

CITY OF GRAND JUNCTION

POWER OF ATTORNEY FOR CURB, GUTTER AND SIDEWALK IMPROVEMENT

OWNERS: Karie Hill O'Connor and Jennifer Partsch

ADDRESS OF PROPERTY: 553 N. Sparn Court

TAX PARCEL # 2943-071-69-002

LEGAL DESCRIPTION OF REAL PROPERTY: *

Lot 2 of the Phillips Subdivision, as recorded October 8, 2008 with the Mesa County Clerk and Recorder as Reception # 2460842.

DESCRIPTION OF AREA OF CURB, GUTTER AND SIDEWALK:

154 linear feet, more or less, along the west side of the North Sparn Court right-of-way adjacent to the Phillips Subdivision, as depicted in the approved plans on file with the Public Works and Planning Office as ANX-2008-117.

I, (WE), Karie Hill O'Connor and Jennifer Partsch as owner(s) of the real property described above, located in the City of Grand Junction Colorado, agree that, as a condition of City approval of development of the property, improvement, construction or reconstruction to City standards and specifications of curb, gutter and sidewalk adjoining the above described property is (are) required. The required improvement or reconstruction has, with the consent of the City Manager, been deferred to such time, if any, as an improvement district, or equivalent legal mechanism, is formed for the certain improvements described above. The estimated cost to the owners, or their heirs, successors and assigns, in 2011, dollars is \$10,010. The actual cost which I (we) will pay will be determined in accordance with rates and policies established by the City at the time of formation of the improvement district.

I (We) as owners of the above described real property do hereby agree to participate in an improvement district, if one is formed, for the improvement or reconstruction of said curb(s), gutter(s) and sidewalk(s) either as a part of a larger scope of work or otherwise, to the then existing standards and do hereby designate and appoint the City Clerk of the City of Grand Junction as my (our) Attorney-in-Fact, to execute any and all petitions, documents and instruments to effectuate my (our) intention to participate in said improvement district for such purpose, or to otherwise act in conformity with said general direction. The City Clerk is empowered by me (us) to do and perform any and all acts which the City Clerk shall deem necessary, convenient or expedient to accomplish such improvements or reconstruction as fully as I (we) might do if personally present.

This instrument is irrevocable and shall be recorded. This instrument shall be deemed to be a covenant which runs with the land. This authority and the covenant created thereby shall be binding upon any and all successors in interest to the above described property and shall not cease upon my death (the death of either/any or both/all of us) or the dissolution of marriage, partnership, corporation or other form of association which may hold title, or claim an interest to the property described herein.

As a further covenant to run with the land, I (we) agree that in the event a counter petition to any proposed improvements or improvement district is prepared, any signature on such petition purporting to affect the land herein described may be ignored as of no force and effect by the City.

This power of attorney is not terminable; it shall terminate only upon the formation of an improvement district as herein described.

IN WITNESS WHEREOF, I (WE), have signed, executed and acknowledged this instrument on this 18 day of November 2011.

Karie Hill O'Connor
Print Name: Karie Hill O'Connor

Jennifer Partsch
Print Name: Jennifer Partsch

STATE OF COLORADO

COUNTY OF MESA

The foregoing instrument was subscribed and sworn to before me this 18 day of November 2011.

My commission expires 9-15-12.

Deborah J. Joy
Notary Public



* If the legal description is lengthy, attach as Exhibit "A"