

MAN7228R

TYPE OF RECORD: PERMANENT

CATEGORY OF RECORD: REVOCABLE PERMIT

NAME OF PETITIONER/GRANTOR: C & W MANHATTAN ASSOCIATES, A  
LIMITED PARTNERSHIP, HOUSTON, TEXAS (FOR K-MART  
ENTERPRISES OF COLORADO, INC.

LOCATION: 24" CONCRETE STORM SEWER ACROSS 28  
ROAD FROM THE EAST RIGHT OF WAY LINE TO THE INDIAN WASH  
DRAINAGE DITCH

CITY DEPARTMENT: COMMUNITY DEVELOPMENT

YEAR: 1972

EXPIRATION DATE: NONE

DESTRUCTION DATE: NONE

R E S O L U T I O N

ASSOCIATES, a limited partnership,  
WHEREAS, C & W MANHATTAN ~~COMPANY~~, 3431 West Alabama,  
Houston, Texas (for K-Mart Enterprises of Colo., Inc.)  
has petitioned the City Council of the City of Grand Junction

for a revocable permit for a 24-inch concrete storm sewer across  
28 Road from the East right of way line to the Indian Wash  
Drainage Ditch, the center line to be more clearly described as  
follows:


Beginning at a point fifty feet East and 578  
feet South of the Northwest Corner of Section  
18 Township 1 South Range 1 East of the Ute  
Meridian. Said beginning point being the East  
right of way of 28 Road; thence West 100 feet  
more or less to the Indian Wash Drainage;  
being the point of termination; and

WHEREAS, such action has been heretofore approved by  
the City Planning Commission and would not be detrimental to  
the use of the right of way or to the interest of the inhabitants  
of the City;


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

That the City Manager, on behalf of the City and as an  
act of the City, be, and he is hereby, authorized to grant such  
revocable permit to the above corporation for the purpose de-  
scribed upon the execution by the corporation of an agreement  
to save and hold the City harmless from any claims arising out  
of the construction and use granted and agreement that upon the  
revocation of such permit, it will remove said concrete storm  
sewer or other impediments at its own expense and will restore  
the right of way to its original condition required in that area.

PASSED and ADOPTED this 6th day of September, 1972.

  
\_\_\_\_\_  
President of the Council

ATTEST:

  
\_\_\_\_\_  
City Clerk

REVOCABLE PERMIT

ASSOCIATES, a limited partnership,  
WHEREAS, C & W. MANHATTAN COMPANY, 3431 West Alabama,  
Houston, Texas (for K-Mart Enterprises of Colo., Inc.)  
has petitioned the City Council of the City of Grand Junction  
for a revocable permit to install on public right of way a 24-inch  
concrete storm sewer across 28 Road from the East right of way  
line to the Indian Wash Drainage Ditch, the center line to be  
more clearly described as follows:

Beginning at a point fifty feet East and 578  
feet South of the Northwest Corner of Section  
18 Township 1 South Range 1 East of the Ute  
Meridian. Said beginning point being the East  
right of way of 28 Road; thence West 100 feet  
more or less to the Indian Wash Drainage Ditch,  
being the point of termination; and

WHEREAS, the City Planning Commission and City Engineer  
have approved such action and the City Council is of the opinion  
that such would not be detrimental to the City or to any inhabi-  
tants thereof at this time and has directed the City Manager to  
issue a permit for such use;

NOW, THEREFORE, IN ACCORDANCE WITH THE ACTION OF THE  
CITY COUNCIL OF THE CITY OF GRAND JUNCTION, COLORADO:

There is hereby granted to the above-named Corporation  
a revocable permit for the purposes above stated; provided how-  
ever, that said permit may be revoked by the City Council at its  
pleasure at any time; provided further that the above-named cor-  
poration shall agree to indemnify the City and hold it harmless  
from any and all claims, damages, actions, costs and expenses of  
every kind in any manner arising out of, or resulting from, the  
permitted use; provided, further that said corporation shall agree  
to restore the right of way to a proper and usable condition after  
the completion of construction on said right of way, and provided  
further that said corporation shall agree to restore the right  
of way to its original condition upon the revocation of such permit.

Dated this 7<sup>th</sup> day of September, 1972.

  
\_\_\_\_\_  
City Manager


ATTEST:

  
\_\_\_\_\_  
City Clerk

The undersigned, for itself, its successors and assigns, hereby agrees that it will abide by the conditions contained in the foregoing permit; that it will indemnify the City of Grand Junction and hold it harmless from all claims and demands as stated therein; that after construction, it will restore the right of way to a proper and usable condition; and, that, upon revocation of the permit, it will restore the right of way to its original condition.

Dated at Grand Junction, Colorado, this 26th day of September, 1972.

ASSOCIATES, a limited  
 C & W MANHATTAN ~~COMPANY~~ partnership  
 (K-Mart Enterprises of Colo., Inc.)

By   
 Roland Walters, Trustee, General Partner

ATTEST:

STATE OF COLORADO )  
 ) ss.  
 COUNTY OF MESA )

The foregoing was acknowledged before me this \_\_\_\_\_  
 day of \_\_\_\_\_, 1972, as \_\_\_\_\_  
 and \_\_\_\_\_, as \_\_\_\_\_ of  
 ASSOCIATES, a limited partnership  
 C & W MANHATTAN ~~COMPANY~~ for (K-Mart Enterprises of Colo., Inc.)

\_\_\_\_\_  
 Notary Public

My Commission Expires:

# C & W Manhattan Associates

COMMERCIAL DEVELOPERS

3431 WEST ALABAMA

P. O. BOX 22976  
HOUSTON, TEXAS 77027  
(713) 621-0700

September 26, 1972

Ms. Neva B. Lockhart  
City Clerk  
City of Grand Junction  
P. O. Box 968  
Grand Junction, Colorado 81501

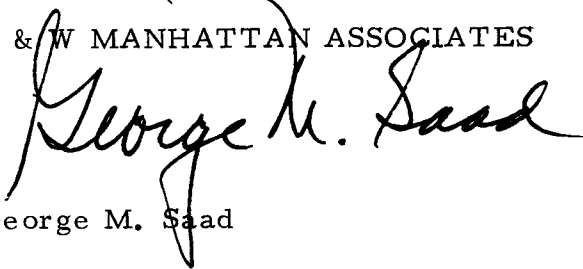
Re: K-Mart Project  
Revocable Permit  
Grand Junction, Colorado

Dear Ms. Lockhart:

Enclosed herewith is the original copy of the Revocable Permit for the concrete storm sewer in Grand Junction. It has been executed by Roland Walters on behalf of C & W Manhattan Associates.

Yours very truly,

C & W MANHATTAN ASSOCIATES



George M. Saad

GMS:je

Enclosure

THE STATE OF TEXAS    ))  
                                  ))        SS:  
COUNTY OF HARRIS     ))

BEFORE ME, the undersigned authority, personally appeared  
ROLAND WALTERS, Trustee, General Partner, of C & W MANHATTAN  
ASSOCIATES, a limited partnership, known to me to be the person  
whose name is subscribed to the foregoing instrument and acknow-  
ledged to me that he executed the same for the purposes therein stated.

IN WITNESS WHEREOF, I have hereunto set my hand and seal  
at said County and State this 26<sup>th</sup> day of September, A. D., 1972.

*Lerrin Meyer*  
NOTARY PUBLIC in and for  
HARRIS COUNTY, TEXAS

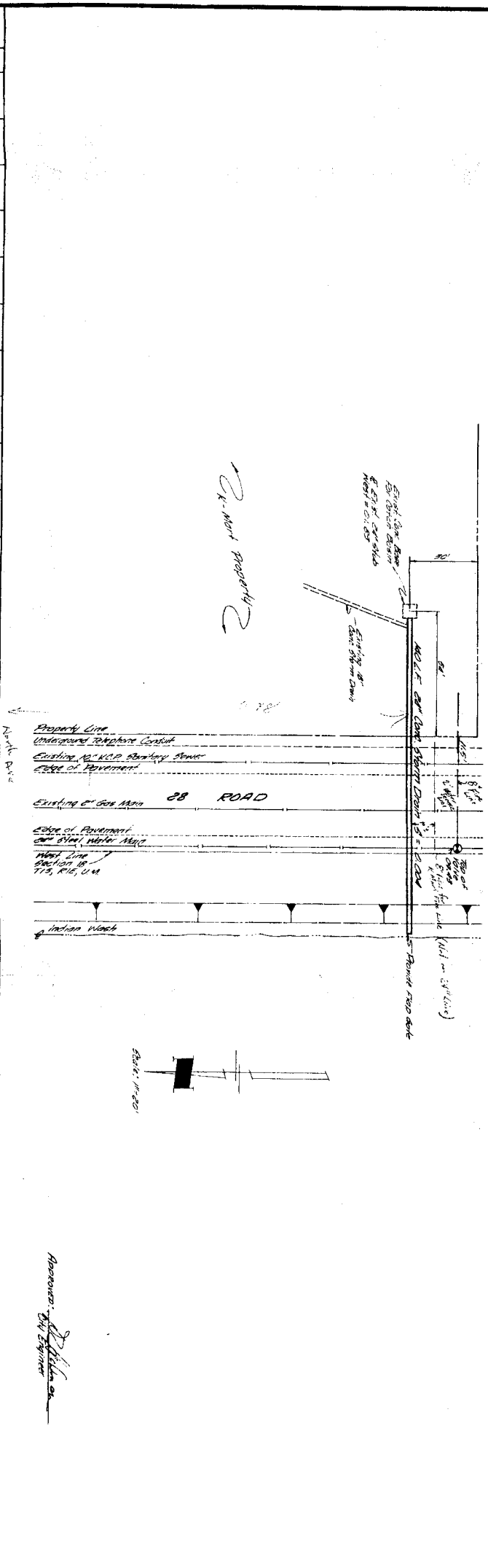
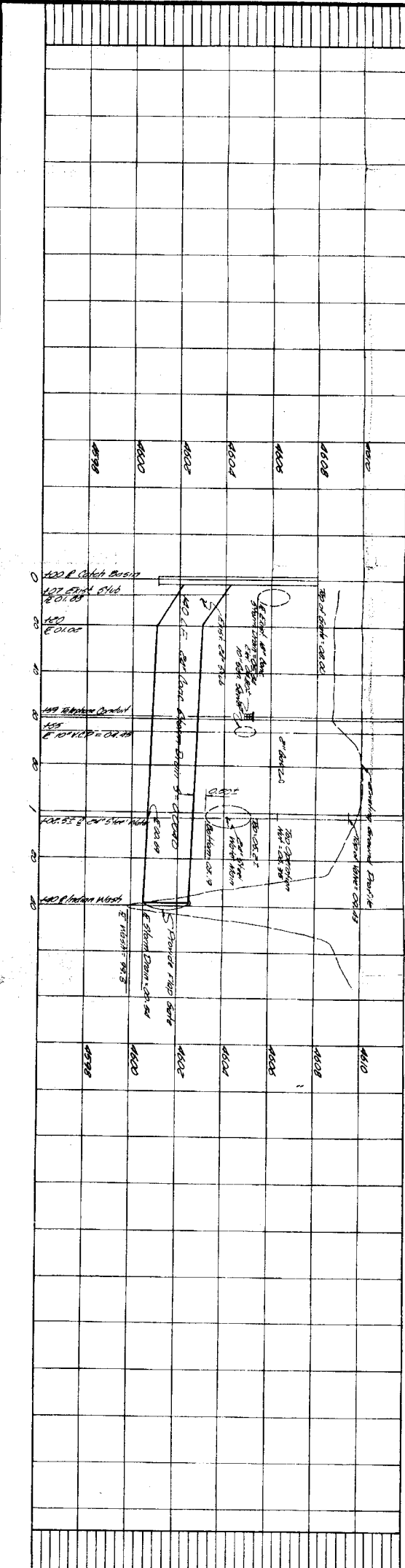
My Commission Expires:

*June 1, 1973*

REVISIONS		DATE		BY		CHECKED		APPROVED		PROJECT NO.		DRAWN		SCALE	

PROJECT NO.	NEELSON-HALEY-PATTERSON AND QUIRK	PROJECT TITLE	STORM DRAIN
ENGINEER	GREILEY - STONE ENGINEERS	CLIENT	GRAND JUNCTION
COLORADO			



Approved: *[Signature]*  
 Date: 11-20-20