

A G R E E M E N T

THIS AGREEMENT made and entered into this 19 day of March, 1976, by and between the CITY OF GRAND JUNCTION, a municipal corporation of the State of Colorado, hereinafter referred to as "the City"; and the ORCHARD MESA SANITATION DISTRICT, a quasi-municipal corporation of the State of Colorado, hereinafter referred to as "the District";

WITNESSETH:

WHEREAS, the City and the District entered into an Agreement dated November 19, 1975, to provide for the treatment of sewage of the District and other services in connection with the District's sanitary sewer system, and

WHEREAS, the District desires to eliminate Lift Station 33+93, as shown on the plans and specifications, and

WHEREAS, the elimination of the Lift Station 33+93 will require above normal flushing and rodding of a portion of the District's system;

NOW, THEREFORE, in consideration of the premises and covenants herein contained and other good and valuable consideration, it is agreed as follows:

1. The City hereby agrees that the District may eliminate the Lift Station 33+93 as shown on the plans and specifications of the District's system.

2. With the elimination of said Lift Station, the City agrees that it will flush or rod that section of the District's sewer line between N. A. Station 10+88 and Station 52+75 as will be necessary to provide flow of effluent in accordance with accepted practices.

3. It is understood between the parties hereto that normal flushing would be every three months between the said stations and any required flushing or rodding more often than that interval shall be considered above normal and reasonable operation and maintenance

service and shall be paid for by the District. The City will bill the District for the labor and materials plus ~~25%~~^{20%} ~~overhead~~^{overhead}, and the District will pay any such bill upon presentation. The District, however, reserves the right to make any such flushing or rodding at its own expense.

IN WITNESS WHEREOF, the parties have caused this Agreement to be signed and executed the day and year first above written.

Attest:

CITY OF GRAND JUNCTION

By: _____

City Manager

Gene B. Lockhart
City Clerk

Attest:

ORCHARD MESA SANITATION DISTRICT

By: _____

Chairman

Richard A. Berger
Secretary