SEL97ROS

TYPE OF RECORD: PERMANENT

CATEGORY OF RECORD: POWER OF ATTORNEY

NAME OF AGENCY OR CONTRACTOR: CORNELIUS C. SELLE AND BERNICE F. SELLE AND F. MARJORIE McCORMICK AND AUGUST WILLIAM SELLE

STREET ADDRESS/PARCEL NAME/SUBDIVISION/PROJECT: 356 ROSEVALE ROAD 2945-221-00-10214

CITY DEPARTMENT: COMMUNITY DEVELOPMENT

YEAR: 1997

EXPIRATION DATE: NONE

DESTRUCTION DATE: NONE

Street Address: 35% Reservale Rol Ana of JCX CO 81503 Parcel # 2945 221-00-10214

Book2310 Page508

1792239 1149AM 03/21/97 Monika Todd Clk&Rec Mesa County Co

## UTILITY CONNECTION AND ANNEXATION AGREEMENT AND DECLARATION OF COVENANTS

This Utility Connection and Annexation Agreement and Declaration of Covenants is made between from 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 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

RUSEVALE EXTENSION

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.

Carling Cl. Co	Dugust William Selle					
	Signature of Declarant(s)/Owner (s) Cornelius C. Selle					
- 0 d a	Bernice F. Selle					
Bernice F. Sellel	August William Seile & F. Marjorie					
Bernice F. Selles I Marjarie M. G. Carmick	(Print Name (s)) McCormick					
<u></u>	3-12-97					
	Date of Signature (s)					
STATE OF COLORADO )						
) ss.						
COUNTY OF MESA )						
The foregoing was acknowledged before me Cornelius C. Selle, Bernice F. Selle, Augus Witness my hand and official seal.  My Chinission expires: 6-13-99	ethis 12 day of March 1997, by st William Seele and F. Marjorie McCormick  Seele and F. Marjorie McCormick  Notary  250 N. 5th St., Grand Junction CO 81501					
APPROVED by the City of Grand Junction	Address					

By Octubration

EXHIBIT A

Legal Description of the territory to be annexed.

1141687/00								15	24:
Land Improve		780 5,040	66.16 427.46		1996				
William Provide		<b>6</b> , 6, 7	Table		2945-221-	00-223		é <b>5</b> 10	775
REG 245FT S 110FT S TO B			R LOT 18 RUS T S OF NW CO						
BEG									
Colo. River		. 343	2.00						
GJ Rural FD		7.576	44.21						
Sch Dst 51 Mesa County		39.494 21.754	229.86 126.61						
Library SU51 Bonds		2.730 6.620	15.89 38.53						
Red Mosq Ct Social Svcs		2.290 3.985	13.33 23.19						
OUCIAI DVCS		J. 700	2.4.1						
				Total	Millage		84.812		
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	İ								
RETAIN THIS NOTICE FO	R YOUR RECORD	S. IF TAXES ARE ESC	ROWED, YOUR MORTGA	GE COMPAI	NY WILL BE NOTIF	TED.	·		
0356 00 RDS	SEVALE RI	)					TOTAL	493	.62

BERNICE F C/O F MCCORMICK ETAUL you have sold this property, please forward this

statement to the new owner or return to this office

GHAND JUNCTION CO 81503-1765 marked "property sold."

356 ROSEVALE RD

**Mesa County Treasurer** 

\*\* MARKET VALUE ON WHICH ASSESSED VALUE IS BASED \*\* Land

TAX NOTICE 7,500 Improve 48,640 POST DATED CHECKS OR PARTIAL PAYMENTS ARE NOT ACCEPTED. Please see reverse side of this form for additional information.