ALD86VNY

TYPE OF RECORD: PERMANENT

CATEGORY OF RECORD: POWER OF ATTORNEY

NAME OF AGENCY OR CONTRACTOR: ARYL ALDRED

STREET ADDRESS/PARCEL NAME/SUBDIVISION/PROJECT: THE VINEYARD

SUBDIVISION FILING #2

CITY DEPARTMENT: COMMUNITY DEVELOPMENT

YEAR: 1986

EXPIRATION DATE: NONE

DESTRUCTION DATE: NONE

1429702 03:18 PM AUG 19:1986 E.SAWYER:CLK&REC MESA CTY:CO BOOK 1601 PAGE

POWER OF ATTORNEY AND SEWEPAGE SERVICE AGREEMENT

ARYL ALDRED WF, (I), ARYL ALDRED owner(s) of the real property situate in Mesa County, Colorado, and described as:

See Exhibit A attached hereto and incorporated

herein by reference. which property is not presently eligible for annexation to the City of Grand Junction, but requires connection of the property to the City's sewerage system, as consideration for permission to connect to such system, do hereby designate and appoint the City Clerk of the City of Grand Junction as our Attorney in Fact to sign any petition for annexation of the described land to the City, when eligible, whether for the described land alone or in conjunction with other lands. Such authority shall be a covenant running with the land, shall be binding upon successors in interest and shall not cease upon my death (the death of either or both of us) death (the death of either or both of us).

As a further covenant to run with the land, we (I) agree that in the event a counter-petition to a proposed annexation of the land 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 under annexation requirements.

Further, the then owner or owners of this land or any portion of it shall not be permitted to vote in any annexation election but such vote may be cast by the City Clerk.

As a further covenant running with the land, it is understood that the City shall have the right, along with suit for collection of monies owing, to shut off sewerage service for failure to pay charges when the same are due, requiring payment for all costs, plus penalties, of such shutting off and opening before service will be resumed; and, in addition, such charges shall constitute a lien against the property enforceable by appropriate action.

IN WITNESS WHEREOF, we (I) have hereunto set our (my) hand(s) and seal(s) this 10 day of August , 19 86.

Ary1 Aldred

NOTARPATE OF COLORADO YEOF MESA OF COVOR

Alberta Contraction

ss:

the foregoing instrument was acknowledged before me this day of <u>August</u>, 19 86 by ARYL ALDRED

WITNESS my hand and official seal:

My Commission expires: 6/29/87

PARCEL 1:

Beginning at the Northwest Corner of the SE½ NW¼ of Section 7, Township 1 South, Range 1 West of the Ute Meridian, Mesa County, Colorado, thence South 00°48'00" East along the East line of the W½ NW¾ of said Section 7 a distnace of 1637.56 feet, thence North 59°11'00" West 269.49 feet, thence South 00°48'00" East 710.75 feet to a point on the Northeasterly right of way of Colorado Highway 340, thence North 59°01'04" West along said Northeasterly right of way a distance of 661.59 feet, thence North 00°43'52" West 1503.51 feet, thence North 72°31'13" West 112.02 feet, thence North 00°42'31" West 332.52 feet, thence South 89°59'44" East 896.00 feet to the point of beginning, EXCEPT Commencing at the Northeast Corner of the SW½ NW¾ of Section 7, Township 1 South, Range 1 West of the Ute Meridian, thence South 00°48'00" East along the East line of the W½ NW¾ of said Section 7 a distance of 1637.56 feet,

hence North 59°11'00" West 269.49 feet to the TRUE POINT OF BEGINNING, hence South 00°48'00" East 710.75 feet, hence North 59°01'04" West along the Northerly right of way of Colorado State Highway 340 a distance of 661.59 feet, hence North 00°43'52" West 638.50 feet, hence North 89°16'08" East 125.00 feet, hence North 83°35'12" East 45.00 feet, hence South 06°24'48" -East 89.48 feet, hence along the arc of a curve to the left whose radius is 16.00 feet and whose long chord bears South 48°34'20" East 21.49 feet. thence North 89°16'08" East 254.02 feet, chence North 46°56'20" East 312.58 feet, thence South 43°03'40" East 45.00 feet, thence South 08°36'20" West 201.74 feet, thence South 59°11'00" East 38.23 feet to the TRUE POINT OF BEGINNING, AND EXCEPT Beginning at the Southeast corner of The Vineyard Filing No. Two; thence North 59°11'00" West 307.72 feet; thence North 08°36'20" East 201.74 feet; thence North 43°03'40" West 45.00 feet; thence North 46°56'20" East 35.00 feet; thence along the arc of a curve to the right 90.35 feet. said curve having a radius of 122.50 feet, a central angle of 42°15'40", and whose chord bears North 68°04'10" East 88.32 feet; thence North 89°12'00" East, 81.56 feet; thence along the arc of a curve to the left 38.38 feet, said curve having a radius of 24.50 feet, a central angle of 90°00'00", and whose chord bears North 44°12'00" East 34.65 feet; thence North 89°12'00" East 45.00 feet, thence South 00°48'00" East 473.53 feet to the point of beginning AND EXCEPT Beginning at the Southeast Corner of Lot. 8, Block 7 of The Vineyard-Filing No. Two; thence North 10°00'00" East 18.00 feet; thence North 00°00'00 East 78.00 feet; thence North 27°00'00" West 98.17 feet; thence North 60°00'00" East 135.08 feet; thence North 04°00'00" West 146.00 feet; thence North 47°00'00" West 125.00 feet; thence South 76°30'57" West 204.22 feet; thence South 64°00'00" West 98.00 feet; thence South 89°16'08" West 45.00 feet; thence North 00°43'52" West 227.03 feet;, thence North 89°16'08" East 45.00 feet; thence North 00°43'52" West 64.76 feet; thence along the arc of a curve to the right 32.38 feet, said curve having a radius of 24.50 feet, a central angle of 75°43'52", and whose chord bears North 37°08'04" East 30.08 feet; thence North 75°00'00" East 111.46 feet; thence along the arc of a curve to the right 46.46 feet, said curve having a radius of 177.50 feet, a central angle of 15°00'00", and whose chord bears North 82°30'00" East 46.34 feet; thence North 90°00'00" East 65.17 feet; thence along the arc of a curve to the right 16.10 feet, said curve having a radius of 20.50 feet, a centra angle of 45°00'00", and whose chord bears South 67°30'00" East 15.69 feet; thence South 45°00'00" East 38.28 feet; thence South 85°00'00" East 53.04 feet; thence North 50°00'00" East 39.59 feet; thence along the arc of a curve to the right 16.10 feet, said curve having a radius of 20.50 feet, a central angle of 45°00'00", and whose chord bears North 72°30'00" East 15.69 feet; thence South 85°00'00" East 18.50 feet; thence South 30°00'00"

Usi 115.00 feet; thence South 10°00'00" Fast 115.00 feet; thence South 21°00'00" East 55.00 feet; thence South 65°00'00" East 62.00 feet; thence South 66°00'00" West 135.00 feet; thence South 29°00'00" East 117.36 feet; thence South 85°00'00" West 79.59 feet; thence South 44°00'00" West 88.00 feet; thence South 05°00'00" West 126.00 feet; thence feuth 89°11'15" West 11.94 feet to the point of baginning, ND EXCEPT a tract or parcel of land situated in the Vineyard Filing No. Two, subdivision of a part of Mesa County, State of Colorado and considering the West ine of said Vineyard Filing No. Two bears North 00°43'52" West and all bearings contained herein are relative thereto and being more particularly described as Tollows:

Beginning at the most Westerly Southwest corner of said Vineyard Filing No. Two; thence North 00.943'52" West along the West line of said Vineyard Filing No. Two 336.96 feet to a point which bears South 89°16'08" West 45.00 feet from the Northwest corner of Lot 1, Block 6, of said Vineyard Filing No. Two; thence North 89°16'08" Tast 45.00 feet to the Northwest corner of said Lot 1, thence North $64^{\circ}00^{\circ}00''$ East along the North line of said Block 6 98.00 feet to the Northeast corner of Lot 2 of Block 6; thence North 76°30'57" East along the North line of said Block 6 204.22 feet to the angle point in the North line of Lot 6 of said Block 6; thence South 47°00'00" East along the East line of said Block 6 125.00 feet to the angle point in the East line of Lot 8 of said Block 6; thence South 04°00'00" East along the East line of said Block 6 146.00 feet to the Southeast corner of Lot 10 of said Block 6; thence South 60°00'00" West along the South line of said Block 6 135.08 feet to the angle point in the South line of Lot 12 of said Block 6, said point also being the northeast corner of Lot 6, Block 7 of said Vineyard Filing No. Two; thence South 27°00'00" East along the East line of said Block 7, 98.17 feet, to the angle point in the East line of Lot 7 of said Block 7; thence South 00°00'00" West along the East line of said Block 7 78.00 feet to the angle point in the East line of Lot 8 of said Block 7; thence South 10°00'00" West along the East line of said Block 7 18.00 feet to the Southeast corner of said Lot 8, thence leaving the East line of said Block 7 North 89°11'15" East 11.94 feet to the angle point in the West line of Lot 8, Block 2 of said Vineyard Filing No. Two; thence South 43°00'00" East along the West line of said Block 2 88.00 feet to the angle point in the South line of Lot 7 of said Block 2; thence South 79°00'00" East along the South line of Block 2 129.00 feet to the Southwest corner of Lot 4 of said Block 2; thence South 56°00'00" East along the South line of said Block 2 50.00 feet to the angle point in the South line of Lot 3 of said Block 2, said point also being on the Northerly line of East Arbor-Circle; thence leaving the South line of said Block 2 along the Northerly line of East Arbor Circle Southwesterly along the arc of a nontangent curve to the left 40.18 feet; said curve having a radius of 122.50 feet; a central angle of 18°47'35" and whose chord bears South 56°20'07" West 40.00 feet; thence South 46°56'20" West 147.58 feet to an angle point in the Southerly-line of said Vineyard Filing No. Two, said point being in the right-of-way of East Arbor Circle; thence South 89°16'08" West along the Southerly line of said Vineyard Filing No. Two 254.01 feet to a point at the point of curvature of a 16.00 foot radius curve to the right joining the North line of East

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Arbor Circle to the East line of East Arbor Boulevard; thence Northwesterly along the arc of said curve 23.55 feet; said curve having a central angle of 84°19'04" and whose chord bears North 48°34'20" West 21.48 feet; thence North 06°24'48" West along the East line of East Arbor Boulevard 89.48 feet to the Southwest corner of Lot 12, Block 7 of said Vineyard Filing No. Two; thence South 83°35'12" West along the Southerly line of said Vineyard Filing No. Two 45.00 feet; thence South 89°16'08" West along said Southerly line 125.00 feet to the point of beginning,

AND EXCEPT Tracts A and B Common Open Space of THE VINEYARD FILING NO. TWO,

PARCEL 2:

Tracts A and B Common Open Space of THE VINEYARD FILING NO. TWO,

ALL IN MESA COUNTY, COLORADO.