CVB98G5R

TYPE OF RECORD: PERMANENT

CATEGORY OF RECORD: POWER OF ATTORNEY

NAME OF AGENCY OR CONTRACTOR: CALVIN BILGER AND VELMA BILGER

STREET ADDRESS/PARCEL NAME/SUBDIVISION/PROJECT: UTILITY CONNECTION AND ANNEXATION AGREEMENT AND DECLARATION OF COVENANTS PARCEL NO. 2701-344-00-034 2551 G 1/2 ROAD

CITY DEPARTMENT:

COMMUNITY DEVELOPMENT

YEAR:

1998

EXPIRATION DATE:

NONE

DESTRUCTION DATE: NONE

3 PAGE DOCUMENT

Street Address:_		2551-		62	Rd
Parcel #	270		344	.00	 • 0 3 4

BOOK2457 PAGE641

1852761 06/26/98 0402PM Monika Tood Clakared Mesa County Co RecFee \$15.00 SurChg \$1.00

UTILITY CONNECTION AND ANNEXATION AGREEMENT AND DECLARATION OF COVENANTS

This Utili	ty Connection	and Annexation	on Agreement an	d Declaration of C	ovenants is made
			r and Velma		, of the
County of	f Mesa, State	of Colorado, h	erein called 'decl	arant' or 'owner,'	and the CITY OF
GRAND	JUNCTION,	COLORADO,	in Mesa County,	State of Colorado	, herein called 'City."

WITNESSETH:

- 1. Owner hereby covenants that (s)he is the Owner in fee of the following described real property located in Mesa County, Colorado: [attach the legal as Exhibit "A"]
- 2. In consideration for and as a condition precedent to being allowed to connect to the Persigo Regional Sewer System and to receive sewer service for the above described property, said Owner hereby covenants, agrees and declares that the following terms, covenants, conditions, restrictions, and obligations shall be deemed to run with the land described in paragraph 1 above, and shall be binding and accrue to the Declarant, Declarant's heirs, successors and assigns and any person acquiring or holding an interest in said property, their grantees, successors, heirs, executors, administrators or assigns, for the benefit of the City and said property.
 - a. Sewer service from the City of Grand Junction or the Persigo Regional Sewer System shall be subject to all terms and conditions as provided by the ordinances and regulations of the City as such may exist from time to time.
 - b. The owner and applicant agree to annex (and to execute a petition for annexation of the property served) to the City upon request at any time that such property is eligible for annexation. Further, each such owner and/or applicant agrees to forthwith execute and deliver to the City subsequent petition(s) for annexation at any time upon request of the City. This agreement shall be binding upon and shall run with the land for which service is provided.
 - c. As a condition precedent to the supplying of such sewer services, the undersigned consumer who is the owner in fee of the real property so supplied as described above, hereby agrees and covenants to apply for and consent to the annexation of the area described above to the City of Grand Junction at such date as the area described above or any portion thereof becomes eligible for annexation, as determined solely by the City. The undersigned hereby irrevocably appoints the Grand Junction City Clerk as his lawful attorney-in-fact for the purpose of executing a petition for annexation or petition for

annexation election with respect to the property described above. The undersigned further agrees to fully cooperate in annexation efforts and to sign no annexation petition or petition for annexation election which has the effect or is intended to hinder any annexation and to take no actions to hinder, delay, or avoid annexation of the property described above. The City shall be entitled to recover all costs, including reasonable attorney's fees, which it incurs in enforcing this annexation agreement on account of any breach of this agreement by the undersigned, his or her heirs, successors, or assigns,

IN WITNESS THEREOF, Owner has executed this Agreement as of the date above first written.

	Calu L. BG
	Signature of Declarant(s)/Owner (s)
	(Print Name (s))
	Jui 12, 1998
	Date of Signature (s)
STATE OF COLORADO)	Some the English to the Control of t
COUNTY OF MESA) ss.	1070 MG
The foregoing was acknowledged before m	the this 12th day of June, 1998, by
Witness my hand and official seal.	
My commission expires:	Notary
(SEAL)	837 Logan St., Palisade CD 81506 Address
APPROVED by the City of Grand Junction	

EXHIBIT A ANNEXATION PETITION

Legal Description of the territory to be annexed.

(TO BE ATTACHED)

Beg at NW Cor. of the SE 4 of

Sec 34 Twnshp I N Range I W. of

the Ute Merdian, thence IV. 89°52' E

along the IV. Line of the S. E. 4 292'

thence S. 46°02' West 389.90'

thence W 11.2", thence IV. 0°02' W. 300'

To Point of beg.

Mesa County, Colorado

2551 G 2 Rd.

Bilger Res.

RECORDER NOTE: POOR QUALITY DOCUMENT PROVIDED FOR REPRODUCTION