

NUT8823R

TYPE OF RECORD: PERMANENT

CATEGORY OF RECORD: POWER OF ATTORNEY

NAME OF AGENCY OR CONTRACTOR: IRWIN H. NUTTING AND BARBARA
E. NUTTING

STREET ADDRESS/PARCEL NAME/SUBDIVISION/PROJECT: 537 - 23
ROAD, 2945-074-22-019, LOT 19 BLOCK 6 BLUFFS WEST #3

CITY DEPARTMENT: COMMUNITY DEVELOPMENT

YEAR: 1988

EXPIRATION DATE:

DESTRUCTION DATE:

RECORDS

1503254

01:58 PM

DEC 09 1988 E.SAWYER, CLK & REC MESA CTY, CO

POWER OF ATTORNEY AND
SEWERPAGE SERVICE AGREEMENT

WE, (I), BARBARA E NUTTING & IRWIN H NUTTING
owner(s) of the real property situate in Mesa County, Colorado,
and described as: 537 23 RD LOT 19 BLOCK 6 Bluffs West #3
2945 074 22 019 BOOK 1721 PAGE 990

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 authority shall be a covenant running with the land, shall be binding upon successors in interest and shall not cease upon my death (the death of either or both of us).

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 lien against the property enforceable by appropriate action.

IN WITNESS WHEREOF, we (I) have hereunto set our (my) hand(s) and seal(s) this 30 day of November, 1988.

Irwin H Nutting
Barbara E. Nutting

STATE OF COLORADO)
) ss:
COUNTY OF MESA)

The foregoing instrument was acknowledged before me this 30 day of November, 1988 by Irwin H. Nutting and Barbara E. Nutting.

WITNESS my hand and official seal:

Theresa J. Martinez
Notary Public
My Commission expires: 6-13-91

