POA941ST

TYPE OF RECORD: POA

CATEGORY OF RECORD: PERMANENT

NAME OF AGENCY OR CONTRACTOR: CLEVENGER, BILLY R. & LINDA
DIANE

STREET ADDRESS/PARCEL NAME/SUBDIVISION: 908 N 1ST STREET

CITY DEPARTMENT: ADMINISTRATIVE SERVICES

YEAR: 1994

EXPIRATION DATE: PERMANENT

DESTRUCTION DATE: NONE

(FILE NAME 8 CHARACTERS)

TYPE OF RECORD: PERMANENT, ACTIVE NON PERMANENT, INACTIVE
NON PERMANENT

CATEGORY OF RECORD: CONTRACT/AGREEMENT, GRANT, LEASE, DEED,
EASEMENT, POA, REVOCABLE PERMIT, IMPROVEMENT GUARANTEE,
RIGHT-OF-WAY, BOND ISSUE

NAME OF AGENCY OR CONTRACTOR:

STREET ADDRESS/PARCEL NAME/SUBDIVISION:

CITY DEPARTMENT:

YEAR:

EXPIRATION DATE:

DESTRUCTION DATE:

CITY OF GRAND JUNCTION
POWER OF ATTORNEY FOR ALLEY IMPROVEMENT

OWNERS   ~~BILLY R. CLEVENGER AND LINDA DIANE CLEVENGER~~

ADDRESS OF PROPERTY 908 N.1st Street, Grand Junction, Co. 81501

TAX PARCEL #   2945-142-12-012

LEGAL DESCRIPTION OF PROPERTY: * Lots 23 & 24, Block 12, City of Grand Junction

DESCRIPTION OF ALLEY: East-West Alley in Block 12, City of Grand Junction

BE IT KNOWN THAT:

I, (WE), <u>Billy R. & Linda Diane Clevenger</u> 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 alley(s) 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 an alley improvement district, or equivalent legal mechanism, is formed for that certain alley described above. The estimated cost to the owners, or their heirs, successors and assigns, in 1994 dollars is $ <u>1,125.00</u> The actual cost which I 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 alley(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 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 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 ____ day of __Sept._____, 19__94__.
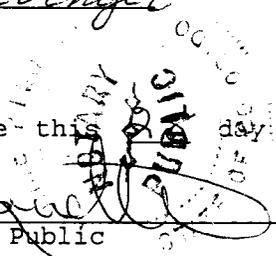
Billy R. Clevenger

Linda Diane Clevenger

STATE OF COLORADO
COUNTY OF MESA

The foregoing instrument was subscribed and sworn to before me this ____ day of __Sept._____, 19__94__.

My commission expires __11-1-97__.   _Yvonne _____
                                          Notary Public

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