

ALP9112S

TYPE OF RECORD: PERMANENT

CATEGORY OF RECORD: **POWER OF ATTORNEY  
(SEWERAGE SERVICE AGREEMENT)**

NAME OF CONTRACTOR: ALPINE MEADOWS DEVELOPMENT CORP

SUBJECT/PROJECT: A PARCEL OF LAND SITUATED IN THE NE ¼ NE ¼,  
SECTION 35, TOWNSHIP 1 NORTH, RANGE 1 WEST, UTE MERIDIAN – (WEST OF  
12<sup>TH</sup> STREET AND NORTH OF I-70)

CITY DEPARTMENT: PUBLIC WORKS

YEAR: 1991

EXPIRATION DATE: NONE

DESTRUCTION DATE: NONE

POWER OF ATTORNEY AND  
SEWERAGE SERVICE AGREEMENT

*mapped*  
*7/24/91*  
*RLL*

WE, (I) Alpine Meadows Development Corp.  
owner(s) of the real property situate in Mesa County, Colorado,  
and described as:

See Attached

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).

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 22 day of July, 1991.

*[Handwritten Signature]*

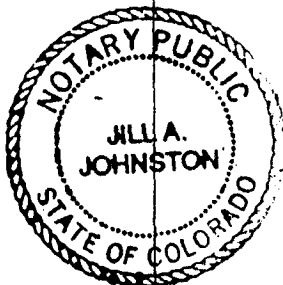
Robert L. Griffin

Secretary/Treasurer

STATE OF COLORADO )  
                                  ) ss:  
COUNTY OF MESA )

The foregoing instrument was acknowledged before me this 22 day of July, 1991 by Robert L. Griffin

WITNESS my hand and official seal:



*[Handwritten Signature]*  
Notary Public

My Commission expires:

June 24, 1995

A parcel of land situated in the NE 1/4 NE 1/4, Section 35, Township 1 North, Range 1 West, Ute Meridian, being described as follows:

Commencing at the Northeast Corner of Section 35, Township 1 North, Range 1 West, Ute Meridian (a Mesa County brass cap in place); thence South 00d 11'27" West 484.26 feet along the East line of the NE 1/4 NE 1/4, Section 35 to the Point of Beginning; thence South 00d 11'27" West 835.00 feet along the East line of the NE 1/4 NE 1/4, Section 35, to the Southeast Corner of the NE 1/4 NE 1/4, Section 35, Township 1 North, Range 1 West, Ute Meridian (a Mesa County brass cap in place); thence North 89d 55'50" West 710.00 feet along the South line of the NE 1/4 NE 1/4, Section 35, Township 1 North, Range 1 West, Ute Meridian; thence North 00d 00'00" East 455.14 feet; thence North 05d 26'25" West 84.38 feet; thence North 00d 00'00" East 407.00 feet, thence 147.01 feet along the arc of a curve to the right with a radius of 147.43 feet, and whose chord bears North 28d 33'54" East 141.00 feet; thence 87.18 feet along the arc of a curve to the left with a radius of 87.43 feet and whose chord bears North 28d 33'54" East 83.61 feet, thence North 00d 00'00" East 175.00 feet to the North line of the NE 1/4 NE 1/4, Section 35, thence North 90d 00'00" East 60.00 feet along the North line of the NE 1/4 NE 1/4, Section 35, thence South 00d 00'00" West 175.00 feet; thence 147.01 feet along the arc of the curve to the right with a radius of 147.43 feet and whose chord bears South 28d 33'54" West 141.00 feet, thence 87.18 feet along the arc of a curve to the left with a radius of 87.43 feet, and whose chord bears South 28d 33'54" West 83.61 feet, thence South 00d 00'00" East 112.00 feet; thence North 90d 00'00" East 660.78 feet to the Point of Beginning.