

RKP97FER

TYPE OF RECORD: PERMANENT

CATEGORY OF RECORD: POWER OF ATTORNEY

NAME OF AGENCY OR CONTRACTOR: R. KENTON PAGE

STREET ADDRESS/PARCEL NAME/SUBDIVISION: 2076 FERREE,
PARCEL NO. 2947-154-00-127

CITY DEPARTMENT: COMMUNITY DEVELOPMENT

YEAR: 1997

EXPIRATION DATE: NONE

DESTRUCTION DATE: NONE

Street Address: 2076 Ferris
GS CO 81503

BOOK 24 15 PAGE 351

Parcel # 294715400127

1836416 03/12/98 0213PM
MONIKA TODD CLK&REC MESA COUNTY CO
REC FEE \$15.00 SURCHG \$1.00

**UTILITY CONNECTION AND ANNEXATION AGREEMENT
AND DECLARATION OF COVENANTS**

This Utility Connection and Annexation Agreement and Declaration of Covenants is made between R. Kenton Page, of the County of Mesa, State of Colorado, herein called 'declarant' 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 City Water System and to receive water 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. Water service from the City of Grand Junction or the City Water 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 water 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.

R Kenton Page
Signature of Declarant/Owner

R KENTON PAGE
(Print Name)

8/20/97
Date of Signature

STATE OF COLORADO)
) ss.
COUNTY OF MESA)

The foregoing was acknowledged before me this 20th day of Aug., 1997 by
R Kenton Page

Witness my hand and official seal.

My Commission expires:

My commission expires: April 21, 2001

(SEAL)



Grace Hendricks
Notary

250 N. 5th, GS 0081501
Address

APPROV _____ of Grand Junction

By [Signature]

Text:

EXHIBIT A

REAL PROPERTY-MAIN

2d=Owner Hist 3d=Ass Spec 4d=Abstract 5d=Mob Home 6d add'l owner #s=Add'l

Parcel Number	2947-154-00-127	Yr	1995	Ty	C	0	Serial	82577863
Change Type	OJ	OWNER CHNG		Bill Num		984109	A/R Cust	46111
Owner Name: Last	TYNES							
First	JOHN							
Mid	V							

Legal Desc

Com View: T)op E)xit

Joi BEG S 2DEG36' W 572.4FT & S 310FT FR NE COR NW4SE4 SEC 15 11S 101W N

Loc 86DEG44' W 355FT S 64DEG04' W 490FT S 25 DEG55' W 527.8FT S 32DEG15' E
 145FT S 25DEG55' E 459.2 FT S 45DEG34' E 710.3FT S 77DEG03' E 155FT N
 1774FT TO BEG & BEG SE COR LOT 19 ELLIE HTS SUB ALG CV TO LEFT CH BEARS N
 34DEG17'19SEC E 155.63FT N 32DEG10' W 65.8 FT ALG CV TO RIGHT CH BEARS S

Mai 30DEG22'44SEC W 170.86FT S 42DEG28' E 50FT TO BEG EXC BEG N 89DEG30' W
 1222.54 FT & N ODEG04' W 30.24FT FR SE COR SD SEC 15 N ODEG04' W 664.86FT
 S 89DEG56' W 187.22FT ALG CV TO RIGHT CH BEARS S 23DEG44' W 274.12FT ALG
 CV TO RIGHT CH BEARS S 3DEG01'30SEC E 209.64FT S 36DEG25' W 76.1FT ALG CV

Tax