

BOC02287

TYPE OF RECORD: PERMANENT

CATEGORY OF RECORD: **POWER OF ATTORNEY**

PURPOSE: ADVANCE AGREEMENT TO JOIN A LOCAL
IMPROVEMENT AND SERVICE DISTRICT

NAME OF PROPERTY OWNER OR GRANTOR: MIKE BOCCONCELLI AND
CHRISTI BOCCONCELLI

STREET ADDRESS/PARCEL NAME/SUBDIVISION (LOT AND BLOCK):
2880 ELM AVENUE AND 530 28 ³/₄ ROAD

PARCEL NO: 2943-074-00-091 AND 2943-072-22-017

CITY DEPARTMENT: PUBLIC WORKS

YEAR: 2002

EXPIRATION DATE: NONE

DESTRUCTION DATE: NONE

ADVANCE AGREEMENT TO JOIN A LOCAL IMPROVEMENT AND SERVICE DISTRICT

OWNERS: Mike and Christi Bocconcelli

ADDRESS OF PROPERTY 2880 Elm Avenue & 530 28-3/4 Road

BOOK 3100 PAGE 482

TAX PARCEL # 2943-074-00-091 and 2943-074-22-017

2062339 06/21/02 0903AM
MONIKA TODD CLK&REC MESA COUNTY CO
REC FEE \$5.00

LEGAL DESCRIPTION OF PROPERTY: *

LOT 1 of Kinderhaus Subdivision, a replat of LOTS 9 and 10 Lamm Subdivision and Parcel 2 as recorded in Book 2595, Pages 378-379, City of Grand Junction, County of Mesa, Colorado.

DESCRIPTION OF RIGHT-OF-WAY:

190-LF along 28-3/4 Road

BE IT KNOWN THAT:

We, Mike and Christi Bocconcelli, 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, the right-of-way which adjoin(s) the above described property is (are) required to be improved or reconstructed to City standards and specifications. The required improvement or reconstruction has, with the consent of the City Manager, been deferred to such time, if any, as a right-of-way improvement district, or equivalent legal mechanism, is formed for that certain right-of-way described above. The estimated cost to the owners, or their heirs, successors and assigns, will be applicable fees in effect at the time of formation will apply. The actual cost which I will pay will be determined in accordance with the assessment established by the City at the time of completion of construction., minus the Traffic Capacity Payment fee's paid for as part of Conditional Use Permit Number VE-2002-012, which total \$1,173.

We, Mike and Christi Bocconcelli, 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 right-of-way 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 shall be recorded and 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 or both 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 advance agreement is riot terminable; it shall terminate only upon the formation of an improvement district as herein described.

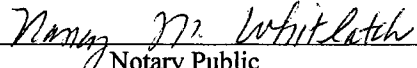
IN WITNESS WHEREOF, I, (WE), have signed, executed and acknowledged this instrument on this 20 day of JUNE, 2002.


Mike Bocconcelli


Christi Bocconcelli

STATE OF COLORADO
COUNTY OF MESA

The foregoing instrument was subscribed and sworn to before me this 20 day of JUNE

My commission expires 11-8-03 
Notary Public

