## FAZ8925R

TYPE OF RECORD: PERMANENT

CATEGORY OF RECORD: POWER OF ATTORNEY

NAME OF AGENCY OR CONTRACTOR: COSMO P. FAZIO AND MARJORIE A. FAZIO

STREET ADDRESS/PARCEL NAME/SUBDIVISION/PROJECT: 669 - 25 ROAD, PARCEL NO. 2945-041-00-126, SEC 4 1S 1W

CITY DEPARTMENT: COMMUNITY DEVELOPMENT

YEAR: 1989

EXPIRATION DATE:

DESTRUCTION DATE:

## POWER OF ATTORNEY AND SEVERAGE SERVICE AGREEMENT

Cosmo FA210 MARJURIE WE, (I), Cosmo F + MARjorie A FA210 owner(s) of the real property situate in Mesa County, Colorado, 4 and described as: 294504100/26 BEG155.33FTS OFNE SEANEY SECHISIA N 890E656' W 660, 34 FTS 199.0 FT 5 89DE656'E 660.34 FT NISSOFT TO BEGEXE E SOFT FOR ROAD R.O.W.

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 dechority shall be a covenant running with the land, shall be **/5//702** binding upon successors in interest and shall not cease upon my death (the death of either or both of us). E. SAWYER, CLKAREC MESA COUNTY CO

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 lion against the property opforceable by 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  $\underline{3}$  day of  $\underline{March}$ , 19.89.

FALIA M40 an FAZ10 4 Rjogie

669-25 Pd.

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STATE OF COLORADO ss:

COUNTY OF MESA

OF COLORY

F3/4 \$25

The foregoing instrument was acknowledged before me this \_\_\_\_\_\_ day of \_\_\_\_\_\_\_ Match\_\_\_\_, 1989 \_\_\_\_\_ by <u>Cosmo P. Fazio</u>\_\_\_\_\_\_ Marjorie A Fazia

WITNESS my hand and official seal: UBLIC O

heresa - Marines Notary Public

My Commission expires: 6-3-92