

BRN76FR6

TYPE OF RECORD: PERMANENT

CATEGORY OF RECORD: POWER OF ATTORNEY

NAME OF AGENCY OR CONTRACTOR: ROBERT P. GERLOFS, SHARON M.  
GERLOFS, DEE A. BRINEGAR AND EVELYN PATRICIA BRINEGAR

STREET ADDRESS/PARCEL NAME/SUBDIVISION/PROJECT: FRUITWOOD #6  
SUBDIVISION

CITY DEPARTMENT: PUBLIC WORKS

YEAR: 1976

EXPIRATION DATE: NONE

DESTRUCTION DATE: NONE

AND  
ANNEXATION COVENANT

The undersigned owners of the real property situated in Mesa County, Colorado, and described as:

Commencing at the North Quarter Corner (N 1/4 cor) of said Section 16, Thence S 89°54'00"W along the North line of the Northwest Quarter (NW 1/4) of said Section 16 a distance of 660.82 feet to the TRUE POINT OF BEGINNING: Thence S 00°00'00"W 1041.01 feet; Thence S 90°00'00"W 485.00 feet; Thence N 00°00'00"E 275.00 feet; Thence N 05°57'00"W 104.95 feet; Thence N 00°00'00"E 660.86 feet to a point on the North line of the Northwest Quarter (NW 1/4) of said Section 16, Thence N 89 54 00 E along said North line 495.87 feet to the TRUE POINT OF BEGINNING. Containing 11.763 Acres,

which property has been petitioned for rezoning in the County to Transitional (a zoning category permitting urban development), and which property is not presently eligible for annexation to the City of Grand Junction whose zoning permits the same or similar type of development .

As a part of the zoning process to secure such Transitional zoning, we 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, when eligible, of the described land to the City, 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 our successors in interest and shall not cease upon the death of either or all of us.

As a further covenant to run with the land, We agree that in the event a counter-petitioner to the proposed annexation of the land herein described may be ignored as of no force and effect by the City under its annexation requirements.

IN WITNESS WHEREOF said owners have caused their names to be hereunto subscribed this 7<sup>TH</sup> day of April, A.D., 1976.

Robert P. Gerlofs  
Robert P. Gerlofs, Husband

Dee A. Brinegar  
Dee A. Brinegar, Husband

Sharon M. Gerlofs  
Sharon M. Gerlofs, Wife

Evelyn Patricia Brinegar  
Evelyn Patricia Brinegar, Wife

State of Colorado )  
County of Mesa ) ss

The foregoing instrument was acknowledged before me, this day of April, 1976 by Robert P. Gerlofs, Sharon M. Gerlofs, Dee A. Brinegar and Evelyn Patricia Brinegar in presence by hand and official seal:

STATE OF

Notary Public

My Commission expires: Aug 27, 1977

Fruitwood # 6