

Grand Junction, Colorado
August 20, 1958

ROLL CALL.

The City Council of the City of Grand Junction met in regular session on August 20, 1958. Councilmen present and answering roll call were Emerson, Orr, Strnad, Wright and President Shults. Councilmen Harper and Colescott were absent. Also present were City Attorney Ashby and City Clerk Tomlinson. City Manager Cheever was absent.

MINUTES.

It was moved by Councilman Orr and seconded by Councilman Strnad that the minutes of the regular meeting held August 6th be approved as written. Motion carried.

IMPR. DIST. #55 Hearing - Bids for construction authorized.

This was the date set for hearing on Improvement District No. 55. In accordance with a new Supreme Court decision, notices had been sent to all property owners upon which assessments for improvements would be levied in connection with this district. There were no written remonstrances or protests filed against the district, but a number of people were in the audience protesting the improvement of certain streets and alleys.

Dr. and Mrs. Doerr, Mrs. Carl Potratz, Laura and Irma Weston, Pat Cochran, and others, were present and protested the paving of the alley between 6th and 7th and Walnut and Orchard. Several of these people had signed the petition asking for the improvement to be made but had changed their minds and now asked that their names be withdrawn from the petition; however, according to the ordinance which sets up the procedure to be followed in creating an improvement district, names cannot be withdrawn from the petition after the petition has been filed with the Council.

Mr. Chas. Schneider, who circulated the petition requesting the paving of the alley, stated that he had originally had 58.14% of the property owners fronting on the alley signed in favor of the paving.

The Council felt that as long as there was a difference of opinion and that possibly a majority of the people in the area did not wish to have the alley paved, a little further time should be given them in which to determine whether a majority would want the alley paved or not.

Mr. and Mrs. Barnes, 430 No. First Street, protested the widening of First Street between Ouray and Grand Avenues, stating that they had worked hard to get their parking and trees growing and hoped to keep this place as a home and were opposed to the widening of the street. It was explained to them that North First Street was a through traffic artery, and that it was very necessary that it be widened in order to take

care of the traffic, and that better than 64% of the property owners on the street had signed petitions for the widening and paving of the street.

Mr. L. L. French opposed the paving of the alley between Houston and College Place, back of the Campus Drug Store and the Episcopal Church. His assessment would be very small as his property is more than 100 feet from the edge of the alley.

Mr. V. R. Keplinger protested the paving of Glenwood Avenue between 15th and 16th. It was moved by Councilman Wright and seconded by Councilman Orr that the City Engineer be authorized to advertise for bids for Improvement District No. 55 as originally set up by resolution and to ask for an alternate bid eliminating the alley between Walnut and Orchard and 6th and 7th; these bids to be tabulated and presented to the Council at the next regular meeting. Roll was called on the motion with all members of the Council present voting "AYE." The President declared the motion carried.

Instr #3968

ANNEXATION West Lake Park-Petitions filed-Resolution accepting

Waive 5% cash or land for park purposes (Page #138)

Petitions were filed for the annexation of the SE1/2 of Section 10 Township 1 South Range 1 West Ute Meridian (West Lake Park.) This annexation had been approved by the Grand Junction Planning Commission.

PETITION FOR ANNEXATION

WE THE UNDERSIGNED do hereby petition the City Council of the City of Grand Junction, State of Colorado, to annex the following described property to the said City:

The SE1/4 Sec. 10, T1S, R1W, U.M.

As ground therefor, the petitioners respectfully show to the said Council that the said territory is eligible for annexation in that it is not embraced within any city or town, that it abuts upon or is contiguous to the City of Grand Junction in a manner which will afford reasonable ingress and egress thereto, that more than one-sixth of the aggregate exterior boundary of the territory proposed to be annexed coincides with the existing boundary of the said city, and that the noncontiguous boundary of the said territory coincides with the existing block lines, street lines, or governmental subdivision lines.

This petition is accompanied by four copies of a map or plat of the said territory, showing its boundary and its relation to established city limit lines, and said map is prepared upon a material suitable for filing.

Your petitioners further state that they are the owners of more than fifty per cent of the area of such territory to be annexed and also comprise a majority of the land owners residing in the said territory; that the resident address of each signer and the date of signature are set forth hereafter opposite the name of each signer, and that the description of the property owned by each signer of said petition is attached hereto.

WHEREFORE these petitioners pray that this petition be accepted and that the said annexation be approved and accepted by ordinance.

#1

<u>DATE</u>	<u>SIGNATURE</u>	<u>ADDRESS</u>	<u>QUALIFIED ELECTOR & LANDOWNER</u>	<u>LAND-OWNER ONLY</u>
3-18-58	Peggy McLaughlin	530 W. Mesa	x	
3-18-58	Jack D. McLaughlin	530 W. Mesa	x	
3-18-58	Harold Birrenbach	606 W. Mesa	x	
3-18-58	Jeannine Birrenbach	606 W. Mesa	x	
3-18-58	R. E. Watts	612 W. Mesa	x	
3-18-58	D. Don Burckhalter	620 W. Mesa	x	
3-18-58	Shirley Burckhalter	620 W. Mesa	x	
3-18-58	A. N. Shaw	630 W. Mesa	x	x
3-18-58	Margaret E. Shaw	630 W. Mesa	x	x
3-18-58	Less O. Wilson	722 W. Mesa	x	
3-18-58	Octavia Wilson	722 W. Mesa	x	
3-25-58	Chas. N. Shaw	130 Red Mesa		x

STATE OF COLORADO)	
)	ss AFFIDAVIT

COUNTY OF MESA)
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J. D. McLaughlin, of lawful age, being first duly sworn, upon oath, deposes and says:

That he is the circulator of the foregoing petition;

That each signature on the said petition is the signature of the person whose name it purports to be.

(Signed) J. D. McLaughlin

Subscribed and sworn to before me this 26th day of March, 1958.

Witness my hand and official seal.

(Signed) Mary V. Dale

Notary Public

#2

3-17-58	Albert Coleman	O.	615 Bluegill		x
3-17-58	Anne Coleman	B.	615 Bluegill		x
3-18-58	Claud Hudson	E.	603 Bluegill	yes	x
3-18-58	Helen Hudson		603 Bluegill	yes	
3-18-58	Virginia Cary		715 West Mesa	yes	x
3-19-58	Edward Cary	S.	715 West Mesa	yes	x
3-19-58	Betty Rosolack	P.	645 Bluegill Drive	yes	
3-19-58	Sam R. Lucas		635 Bluegill	yes	
3-19-58	Alice M. Lucas		635 Bluegill	yes	
3-19-58	Nancy Unrein		1630 Bluegill Dr.	yes	
3-21-58	John Frank		1610 Bluegill Dr.	yes	
3-21-58	Harold Burch	E.	619 Bluegill Dr.	yes	

3-21-58	Amelia Burch	619 Bluegill	yes	
3-21-58	Robert Carpendale	611 Bluegill Dr.	yes	

STATE OF COLORADO)	
)	ss AFFIDAVIT
COUNTY OF MESA)	

_____, of lawful age, being first duly sworn upon oath, deposes and says:

That he is the circulator of the foregoing petition;

That each signature on the said petition is the signature of the person whose name it purports to be.

(Signed) Robert Carpendale

Subscribed and sworn to before me this _____ day of _____, 1958.

Witness my hand and official seal.

Notary Public

#3

<u>DATE</u>	<u>SIGNATURE</u>	<u>ADDRESS</u>	<u>QUALIFIED ELECTOR & LANDOWNER</u>	<u>LAND-OWNER ONLY</u>
3-16-58	Warren Eaklor	611 W. Mesa	yes	
3-16-58	F. E. Kuretick	619 W. Mesa	yes	
3-16-58	Mrs. James Keith	635 W. Mesa	yes	
3-16-58	T. E. Hopkins	630 Bluegill Dr.	yes	
3-16-58	Dale H. Rupp	612 Bluegill Dr.	yes	

3-16-58	Fred R. Martin	605 Mesa	West	yes
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STATE OF COLORADO)	
)	ss AFFIDAVIT
COUNTY OF MESA)	

Fred R. Martin, of lawful age, being first duly sworn, upon oath, deposes and says:

That he is the circulator of the foregoing petition;

That each signature on the said petition is the signature of the person whose name it purports to be.

(Signed) Fred R. Martin

Subscribed and sworn to before me this 17th day of March, 1958.

Witness my hand and official seal.

(Signed) Helen C. Tomlinson

#4

March 17, 1958	William Arcieri	1525 No. 1st	yes
Mar. 17, 1958	Elizabeth Arcieri	1525 No. 1st	yes
March 17, 1958	Frances Knowles	1421 No. 1st	yes
13 May 1958	Dale T. Luke	710 Independent	yes

STATE OF COLORADO)	
)	ss AFFIDAVIT
COUNTY OF MESA)	

Mrs. Elizabeth Arcieri, of lawful age, being first duly sworn, upon oath, deposes and says:

That she is the circulator of the foregoing petition;

That each signature on the said petition is the signature of the person whose name it purports to be.

(Signed) Mrs. Elizabeth Arcieri

Subscribed and sworn to before me this 16th day of April, 1958.

Witness my hand and official seal.

(Signed) Helen C. Tomlinson

Notary Public

#5

3-17-58	M. H. Feller	451 Independent Ave.	yes
3-17-58	Blaine D. Ford	2522 Mira Vista	yes
3-25-58	Lee B. Ford	2557 Mira Vista	yes

STATE OF COLORADO)	
)	ss AFFIDAVIT
COUNTY OF MESA)	

_____, of lawful age, being first duly sworn, upon oath, deposes and says:

That he is the circulator of the foregoing petition;

That each signature on the said petition is the signature of the person whose name it purports to be.

(Signed) Blaine D. Ford

Subscribed and sworn to before me this 16th day of April, 1958.

Witness my hand and official seal.

(Signed) Helen C. Tomlinson

Notary Public

#6

3-17-58	Virgil Z. Van Dyke	320 W. Hall	yes	x
	Alice Lorraine Van Dyke			
3-17-58	Virgil A. Van Dyke	310 W. Hall	yes	x
3-17-58	Lillian G. Van Dyke	310 W. Hall	yes	x
3-17-58	Milton R. Scholl, Jr.	1720 Maple	yes	x
3-17-58	Alfreda L. Scholl	1720 Maple St.	yes	x
4-16-58	R. N. Andrew	2806 N. Ave.		Lots 8-9-10 Blk 2 Annex #2
4-16-58	Velma B. Andrew	2806 N. Ave.		Lots 8-9-10 Blk 2 Annex #2
4-21-58	Merrill G. Ransdell	335 W. Hall	yes	x
4-21-58	Rosalie E. Ransdell	335 W. Hall	yes	
6-16-58	S.W. Thornhill	1614 Bass Mail P.O. Box 662	yes	

STATE OF COLORADO)	
)	ss AFFIDAVIT
COUNTY OF MESA)	

Merrill G. Ransdell, of lawful age, being first duly sworn, upon oath, deposes and says:

That he is the circulator of the foregoing petition;

That each signature on the said petition is the signature of the person whose name it purports to be.

(Signed) Merrill G. Ransdell

Subscribed and sworn to before me this 21st day of April, 1958.

Witness my hand and official seal.

(Signed) Clarence E. Penrod

Notary Public

#7

3-16-58	Ed J. Sorensen	520 W. Mesa	yes
3-16-58	K. L. Gingell	610 Lakeshore Dr.	yes
3-16-58	S. J. Sorensen	620 Lakeshore Dr.	yes
3-16-58	B. T. Wier	1810 Minnow Dr.	yes
3-16-58	Richard Fante	1801 Bass St.	yes
3-17-58	Marion H. Kimberlin	1705 Poplar Drive	yes
3-20-58	Mutual Savings & Loan Assn		
	By Leo Prinster, Pres.	1826 Bass St.	yes
3-30-58	Mickey F. Ellett	510 W. Mesa	yes
3-30-58	Leaf E. Sammons	1715 Poplar Dr.	yes
	Vee Welch		
3-30-58	Earl & Helen Hicks	1710 Poplar Dr.	yes

4-2-58	Don E. Peaslee	510 West Hall	yes
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STATE OF COLORADO)	
)	ss AFFIDAVIT
COUNTY OF MESA)	

Ed J. Sorensen, of lawful age, being first duly sworn, upon oath, deposes and says:

That he is the circulator of the foregoing petition;

That each signature on the said petition is the signature of the person whose name it purports to be.

(Signed) Ed J. Sorensen

Subscribed and sworn to before me this 8th day of April, 1958.

Witness my hand and official seal.

(Signed) Helen C. Tomlinson

Notary Public

#8

<u>DATE</u>	<u>SIGNATURE</u>	<u>ADDRESS</u>	<u>QUALIFIED ELECTOR & LANDOWNER</u>	<u>LAND OWNER ONLY</u>
3-16-58	Evelyn Kring	1640 Poplar Dr.	yes	
3-16-58	Lawrence Kring	1640 Poplar Dr.	yes	
3-16-58	Joseph Grassi	1635 N. 1st St.	yes	
3-16-58	Mrs. Joseph Grassi	1635 N. 1st St.	yes	
3-16-58	F. B. Wright	1605 Poplar	yes	
3-16-58	Samuel L. Schaffer	1615 Poplar Dr.	yes	

3-16-58	Emma Schaffer	1615 Poplar Dr.	yes	
3-16-58	L. H. Cockrum	1625 Poplar Dr.	yes	
3-16-58	Dixie Cockrum	1625 Poplar Dr.	yes	
3-16-58	George L. Vessels Sr.	1628 Poplar Drive	yes	
3-16-58	Jean Vessels	1628 Poplar Dr.	yes	
3-16-58	George B. Engel	1640 Maple Ct.	yes	
3-16-58	Edith Engel	1640 Maple Ct.	yes	
3-16-58	Dorald Samples	1630 Maple Ct.	yes	
3-16-58	Shirley Samples	1630 Maple Ct.	yes	
3-17-58	Robert W. Stephens	1615 Maple Ct.	yes	
3-17-58	Elizabeth Stephens	1615 Maple Ct.	yes	
3-17-58	Carroll L. Ely	1605 Maple Ct.	yes	
3-17-58	Sandra J. Ely	1605 Maple Ct.	yes	
3-17-58	Fred H. Dusin	1610 Poplar Dr.	yes	
3-17-58	Emma Dusin	1610 Poplar Dr.	yes	
3-18-58	Annie L. Slingluff	1620 Maple Ct.	yes	
4-8-58	Charles H. Cronk	1640 Bluegill	yes	
3-18-58	R. G. Webb	1625 Maple Ct.	yes	
	Mrs. R. G. Webb			
3-18-58	Shelby Lowe	620 Bluegill		yes
	Mrs. Shelby Lowe			

3-19-58	Bob Faith	501 West Mesa		yes
3-20-58	Paul Ouret	800 Independent	yes	
3-20-58	Eva Ouret	800 Independent	yes	
4-5-58	E. L. Sutherland	604 Bluegill Dr.	yes	
4-5-58	Mrs. Fannie (E.L.) Sutherland	604 Bluegill Dr.	yes	
4-15-58	Merton O. Smith	2462 Broadway		yes
4-15-58	Genevieve L. Smith	2462 Broadway		yes
4-16-58	J. D. Killebrew Jr.	1605 Spruce Ct.	yes	Lot 4 Blk 2
4-16-58	Mrs. Audrey Killebrew	1605 Spruce Ct.	yes	
6-1-58	Mrs. Brunno Welz		yes	Spruce Ct. Lot 3 Blk 2

Circulator - Lawrence Kring - Notary Public Helen C. Tomlinson 4-16-58

#9

4-25-58	Walter D. Carnett	211 Orchard		yes
4-25-58	Edna T. Carnett	211 Orchard		yes
4-28-58	Gus W. Bordner	1620 Juniper Ct.	yes	
4-28-58	Alma J. Bordner	1620 Juniper Ct.	yes	
4-30-58	Ralph Manley	Fruita, Colo.		yes

Circulator - Evelyn Kring - Notary Public Helen C. Tomlinson 5-6-58

#10

3-17-58	Holger Albrethsen Jr.	1704 Juniper St.	yes	
3-17-58	Ann Albrethsen	1704 Juniper St.	yes	

3-17-58	Olive M. Anson	1712 Juniper	yes	
3-17-58	Kenneth A. Daily	1734 Juniper	yes	
3-17-58	Dorothy J. Daily	1734 Juniper	yes	
3-17-58	Walter D. Sheets	1800 Juniper	yes	
3-17-58	Norma R. Sheets	1800 Juniper	yes	
3-17-58	R. Q. Armstrong	1720 Juniper	yes	
3-17-58	Elaine Armstrong	1720 Juniper	yes	
3-18-58	Warren B. Porter	1640 Juniper Ct.	yes	
3-18-58	Faye M. Porter	1640 Juniper	yes	
3-18-58	Russell N. Lyon	1810 Juniper	yes	
3-18-58	Margaret R. Lyon	1810 Juniper	yes	
3-22-58	Jack D. Anderson	1635 Balsam	yes	
3-22-58	John W. Gathje	1615 Juniper Ct.	yes	
4-15-58	Rose M. Turnbull	164 Balsam Court	yes	
4-15-58	Coyeen Lawton	1835 Bass	yes	
7-29-58	Marshall E. Watson	501 W. Orchard	yes	
7-30-58	Rose W. Johnson	725 W. Orchard	yes	
7-30-58	Leona R. Pitts	330 W. Mesa	yes	
7-30-58	E. F. Johnson	725 W. Orchard	yes	

Circulator - Holger Albrethsen, Jr. Notary Public - Fred E. Hagie 4-16-58

#11

<u>DATE</u>	<u>SIGNATURE</u>	<u>ADDRESS</u>	<u>QUALIFIED ELECTOR & LANDOWNER</u>	<u>LAND OWNER ONLY</u>
5-17-58	Jo Ann Vota	Silverton, Colo.		yes
5-17-58	Nona E. Vota Barlow	Silverton, Colo.		yes

STATE OF COLORADO)	
)	ss AFFIDAVIT
COUNTY OF SAN JUAN)	

Nona E. Barlow and Jo Ann Vota, of lawful age, being first duly sworn, upon oath, deposes and says:

That he is the circulator of the foregoing petition;

That each signature on the said petition is the signature of the person whose name it purports to be.

(Signed) Helen Salfishberg

Subscribed and sworn to before me this 19th day of May, 1958.

Witness my hand and official seal.

(Signed) Marjorie Baudino

PETITION FOR ANNEXATION

WE THE UNDERSIGNED do hereby petition the City Council of the City of Grand Junction, State of Colorado, to annex the following described property to the said City:

The SE1/4 Sec. 10, T1S, R1W, U.M.

Pomona View Subdivisions, the SE1/4 NE1/4, and the S1/4 NE1/4 NE1/4 Sec. 10, T1S, R1W, U.M. W1/2 NW1/4 Sec. 11, T1S, R1W, U.M., EXCEPT Mountain View Subdivision, and except Van Deren-Ford Heights Subdivision

As ground therefor, the petitioners respectfully show to the said Council that the said territory is eligible for annexation in that it is not embraced within any city or town, that it abuts upon or is contiguous to the City of Grand Junction in a manner which will afford reasonable ingress and egress thereto, that more than one-sixth of the aggregate exterior boundary of the territory proposed to be annexed coincides with the existing boundary of the said city, and that the non-contiguous boundary of the said territory coincides with the existing block lines, street lines, or governmental subdivision lines.

This petition is accompanied by four copies of a map or plat of the said territory, showing its boundary and its relation to established city limit lines, and said map is prepared upon a material suitable for filing.

Your petitioners further state that they are the owners of more than fifty per cent of the area of such territory to be annexed and also comprise a majority of the land owners residing in the said territory; that the resident address of each signer and the date of signature are set forth hereafter opposite the name of each signer, and that the description of the property owned by each signer of said petition is attached hereto.

WHEREFORE these petitioners pray that this petition be accepted and that the said annexation be approved and accepted by ordinance.

#12

<u>DATE</u>	<u>SIGNATURE</u>	<u>ADDRESS</u>	<u>QUALIFIED ELECTOR & LANDOWNER</u>	<u>LAND OWNER ONLY</u>
5-27-58	Mark U. Watrous State Highway Dept.	That portion of the SE1/4 Sec. 10, T1S, R1W, UM, owned by the Colo. Dept. of Hwys and as shown on r/w ownership map, Sheet No. 9, Project F 001-1 (12), attached hereto.		x
#13				

6-4-58	State Game & Fish Dept.	<p>Beg on N/S center line of said Sec 10 T1S, R1W, at a point which is 766.0 ft N of the S1/4 cor at said Sec 10; thence N along said N-S center line, 546.0 ft to NW cor of the SW1/4 SE1/4 of Sec 10; thence S, along the E line of said W1/2 SW1/4 SE1/4, 894.5 ft to the N line of State Hwy. No. 4; thence NWly along said N line of State Hwy No. 4, along the arc of a curve to the right, the radius of which curve is 3695.0 ft. & the chord of which curve bears N. 63° 50' 30" W 338.9 ft., a dist. of 339.1 ft; thence N 61° 22' W., continuing along N. line of State Hwy No. 4 a dist. of 417.1 ft to the P.O.B. The above described parcel contains 11.16 acres more or less</p>		x
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		*Thence East along the N line of said SW1/4 SE1/4, 670.7 ft to the NE cor of the W1/2 of said SW1/4 SE1/4 of Sec 10
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#14

<u>DATE</u>	<u>SIGNATURE</u>	<u>ADDRESS</u>	<u>RESIDENT LANDOWNER</u>
8-2-58	Verla Mae Peaslee	510 West Hall	yes
8-2-58	Joles M. Rosolack	645 Bluegill	yes
8-2-58	Sophie Frank	1610 Bluegill	yes
8-3-58	Donna Anderson	1635 Balsam Ct.	yes

Circulator - Milton R. Scholl, Jr. Edith M. Park, Notary Public 8-4-58

#15

7-29-58	F (can't read)	930 Independent	landowner	
7-29-58	Gene M. Allen	1640 N. 21st St.	landowner	
8-1-58	Mrs. T. E. Hopkins	630 Bluegill Dr.	resident landowner	
8-6-58	Joe Ligrani	1715 N. 1st St.	Resident landowner	
8-6-58	Mrs. Gene M. Allen	1640 N. 21st	landowner	

Circulator - Gene M. Allen Helen C. Tomlinson, Notary Public 8-6-58

#16

8-2-58	Helen P. Hicks	1710 Poplar Dr.	yes
8-2-58	Bertha S. Wright	1605 Poplar Dr.	Landowner
8-2-58	Odessa R. Cronk	1640 Bluegill	yes
8-4-58	W. J. Otorowski	619 W. Mesa Ave.	yes
8-4-58	Betty L. Otorouski	619 W. Mesa Ave.	yes
8-6-58	Melva Sorensen	620 Lakeshore Dr.	yes
8-6-58	Ora Feller	451 Independent	yes
8-6-58	Lorraine Gingell	610 Lakeshore Dr.	yes
8-6-58	Hazel L. Wier	1810 Minnow Dr.	yes

Circulator - Esther Kuretich L. M. Finnessey, Notary Public 8-7-58

#17

8-2-58	Mrs. Fred R. Martin	605 W. Mesa	yes
8-2-58	Mrs. Warren Eaklor	611 W. Mesa	yes
8-2-58	Marion H. Rupp	612 Bluegill Drive	yes
8-2-58	James O. Keith	635 W. Mesa	yes
8-2-58	Esther M. Kuretich	619 W. Mesa	yes
8-2-58	Betty R. Watson	501 W. Mesa	yes

Circulator - Holger Albrethsen, Jr. Edith M. Park, Notary Public 8-4-58

The following Resolution was presented and read:

RESOLUTION

WHEREAS, a Petition to annex the following described property, to-wit:

The Southeast quarter Section 10, Township 1 South, Range 1 West, Ute Meridian, Mesa County, Colorado

has been filed with the City Clerk and is now presented to the City Council; and

WHEREAS, upon examination of the said Petition and hearing the testimony presented, the City Council does hereby find: That the said territory is eligible for annexation to the City of Grand Junction; that the Petition is signed by more than 50 per cent of the owners of the area of such territory to be annexed and that the persons signing such Petition also comprise a majority of the landowners residing in the territory at the time said Petition was filed with the City Clerk; that there is attached to the said Petition four copies of a map or plat of such territory which is suitable for filing; that the said Petition and maps are sufficient and substantially meet the requirements of Section 2, of Chapter 314, Session Laws of Colorado, 1947;

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

That the said Petition for annexation shall be, and the same is hereby, accepted and approved; and that notice of the filing of the said Petition shall be published once each week for four publications in the Morning Sun, the official newspaper of the said City of Grand Junction.

Passed and adopted this 20th day of August, 1958.

President of the Council

ATTEST:

City Clerk

It was moved by Councilman Wright and seconded by Councilman Orr that the Resolution be passed and adopted as read. Roll was called on the motion with all Councilmen present voting "AYE." The President declared the motion carried.

It was moved by Councilman Wright and seconded by Councilman Strnad that because of the fact that so much of the land in this annexation area is already developed, that the Council waive the requirement of 5% in cash of the value of the land or the equivalent amount of land for park purposes. Motion carried.

ANNEXATION - N. Monterey Park-Petition and Resolution

The following petition to annex the E1/2 of the SE1/4 of the NE1/4 of Section 11 Township 1 S Range 1 West except Kister Addition and the North 1/2 of Lots 5 and 6, Capitol Hill Subdivision was presented:

PETITION FOR ANNEXATION

WE THE UNDERSIGNED do hereby petition the City Council of the City of Grand Junction, State of Colorado, to annex the following described property to the said City:

N1/2 Lots 5, 6, Capitol Hill Subdivision
E1/2 SE1/4 NE1/4 Sec. 11, T1S, R1W Except Kister Addition.

As ground therefor, the petitioners respectfully show to the said Council that the said territory is eligible for annexation in that it is not embraced within any city or town, that it abuts upon or is contiguous to the City of Grand Junction in a manner which will afford reasonable ingress and egress thereto, that more than one-sixth of the aggregate exterior boundary of the territory proposed to be annexed coincides with the existing boundary of the said City, and that the non-contiguous boundary of the said territory coincides with the existing block lines, street lines, or governmental subdivision lines.

This petition is accompanied by four copies of a map or plat of the said territory, showing its boundary and its relation to established city limit lines, and said map is prepared upon a material suitable for filing.

Your petitioners further state that they are the owners of more than fifty per cent of the area of such territory to be annexed and also comprise a majority of the land owners residing in the said territory; that the resident address of each signer and the date of signature are set forth hereafter opposite the name of each signer, and that the description of the property owned by each signer of said petition is attached hereto.

WHEREFORE these petitioners pray that this petition be accepted and that the said annexation be approved and accepted by ordinance.

<u>DATE</u>	<u>SIGNATURE</u>	<u>ADDRESS</u>	<u>QUALIFIED ELECTOR & LANDOWNER</u>	<u>LAND OWNER ONLY</u>
8-5-58	M. Mildred Maffey	1047 Bookcliff	x	
8-5-58	Robert F. Maffey	1047 Bookcliff	x	
8-5-58	Julius Hansen	2123 12th	x	
8-5-58	Edla Hansen	2123 12th	x	
8-5-58	Evalyn Taylor	2107 No. 12th	x	x

8-6-58	George Hooker	1149 - 1151-1153 Bookcliff	x	x
8-10-58	A. M. Wilson	1057 Bookcliff	x	
8-10-58	Georgina M. Wilson	1057 Bookcliff	x	
10 Aug. 1958	E. K. Erwin	1087 Bookcliff	x	
10 Aug. 1958	Carolyn Erwin	1087 Bookcliff	x	
10 Aug. 1958	Albert E. Moore	1159 Bookcliff	x	
10 Aug. 1958	Viola I. Moore	1159 Bookcliff	x	
Aug. 11'58	Alfred Nestler	1119 Bookcliff		x
Aug. 11'58	Olive Nestler	1119 Bookcliff		x
Aug. 19, 1958	W.C. Rump	R.R. #3, Grand Jct.		x

STATE OF COLORADO)	
)	ss AFFIDAVIT
COUNTY OF MESA)	

Robert F. Maffey, of lawful age, being first duly sworn, upon oath, deposes and says:

That he is the circulator of the foregoing petition;

That each signature on the said petition is the signature of the person whose name it purports to be.

(Signed) Robert F. Maffey

Subscribed and sworn to before me this 20th day of August, 1958.

Witness my hand and official seal.

(Signed) Helen C. Tomlinson

Notary Public

My Commission expires: Dec. 3, 1958

Instr #3966

ANNEXATION NORTH MONTEREY PARK Petition for & Resolution-Rescind action of Apr. 16th

5% Cash in lieu of land - Rump & Fausone

It was moved by Councilman Wright and seconded by Councilman Orr that the petition which was filed on April 16 for the annexation of the N1/2 of Lots 5 and 6 in Capitol Hill Subdivision be withdrawn and the motion, "that the City enter into an agreement with Mr. Rump to accept 5% of the land value in cash in lieu of land for park and recreational purposes for North Monterey Park Annexation" be rescinded; and that at this time the Council enter into an agreement with Messrs. Rump and Fausone, in which they agree to pay the City 5% of the land value in cash of the area which they wish to subdivide in lieu of the land for park and recreational purposes. Motion carried.

The following Resolution was presented and read:

RESOLUTION

WHEREAS, a Petition to annex the following described property, to-wit:

North half of Lots 5 and 6, Capitol Hill Subdivision, and the East half Southeast quarter Northeast quarter Section 11, Township 1 South, Range 1 West, except Kister Addition, Mesa County, Colorado

has been filed with the City Clerk and is now presented to the City Council; and,

WHEREAS, upon examination of the said Petition and hearing the testimony presented, the City Council does hereby find: That the said territory is eligible for annexation to the City of Grand Junction; that the Petition is signed by more than 50 per cent of the owners of the area of such territory to be annexed and that the persons signing such Petition also comprise a majority of the land owners residing in the territory at the time said Petition was filed with the City Clerk; that there is attached to the said Petition four copies of a map or plat of such territory which is suitable for filing; that the said Petition and maps are sufficient and substantially meet the requirements of Section 2, of Chapter 314, Session Laws of Colorado, 1947;

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

That the said Petition for annexation shall be, and the same is hereby, accepted and approved; and that notice of the filing of the said Petition shall be published once

each week for four publications in the Morning Sun, the official newspaper of the said City of Grand Junction.

PASSED AND ADOPTED THIS 20th day of August, 1958.

President of the Council

ATTEST:

City Clerk

It was moved by Councilman Strnad and seconded by Councilman Wright that the Resolution be passed and adopted as read. Roll was called on the motion with all members of the Council present voting "AYE." The President declared the motion carried.

WATER BILL ADJUSTMENTS.

The following requests for water bill adjustments were presented due to service line leaks:

a. Geo. H. Smith, 216 Grand, used 93,000 gallons amounting to \$17.10, Aug. 1, 1958 and for the same quarter in 1957 used 64,600 gallons amounting to \$12.84, a difference of \$2.26.

b. W. J. McGowan, 927, N. 5th, used 112,000 gallons amounting to \$19.95, Aug. 1, 1958 and for the same quarter in 1957 used 68,900 gallons amounting to \$13.49, a difference of \$6.46.

It was moved by Councilman Wright and seconded by Councilman Orr that these requests for water bill adjustments be made on the basis of water used in the corresponding quarter in 1957. Roll was called on the motion with all Councilmen present voting "AYE." The President declared the motion carried.

RESIGNATION FORREST M. CARHARTT, Judge of Mun. Court

The formal resignation of Mr. Forrest M. Carhartt as Judge of the Municipal Court to be effective January 1, 1959 was presented. It was moved by Councilman Wright and seconded by Councilman Emerson that the resignation be accepted and a committee be appointed to secure applicants for this position. Motion carried.

COMMITTEE TO FIND APPLICANTS FOR JUDGE OF MUN. COURT President Shults appointed Councilmen Wright and Emerson to act as a committee to secure applicants for the position of Judge of the Municipal Court.

PROP. ORD. DRIVEWAYS

The following entitled proposed ordinance was presented and read: AN ORDINANCE REGULATING AND REQUIRING A PERMIT AND PAYMENT OF PERMIT FEES FOR THE CONSTRUCTION AND MAINTENANCE OF DRIVEWAYS; PROVIDING FOR PAYMENT OF AN ANNUAL RIGHT OF WAY FEE FOR THE USE OF SERVICE DRIVEWAYS, AND CANCELING ALL PREVIOUS PERMITS THEREFOR. It was moved by Councilman Strnad and seconded by Councilman Orr that the proposed ordinance be passed for publication. Councilman Emerson protested the passage of such an ordinance. Motion carried.

MONTHLY BILLING OF WATER BILLS

President Shults brought up the matter of the monthly billing of water, trash and garbage, and sewer rental charges. Councilman Strnad suggested that any action on this matter await the report of the auditors, Dalby and McNulty. It was moved by Councilman Wright, duly seconded and carried that the meeting adjourn. Motion carried.

/s/ Helen C. Tomlinson
City Clerk