	16	78.23

19	19-30 Inc.	22.45 each

Block No.	Lot No.	Assessment
19	17	\$100.68
19	18	55.98
26	17	78.30
26	18	33.55
26	9-14 Inc.	22.55 each
26	15	56.10
26	16	100.85
20	20-32 Inc.	22.45 each
25	1	100.97
25	2	56.04

25	3-14 Inc	22.49 each
25	15	56.04
25	16	100.97
25	17	78.30
25	18	35.55
25	31	33.55
25	32	78.30
21	17-32 Inc	22.45 each
24	32	78.30
24	31	33.55
24	17	78.30
24	18	33.55
24	1	100.75
24	2	56.00

24	15	56.00
24	16	100.75
24	5-8 Inc, 13,14	22.45 each
23	17	111.85
23	18	111.85
1	1-16 Inc	22.33 each
1	19-34 Inc.	22.33 each
1	17	177.34
1	18	159.48
22	1-16 Inc	22.33 each

Block No.	Lot No.	Assessment
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22	18	\$111.75
22	17	159.61
Lincoln Park Addition		
1	3-14 Inc.	22.33
1	19-30 Inc.	22.33
1	1	116.41
1	2	62.65
1	15	62.65
1	16	116.50
1	17	100.81
1	18	55.92
1	31	55.92
1	32	100.72
2	3-14 Inc	22.33
2	19-30 Inc	22.33

2	1	116.41
2	2	62.65
2	15	62.65
2	16	116.41
2	31	55.92
2	32	100.72
2	17	100.72
2	18	55.92
3	1	116.41
3	2	62.65
3	11	62.65
3	12	116.41
3	13	100.72
3	14	55.92

3	23	55.92
3	24	100.72
3	3-10 Inc	22.33
3	15-22 Inc	22.33
Dundee Place Addition		
1	1	78.36
1	2	33.58
1	15	33.58

Block No.	Lot No	Assessment
Dundee		
1	16	\$78.36
1	32	78.36

1 1/2	31	33.58
1	17	78.36
1	18	33.58
2	1,16,17,32	78.36 each
2	2,15,18,31	33.58 each
6	15	33.59
6	16	78.39
6	17, 32	94.08
6	18, 31	40.32
Keith's Addition		
5	1, 16	78.39
5	2, 15	33.59
5	17, 32	94.08
5	18, 31	40.32

A	15	33.62
A	16	78.45
A	17	93.76
A	18	40.19
B	1, 16	93.77
B	2, 15	40.18
B	17, 32	78.45
B	18, 31	33.62
D	16, 17	84.39
D	15, 18	36.17
E	2, 15, 18, 31	36.17
E	1, 16, 17, 32	84.39
G	15, 18	33.70
G	16, 17	78.64

H	1, 16	78.64
H	2, 15	33.70
H	19-22 Inc	22.33 ea.
H	17	100.97
H	18	56.03

Block No.	Lot No.	Assessment
Keiths Add.		
1	3-12 Inc	\$22.33
1	1	101.12
1	2	56.10
1	19-30 Inc	22.42
1	31	56.19
1	32	101.21

K	15, 18	33.55
K	16, 17	78.30
L	9-16 Inc	22.46
N	5-16 Inc	22.34
Grand Junction Original Townsite		
133	19-34 Inc	22.33
133	18	43.22
154	1-16 Inc	22.33
154	17	43.22
134	17-32 Inc	22.36
153	1-16 Inc	22.38
152	1-16	22.35
South 50 ft and East 50 ft. Block 135		620.46
North 50 ft of Block 140		358.90

149	7-10 Inc	22.44
149	11	84.69
149	12	36.29
148	15	33.71
148	16	78.67
159	6-8 Inc	24.34
159	9,10	27.49
1	1-5 Inc	22.20

G. J. F. G. Assn.

The West 50 ft. of a tract described as follows:

Beginning at intersection of E. line of 7th St. with S. line of Right-of-way; thence S. 258.8 ft.; thence E. 273.72 ft.; thence N. 144.25 ft.; thence E. 343.23 ft.; thence N. 303.45 ft. to S. line of said Right-of-way; thence South westerly along said Right-of-way 647.4 ft. to place of beginning. Total assessment \$266.32

Latimer-Goodwin

Tract beginning 258.8 ft. S. of intersection of E. line of 7th St. and the S.

line of Right-of-way of D. & R. G. W. Ry. extending S. 108.25 ft.; thence E. 273.72 ft.; thence N. 50 ft thence W. 223.72 ft.; thence North 58.25 ft.; thence West 50 ft. to point of beginning. Total Assessment -\$390.93

Milldale Sub-Division

Block No.	Lot No.	Assessment
12	17-32 Inc	22.38
19	1-16 Inc	22.38
20	11-19 Inc	22.33
20	10	107.40
20	9	46.03
11	9	24.03
11	10	56.07

Blk 5-Milldale Sub-Div.

The West 50 ft. of tract described as follows:

Beginning at the North West corner; thence South 39'; thence East 140';

thence North 39'; West 140' to place of beginning. Total Assessment \$41.13

West 50 ft of tract beginning at a point 39' south of the North West corner of Blk 5, Milldale Sub-Div; thence South 250.9' to D & R. G. Right-of-Way; thence North easterly 145 ft. along said right-of-way; thence N. 210'; thence West 140' to point of beginning. Total Assessment \$238.75

Denver & Rio Grande Western Ry. Co.

Tract beginning at the intersection of the Last line of South 7th Street and the North Right-of-way line of the Denver and Rio Grande Railway Co. in the City of Grand Junction, Colorado; thence in a North Easterly direction along the said North Right-of-way line to a point 50 feet east of the said East line of South 7th Street; thence South to the South Right-of-way line of the said Denver & Rio Grande Western Railway Co.; thence Southwesterly along the said South Right-of-way line to the East of South 7th St.; thence North to the place of beginning. Total Assessment \$107.14

I, J. E. BELL, President of the City Council and ex-officio mayor of the City of Grand Junction, Colorado, do hereby certify that the above and foregoing is the statement showing the whole cost of the improvements in Grand Junction Sidewalk District No. 9 and includes interest to and including the 28th day of February A. D. 1925, and apportioning the same upon each lot or tract of land or other real estate to be assessed for the same, all in accordance with Ordinance No. 178 as amended.

Attest

/s/ Fred A. Peck

City Clerk

President of City Council

The following resolution was thereupon introduced and read.

RESOLUTION

WHEREAS, The City Council of the City of Grand Junction,

Colorado, has reported the completion of Sidewalk District No. 9, and

WHEREAS, The City Council has caused to be prepared a statement showing the whole cost of the improvements of said Sidewalk District No. 9; including therein two percent additional for cost of collection and other incidentals, and including interest to and including the 28th day of February A.D. 1926, an apportioning the same upon each lot or tract of land or other real estate, to be assessed for the same.

THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION, That the Sidewalks and all improvements connected therewith in said district be and the same is hereby accepted; that the statement be and the same is hereby approved and accepted as the statement showing the whole cost of the entire improvements of said Sidewalk District 9, including two percent additional for cost of collection and other incidentals, and including interest to and including the 28th day of February, A.D. 1926; and

BE IT FURTHER RESOLVED, That the Clerk shall immediately advertise for three days in the Daily Sentinel, a newspaper of general circulation in said city, notice to all persons interested generally without naming them; that said improvements have been completed and accepted, specifying the whole cost of the improvements and the share so apportioned to each lot or tract of land; that any complaints or objections that may be made in writing by such owners or persons shall be made to the Council and filed with the City Clerk within thirty days from the first publication of said notice; that the same be heard and determined by the Council at the first regular meeting after said thirty days and before the passage of the Ordinance assessing the cost of the improvements, all being in pursuance of the terms and provisions of Ordinance No. 178 of said City, as amended.

Councilman Meders moved, seconded by Councilman Bear that the resolution as read be passed and adopted, upon which motion the following vote was cast: Councilmen voting Yea, Bear, Ellison, Logsdan, Meders, Moslander & Bell. All the Councilmen voting Yea, the President declared

the motion carried, and the resolution duly passed and adopted.

Moved by Councilman Meders, seconded by Councilman Logsdan that the tax levy for the City of Grand Junction, Colo. for 1926 be fixed at fourteen mills on each dollar of assessable property within the corporate limits of the City of Grand Junction, Colo. and that the City Clerk certify the same to the County Assessor. Upon this motion the following vote was cast: Councilmen voting Yea, Bear, Ellison, Logsdan, Meders, Moslander & Bell. All the Councilmen voting Yea, the President declared the motion carried.

On motion of Councilman Ellison, seconded by Councilman Bear the meeting adjourned.

/s/ Fred A. Peck

City Clerk