

RECORD OF PROCEEDINGS

100 LEAVES

MINUTES OF MEETING OF THE BOARD OF DIRECTORS OF THE PUEBLO CONSERVANCY DISTRICT

December 27, 1956

A Meeting of the Board of Directors of the Pueblo Conservancy District was held at the office of the District, 113 East Fifth Street, Pueblo, Colorado, at 9:00 o'clock A.M., December 27, 1956.

Directors Present: John M. Holmes, W. T. Mathis, Frank Pryor
Engineer Present: S. F. Elliot

The Minutes of the Meeting of December 6, 1956, were read and approved.

The following Vouchers were read and approved:

12788	Pueblo Gas & Fuel Co.	7.75
12789	Herman Klipfel, Postmaster	3.00
12790	John M. Holmes	10.00
12791	W. T. Mathis	10.00
12792	Frank Pryor	10.00
12793	S. F. Elliot	10.00

At the Director's meeting of September 6, 1956, Holmes was authorized to negotiate with Attorney Preston of the Denver and Rio Grande Western Railroad Company regarding granting a Quit Claim Deed on a certain tract of land, having an area of approximately .36 acres. Because of the location of this fraction of an acre, it is assumed that it had been the intention of the Directors of the District to include this fractional acre in the original Deed transferring the land to the Denver and Rio Grande Western Railroad Company which was to be used for freight yards. It is now believed that this fraction of an acre was unintentionally omitted and that it is therefore proper for the District to execute a Quit Claim Deed on the parcel of land in question, to the Denver and Rio Grande Western Railroad Company.

The Denver and Rio Grande Western Railroad Company have submitted a Quit Claim Deed for the conveyance of this land from the District to the Denver and Rio Grande Western Railroad Company. Accompanying this Deed, the Denver and Rio Grande Western Railroad Company have submitted a map showing the location of the land. S. F. Elliot, Engineer for the District, has checked the description as shown in the Deed and found it correct. Copy of the signed Quit Claim Deed with Map attached, is attached hereto and made a part hereof.

The papers covering the Agreement to be made between the State Highway Commission of Colorado, The Denver and Rio Grande Western Railroad Company, Atchison, Topeka and Santa Fe Railroad Company and the Pueblo Conservancy District, which papers had been sent to our Attorney, Charles M. Rose, for his review and comments were returned to the District by Rose with a suggested addenda to the contract. Said papers and addenda were reviewed by the Directors of the District on this date and the following Resolution was introduced by Mathis, who moved its adoption, the motion was seconded by Pryor and unanimously carried.

QUITCLAIM DEED

THIS DEED, Made this 4th day of JANUARY, 1957,
between THE PUEBLO CONSERVANCY DISTRICT, a public corporation duly organized
and existing under the laws of the State of Colorado, Grantor, and THE DENVER
AND RIO GRANDE WESTERN RAILROAD COMPANY, a Delaware corporation, Grantee:

1100.00
WITNESSETH, That the said Grantor, for and in consideration of the
sum of ~~ONE DOLLAR~~ (\$1.00) and other good and valuable considerations, to the
said Grantor in hand paid by the said Grantee, the receipt whereof is hereby
confessed and acknowledged, has remise, released, sold, conveyed, and QUIT-
CLAIMED, and by these presents does remise, release, sell, convey, and QUITCLAIM
unto the said Grantee, its successors and assigns forever, all the right, title,
interest, claim, and demand which the said Grantor has in and to the following
described tract or parcel of land situate, lying, and being in the County of
Pueblo and State of Colorado, to-wit:

An irregular tract or parcel of land at Pueblo, Pueblo
County, State of Colorado, lying within the southwest
quarter of the southeast quarter of Section 26, Township
20 South, Range 65 West, Sixth Principal Meridian, more
particularly described as follows:

Commencing at the southeast corner of said Section 26;
thence west along the south line of said Section 26 a
distance of 889.539 feet to a point in the northeasterly
property line of The Denver and Rio Grande Western Rail-
road Company, said point being 10 feet northeasterly at
right angles from the centerline of said Railroad Company's
westbound main track; thence North 55 degrees 44 minutes
20 seconds West along said property line and parallel with
said main track 1078.50 feet to the point of beginning;
thence continuing North 55 degrees 44 minutes 20 seconds
West about 690 feet; thence southeasterly on curve to left
having a radius of about 546.44 feet a distance of about
176 feet to a point in said Railroad Company's northeasterly
property line, last said point being 10 feet northeasterly
at right angles from the centerline of said westbound main
track; thence South 62 degrees 53 minutes 30 seconds East
parallel with said westbound main track about 285 feet;
thence southeasterly on curve to right having a radius of
1920.08 feet a distance of 239.673 feet to the point of be-
ginning, containing 0.36 acre, more or less.

TO HAVE AND TO HOLD the same, together with all and singular the ap-
purtenances and privileges thereunto belonging, or in anywise thereunto apper-
taining, and all the estate, right, title, interest, and claim whatsoever of
the said Grantor, either in law or equity, to the only proper use, benefit, and
behooof of the said Grantee, its successors and assigns forever.

IN WITNESS WHEREOF, the said Grantor has caused its corporate name to be hereunto subscribed, and its corporate seal to be hereunto affixed, by its officers thereunto duly authorized, the day and year first above written.

THE PUEBLO CONSERVANCY DISTRICT

By John M. Holmes (Sgd)
President

Attest:

Albert W. [Signature]
Secretary

STATE OF COLORADO :
 : ss.
COUNTY OF PUEBLO :

The foregoing instrument was acknowledged before me this _____ day
of _____, 195____, by _____ as
President and _____ as Secretary
of The Pueblo Conservancy District, a public corporation duly organized and
existing under the laws of the State of Colorado.

My notarial commission expires _____

Witness my hand and official seal.

Notary Public

RESOLUTION

BE IT RESOLVED, By the Board of Directors of the Pueblo Conservancy District, that the profile plan of under-structure of project US 0016 (12) W. 4th Street Bridge, Pueblo, and marked "district copy" is hereby approved, subject to the provisions of the contract and addenda thereto, by the District and the Department of Highways with reference to said project; and John M. Holmes as President of the District is hereby authorized to sign and execute said contract for and in behalf of the Pueblo Conservancy District.

When said contract, signed by all of the required parties is returned to the District, the same is to be placed in files of the District as a permanent record.

Mathis moved and Pryor seconded a motion which was unanimously carried, authorizing Holmes to enter into an agreement with John O. Hall (Former City Manager) to remove sand from the bed of the Arkansas River near Woodcroft Hospital to use to fill low ground west of Woodcroft Hospital and north of Abriendo Avenue.

Pryor moved and Mathis seconded a motion, which was unanimously carried to permit Walter Johnson (Walt's Radio and TV) owner of the property adjacent to property owned by the District east of Union Avenue viaduct and south of the river, to change at his (Johnson's) expense location of existing fence to permit roadway from Union Avenue across property owned by the District. The driveway will be adjacent to building owned by Johnson and is not to exceed twenty feet in width. Driveway is to be black topped at expense of Johnson.

There being no further business, the meeting adjourned.

Ellen Thomas
Secretary

Read and Approved:

J.M. Holmes
W. Mathis
Frank Pryor