MINUTES OF A SPECIAL MEETING OF THE BOARD OF DIRECTORS

OF THE PUEBLO CONSERVANCY DISTRICT

April 8, 1947

A special meeting of the Board of Directors of The Pueblo Conservancy District was held at the office of the District, 113 West Fifth Street, at 7:30 P. M. o'clock on April 8, 1947.

Directors Present: John M. Holmes, W. T. Mathis and Frank Pryor.

The minutes of the meeting of January 22, 1947, were read and approved.

Upon motion of Mr. Pryor, the sale of Certificates listed below was approved because they were sold in a manner believed to be in the best interest of the District and the property holder.

Receipt Pages 226 -- 259 inclusive

Certs Nos. 70965; 75347; 78102; 90615; 87902; 85611; 88278; 91040; 93022; 94840; 96473; 97758; 98902; 100108	60.53	A. N. Carroll
87879	8.23	John Tomsick
96179	4.84	Willie A. Jorman
101139	6.29	Colmex, Inc.
59802; 61587; 64737; 70821	19.98	Arthur Baros
92808; 94630	174.48	Rose E. Holloran
101018	182.76	Mary C. Calantino
90918	25.00	Onorio Izzi-Rocco
101130	40.20	D. C. Bryan
101175	13.06	Pueblo Lumber Co.
97677; 98824; 100056; 101107	612.13	Harry Stein
56244; 59763; 61547; 64675; 70717; 75026; 77802; 90436; 83180; 85361; 88006; 92751; 94584; 96229; 97508; 98646; 99900; 100981	86.26	Joe G. Ayela
101034	17.06	EFG Eng. Works Inc.
101157	63.13	Victor & Edith Plutt
101009	133.29	Pepper Furniture Inc.
101200	71.48	Pepper Furniture Inc.
98709; 99960; 101023	60.29	J. J. Andrews Coal Co.
75174; 77932; 90499; 87778; 85454	26.37	Arthur Baros
98878	18.81	Theresa E. Simonich
96590; 96591; 97740; 97741; 100101; 97745; 100102	66.47	Nick & Russell Spicola
90918	25.00	Onorio Izzi-Rocco
75134; 77894; 90474; 87753; 85423; 88069; 90832; 92820; 94642; 96286; 97564; 98704; 99956; 101020	575.88	Irene A. Kelly
78003; 90557; 87848; 85534; 88177; 90941; 92932; 94749; 96390; 97661; 98811;	3,501.67	Pueblo Goodwill Ind.
96180	4.60	Willie A. Jorman
61577; 64726; 70804; 75145	90.47	J. J. & Helen M. Andrews
96182; 96191	8.47	Willie A. Jorman

70974; 75358; 78114; 90622; 87908; 85619; 88286; 91047; 93030; 94845; 96480; 98906; 100114; 101177	8,153.86	School District No. 60
75359; 78115; 90623; 87909; 85620; 88287; 91048; 93031; 94846; 96481; 97763; 98907; 100115; 101178	121.15	School District No. 60
75360; 78116; 90624; 87910; 85621; 88288; 91049; 93032; 94847; 96482; 97764; 98908; 100116; 101179	14.00	School District No. 60
70811; 75156; 77914; 90489; 87769; 85441; 88088; 90852; 92841; 94657; 96300; 98717; 99970; 101029	14.00	School District No. 60
90994	11.11	Frank & Bessie Babnick
90946; 92937; 94754; 96395; 97665; 98815; 100048; 101100	651.79	Andrew Halberg, Jr.
85579	7.26	John Tomsick
2468; 56335; 58175; 59874; 61678; 64866	48.12	Jessie R/ Yeargain

The following vouchers were read and approved:

11054	J. E. Creel, County Treasurer	7.00
11055	S. T. Jones Jr. Agency	5.00
11056	J. E. Creel, County Treasurer	1.00
11057	Charles M. Rose	300.00
11058	Charles M. Rose (Jan.)	100.00
11059	Elbert D. Greene (Jan.)	194.30
11060	Collector Internal Revenue	30.70
11061	Mt. St. Tel & Tel Co.	1.76
11062	J. E. Creel, County Treasurer	3.95
11063	State Compensation Insurance Fund	1.00
11064	J. E. Creel, County Treasurer	356.72
11065	" "	.50
11066	" "	.50
11067	" "	11.75
11068	" "	2.45
11069	Charles M. Rose (Feb.)	100.00
11070	Petty Cash - Registration Fees	2.34
11071	Elbert D. Greene (Feb.)	194.30
11072	Collector Internal Revenue	30.70
11073	Mt. St. Tel & Tel Co.	1.76
11074	J. E. Creel, County Treasurer	1.80
11075	" "	2.50
11076	" "	7.35
11077	Blackburn Engineering Co.	32.20
11078	J. E. Creel, County Treasurer	13.55
11079	O'Brien Printing & Stationery Co.	1.30
11080	J. E. Creel, County Treasurer	3.40
11081	" "	28.70
11082	" "	1,462.84
11083	" "	112.70
11084	" "	.50
11085	" "	23.02
11086	" "	4.80
11087	Charles M. Rose (Mar.)	100.00
11088	Petty Cash - Registration Fees	2.11
11089	Mt. St. Tel & Tel Co.	1.76
11090	Elbert D. Greene (Mar.)	194.30
11091	Collector Internal Revenue	30.70
11092	J. E. Creel, County Treasurer	5.00
11093	John M. Holmes	10.00
11094	W. T. Mathis	10.00
11095	Frank Pryor	10.00

The Secretary reported that on February 13, 1947, the President of the District signed a Petition requesting the Court to adjust the taxes on the improvements only which were originally assessed, File 453, to the Spanish Peaks Coal and Grain Co. The property is now owned by the Pueblo Coal and Supply Co. On February 13th, Judge Leddy signed the Court Order authorizing the adjustment. A copy of the petition and Court Order are attached hereto.

Mr. Mathis moved that the action of the President in petitioning the Court for this adjustment be approved. Mr. Pryor seconded the motion which was unanimously voted.

The Secretary reported that on March 25, 1947, the President of the District signed a Petition requesting the Court to adjust the taxes on property which had recently been purchased by School District No. 60 from Pueblo County. On March 25, 1947, Judge Leddy signed the Court Order authorizing this adjustment. A copy of the Petition and Court Order are attached hereto.

Mr. Mathis moved that the action of the President in petitioning the Court for this adjustment be approved. Mr. Pryor seconded the motion which was unanimously voted.

The Secretary reported that on February 11, 1947, he received from The J. K. Mullen Investment Company - 4 (four) - $1000 registered Bonds of the District, the Bonds being 5% Bonds of the Series of 1949. The Bonds are Nos. 51 to 54 inclusive. In accordance with the instructions from the J. K. Mullen Company, these Bonds were reregistered in the name of Eleanore M. Weckbaugh.

The Secretary also reported that on March 18, 1947, he received from the brokerage firm of Peters' Writer & Christensen, Inc., 20 (Twenty) - $1000 registered Bonds of the District which were registered in the name of The J. K. Mullen Investment Company, the Bonds being 5% Bonds of the Series of 1949. The Bonds are Nos. 55 to 64 Inc., - 78 to 83 Inc., - and 86 to 89 Inc. In accordance with the instructions from Peters' Writer & Christensen, Inc., these Bonds were reregistered in the name of The First National Bank of Englewood, Englewood, Colorado.

Mr. Pryor moved that the Secretary's action in registering these Bonds be approved. Mr. Mathis seconded the motion and it was unanimously carried.

S. F. Elliot had been asked to attend this meeting for the purpose of presenting his ideas as to how the repairs should be made to the levee at the South end of the Union Avenue viaduct. Mr. Elliot submitted a blue print he had prepared and stated his opinion as to what should be done.

STATE OF COLORADO)
) SS
COUNTY OF PUEBLO)

IN THE DISTRICT COURT
No. 17664

IN THE MATTER OF THE)
PUEBLO CONSERVANCY DISTRICT)

PETITION FOR ADJUSTMENT
OF DISPUTED ASSESSMENTS.

Comes now the Pueblo Conservancy District and shows to the Court in the premises:

1. That heretofore by judgment of this Court, as shown by Conservancy District File No. 453 herein, assessment was made against the improvements (separate and apart from land) as shown in said file, and the owner of said improvements at the time of said assessments was the Spanish Peaks Coal and Grain Company.

2. That the amount assessed, as aforesaid, was the aggregate sum of $690; that no payment of said assessments has been made except for the installment due in 1947, in the amount of $25.48.

3. That by inadvertence and mistake of the collecting authorities, no sale has ever been made as provided by law, and no certificates have been issued.

4. That in 1933, the Pueblo Coal and Supply Company became the owners of said improvements; that in the interim and subsequently, the value and character of said original improvements have greatly depreciated or been destroyed; and that the value of the improvements in their place and stead consists of new construction in which the old improvements have been incorporated in whole or in part; and that

Copy of this petition & Court order and Co. Treas receipt for taxes for years 1938 & 1946 inc mailed to Pueblo Coal & Supply 3/31/47

present owners purchased said property without notice of claim of the Pueblo Conservancy District, and upon being apprised thereof, paid their assessment for the year 1947 as above set forth.

5. That because of the irregularity of the proceedings as aforesaid, and expenses of special action to correct the same, and dispute as to the character of the property upon which said liens should be impressed, and the value to be ascertained as to the security, a dispute has arisen between the owners and the Pueblo Conservancy District which has been compromised as follows, subject to the approval of this Court:

(a) All delinquent assessments shall be discharged of record without issue of certificate of purchase.

(b) All delinquent assessments prior to 1933 shall be discharged without consideration.

(c) All assessments for the years 1933 to 1946, inclusive, shall be so discharged in consideration of the face value thereof, to-wit, $358.72.

(d) The assessments for the years 1947 and subsequent thereto shall be confirmed and approved, as applicable, to existing improvements on said land, owned by the Pueblo Coal and Supply Company.

6. Your petitioner further shows in the premises: That a complete investigation of the above facts has been made; that the adjustment as above set forth is fair to the Conservancy District and to the parties involved; that considering the premises, no greater sum could be realized by other act of petitioner; and that it is for the best interests of the District that said adjustment be approved by the Court and effected by the District; and that the

adjustment for the amounts aforesaid will not prejudice the security of any bonds that have or may hereafter be issued by the Pueblo Conservancy District.

WHEREFORE, petitioner prays that an order be entered approving said adjustment, and that items of delinquency aforesaid be treated as a sale of certificates of purchase without the necessity of having certificates issued; and that upon payment of the sums aforesaid by the Pueblo Coal and Supply Company, the County Treasurer be authorized and directed to cause the Conservancy Appraisal Record in his hands for collection to be amended to show all installments of assessments on said property prior to 1948 fully discharged and paid; and that assessments for the year 1948 and subsequent thereto, be confirmed as against all improvements on said property owned by the Pueblo Coal and Supply Company.

(Sgd.) Chas. M. Rose
Attorney for
THE PUEBLO CONSERVANCY DISTRICT.

STATE OF COLORADO)
) SS
COUNTY OF PUEBLO)

JOHN M. HOLMES, being first duly sworn upon oath, deposes and says:

That he is the President of the Pueblo Conservancy District; that he has read the foregoing petition and knows the contents thereof, and that the facts stated therein are true, according to the best of his knowledge, information and belief.

(Sgd) John M Helmes

Subscribed and sworn to ~~before~~ me this 13 day of Feb A.D. 1947.

My commission expires: (Sgd) Barbara Greene

Notary Public.

STATE OF COLORADO COUNTY OF PUEBLO	} SS	IN THE DISTRICT COURT No.
IN THE MATTER OF THE PUEBLO CONSERVANCY DISTRICT	}	ORDER FOR ADJUSTMENT OF DISPUTED ASSESSMENTS.

This matter coming on to be heard this 13th day of Feb. A.D. 1947, upon the petition of the Pueblo Conservancy District for an order for adjustment of disputed assessments with respect to property described in File No. 453 in the above entitled matter; and the Court having examined the files and records herein and heard the evidence, and being now fully advised in the premises, doth find, adjudge and order as follows:

1. The Court doth find and adjudge that the matters and things set forth in said petition are true, and the prayer thereof should be granted accordingly.

2. That the separate assessment in the aggregate sum of $680 made upon improvements separate and apart from land as described in said File No. 453, be and the same is hereby discharged and satisfied as to all installments thereof up to and including the year 1946, upon payment to the Pueblo Conservancy District of the sum of $356.72.

3. That all annual assessments subsequent to the year 1946 (of which the installment for 1947 has been paid) be and the same is hereby made applicable to the improvements on said land belonging to the successors of the Spanish Peaks Coal and Grain Company, the original owner of the improvements assessed.

Spanish Peaks

4. That the Conservancy District Appraisal Record in the hands of the County Treasurer for collection of assessments is hereby ordered amended accordingly.

Done in open Court, on the day and year above written.

By the Court.

(Sgd) Harry Leddy
Judge.

The Blackburn Engineering Co., had previously been asked for what fixed fee it would undertake the work. The Blackburn firm quoted a fee of $1500.00. There followed considerable discussion as to whether it would be better to accept the Blackburn figure or (1) to have plans and specifications prepared, and advertise for bids for the complete job on a contract basis or (2) ask for bids on the fixed fee item only.

It was the opinion of all of the Directors that letting the job by contract after advertising for bids would cost more than doing it on a fixed fee basis and furthermore, the time involved in preparing plans and specifications and advertising for bids would make it necessary to delay making the repairs until the Fall of the year when the danger of heavy rains was over.

Asking for bids on the fixed fee item only was considered but was rejected in view of the fact that Blackburn said he was ready to start the work at once and would make every effort to finish before that time of year when normally cloudbursts may occur.

Mr. Pryor moved and Mr. Mathis seconded the motion that Blackburn be authorized to proceed for a fee of $1500. The motion was unanimously carried.

There being no further business, the meeting adjourned.

Elliott Stewart
Secretary

Read and approved:

J. M. Holmes

N J Mathis

THE PUEBLO CONSERVANCY DISTRICT

BOARD OF DIRECTORS
JOHN M. HOLMES, CHAIRMAN
W. T. MATHIS
FRANK PRYOR, JR.

JOHN M. HOLMES, PRES'T.
WINIFRED CROSS, SEC'Y
R. C. THATCHER, TREAS.

PUEBLO, COLORADO

February 20, 1947

Peters, Writer & Christensen, Inc.,
601-6 U. S. National Bank Building,
Denver 2, Colorado.

Gentlemen: Attention Mr. E. M. Challstrom

We acknowledge receipt of your letter of February 19th in which you enclosed $20,000 - 5% Bonds issued by The Pueblo Conservancy District, Series 1949, Bonds Nos. 55/64, 78/83 and 86/89, inclusive, registered in the name of The J. K. Mullen Investment Company. We note from the enclosure that The First National Bank of Englewood, Colorado is now the owner of the bonds and that it is in order to cancel The J. K. Mullen Investment Company registration and show the bonds now registered in the name of The First National Bank of Englewood.

We wish to advise that Elbert D. Greene, Secretary-Treasurer, of The Pueblo Conservancy District, will be out of the City for about ten days, and that upon his return this matter will be given prompt attention.

In the meantime, these bonds have been deposited for safe keeping with The First National Bank of Pueblo. If The Englewood Bank wants to confirm the deposit of these bonds, we suggest they write to the First National Bank.

Very truly yours,

THE PUEBLO CONSERVANCY DISTRICT

By

BFG/lmg

Peters' Writer & Christensen, Inc.
601-6 U. S. National Bank Building,
Denver 2, Colorado

No. 3544

Treasurer
Pueblo Conservancy District
Pueblo, Colorado

2-19-47

X Transfer

$20,000 of your 5% Bonds dated 1-1-24, due 1-1-49, Nos. 55/64, 78/83, and 86/89 registered n/o The J. K. Mullen Investment Company. Please register these bonds n/o The First National Bank of Englewood, Englewood, Colorado.

Please acknowledge receipt of the above by signing and returning the attached form.

Yours very truly,

PETERS, WRITER & CHRISTENSEN, INC.

By E. M. Challstrom

THE PUEBLO CONSERVANCY DISTRICT

BOARD OF DIRECTORS
JOHN M. HOLMES, CHAIRMAN
W. T. MATHIS
FRANK PRYOR, JR.

JOHN M. HOLMES, PRES'T.
WINIFRED CROSS, SEC'Y
R. C. THATCHER, TREAS.

PUEBLO, COLORADO

March 18, 1947

Peters' Writer & Christensen, Inc.,
601-6 U. S. National Bank Building,
Denver 2, Colorado.

Gentlemen:

In accordance with your instructions of February 19, 1947, we have registered in the name of The First National Bank of Englewood Pueblo Conservancy District 5% Bonds No. 55 to 64, inc., No. 78 to 83, inc. and No. 86 to 89, inc., all due January 1, 1949. We enclose the bonds herewith and trust you find the reregistration in order.

We are sorry there was a delay in returning these bonds to you. The delay was due to the fact that the writer after spending a couple of weeks in a Denver hospital following an operation needed additional time at home to recuperate before returning to his office.

Very truly yours,

THE PUEBLO CONSERVANCY DISTRICT

By
Elbert D. Greene, Secy-Treas.

EDG/lmg

For Value Received, We

hereby sell, assign and transfer unto The First National Bank of Englewood

~~one~~ twenty bonds of the Pueblo Conservancy District

for One Thousand and No/100 each ($ 20000.00),

No. 55/64, 78/83, (Ser. 1949) 86/89 inc. herewith, standing in our name on the

books of said Pueblo Conservancy District and do hereby irrevocably constitute and appoint

attorney to transfer the said bond on the books

of the within named company, with full power of substitution in the premises.

Dated Feb. 11, 1947

THE A. K. MULLEN INVESTMENT COMPANY

By A. K. Mullen

Vice-President.

In Presence of

SIGNATURE GUARANTEED
The First National Bank of Denver, Colo.
By Roy Clarson Asst. Cashier
FEB 11 1947

I, J. Herman Hochbaugh, in my official capacity, HEREBY CERTIFY: That I am Assistant Secretary of The J. E. Mullen Investment Company, a corporation duly organized and existing under the laws of Colorado; that at a meeting of the Board of Directors of this corporation, duly and regularly convened and held on the sixth day of June, nineteen hundred and forty-six, at which a quorum for the transaction of business was present and acting throughout, the following resolution was duly and regularly adopted, and is still in full force and effect, and appears as follows in the minutes of the meeting:

"RESOLVED: That Mr. Waller C. Brinker, Vice-President, Mr. Frank L. Tettemer, Treasurer, or Mr. Bernard J. Soden, Secretary, of this corporation, be and any one of them hereby is authorized to sell, assign, transfer, and deliver any or all stocks, bonds, evidences of interest and/or indebtedness, rights and options to acquire the same and all other securities, corporate or otherwise, now or hereafter held by this corporation in its own right or in any fiduciary capacity, and to execute any and all instruments or endorsements necessary, proper or desirable for the purpose;

FURTHER RESOLVED: That this resolution shall be a continuing authority upon which any corporation or its transfer agent may rely until it shall acknowledge the filing with it of a duly certified copy of a resolution passed by the Board of Directors of this corporation revoking said authority;

FURTHER RESOLVED: That any of the above named officers is authorized to guarantee, in the name of this corporation, the signature or endorsement of any person or persons, corporation or partnership, appearing on any stock certificate, stock power, registered bond or bond power, warrants, rights to subscribe, or any similar evidence of debt or ownership."

I further certify that the foregoing resolution is not contrary to any provision in the charter or by-laws of this corporation, that Mr. Waller C. Brinker now is Vice-President of this corporation and that Mr. Frank L. Tettemer now is Treasurer of this corporation and that Mr. Bernard J. Soden now is Secretary of this corporation and I have been duly authorized to make this certificate on behalf of this corporation.

IN WITNESS WHEREOF, I hereunto set my hand and affix the corporate seal of this corporation on this sixth day of June, nineteen hundred and forty-six.

J. Herman Hochbaugh
Assistant Secretary

Peters Writer & Christensen, Inc.

601-6 U. S. National Bank Building
Denver 2, Colorado

Treasurer
Pueblo Conservancy District
Pueblo, Colorado

№ 3544

Date 2-19-47

We are enclosing herewith the following securities for ☐ collection ☒ transfer ☐ exchange as per instructions listed below. Please mail ☒ new securities ☐ remittance direct to us.

$20,000 of your 5% Bonds dated 1-1-24, due 1-1-49, Nos. 55/64, 78/83, and 86/89 registered n/o The J. K. Mullen Investment Company. Please register these bonds n/o The First National Bank of Englewood, Englewood, Colorado.

Please acknowledge receipt of the above by signing and returning the attached form.

Yours very truly,
Peters, Writer & Christensen, Inc.
By L M Challstrom

1

THE PUEBLO CONSERVANCY DISTRICT

BOARD OF DIRECTORS
JOHN M. HOLMES, CHAIRMAN
W. T. MATHIS
FRANK PRYOR, JR.

JOHN M. HOLMES, PRES'T.
WINIFRED CROSS, SEC'Y
R. C. THATCHER, TREAS.

PUEBLO, COLORADO

February 12, 1947

The J. K. Mullen Investment Company,
431 U. S. National Bank Bldg.,
Denver 2, Colorado.

Attention Mr. Waller C. Brinker

Dear Mr. Brinker:

We acknowledge receipt of your letter of February 11th asking us to re-register Pueblo Conservancy District Bonds Series 1949, Bonds Nos. 51 to 54, inclusive, which were enclosed with your letter.

In agreement with your instructions, we have re-registered the four bonds in the name of Eleanore M. Weckbaugh, 431 U. S. National Bank Building, Denver 2, and are enclosing them herewith for delivery to the new owner.

Very truly yours,

THE PUEBLO CONSERVANCY DISTRICT

By

Elbert D. Greene, Secy-Treas.

EDG/lmg

THE J. K. MULLEN INVESTMENT COMPANY
INVESTMENT BANKERS
431 U. S. NATIONAL BANK BLDG.
DENVER, COLORADO

February 11, 1947

Mr. Elbert D. Greene, Secy-Treas.
The Pueblo Conservancy District
113 West Fifth Street
Pueblo, Colorado

Dear Mr. Greene:

We enclose herewith Pueblo Conservancy District Bonds, Nos. 51 to 54, inclusive, Series 1949, due January 1, 1949, totaling $4,000, said bonds being registered in the name of the J. K. Mullen Investment Company.

Attached to the bonds is an assignment by the J. K. Mullen Investment Company to Eleanore M. Weckbaugh, 431 U. S. National Bank Building, Denver 2, Colorado, covering these four bonds. Will you kindly re-register these bonds in the name of Eleanore M. Weckbaugh and return them to this office.

Attached to the assignment is a resolution heretofore adopted by the directors of the J. K. Mullen Investment Company, which is still in force and effect, authorizing certain officers of the corporation to sign and negotiate stocks and bonds for and on behalf of the corporation.

Thanking you for this courtesy, I am

Very truly yours,

THE J. K. MULLEN INVESTMENT CO.

By Waller C. Brinker
Vice-President

Waller C. Brinker
BN

Enc.

For Value Received, We

hereby sell, assign and transfer unto Eleanore M. Weckbaugh, 431 U. S. National Bank Building, Denver 2, Colorado.

~~one~~ four bonds of the Pueblo Conservancy District

for One Thousand and No/100 each ($ 4000.00),

No. 51/54 inc Ser. 1949 herewith, standing in our name on the

books of said Pueblo Conservancy Dist and do hereby irrevocably constitute and appoint

attorney to transfer the said bond on the books

of the within named company, with full power of substitution in the premises.

Dated Feb. 11, 1947

THE J. K. MULLEN INVESTMENT COMPANY

By [signature]

Vice-President.

In Presence of

SIGNATURE GUARANTEED
The First National Bank of Denver, Colo.
By [signature] Asst. Cashier
FEB 11 1947

I, J. Kernan Weckbaugh, in my official capacity, HEREBY CERTIFY: That I am Assistant Secretary of The J. K. Mullen Investment Company, a corporation duly organized and existing under the laws of Colorado; that at a meeting of the Board of Directors of this corporation, duly and regularly convened and held on the sixth day of June, nineteen hundred and forty-six, at which a quorum for the transaction of business was present and acting throughout, the following resolution was duly and regularly adopted, and is still in full force and effect, and appears as follows in the minutes of the meeting:

"RESOLVED: That Mr. Waller C. Brinker, Vice-President, Mr. Frank L. Fettemer, Treasurer, or Mr. Bernard J. Soden, Secretary, of this corporation, be and any one of them hereby is authorized to sell, assign, transfer, and deliver any or all stocks, bonds, evidences of interest and/or indebtedness, rights and options to acquire the same and all other securities, corporate or otherwise, now or hereafter held by this corporation in its own right or in any fiduciary capacity, and to execute any and all instruments or endorse-ments necessary, proper or desirable for the purpose;

FURTHER RESOLVED: That this resolution shall be a continuing authority upon which any corporation or its transfer agent may rely until it shall acknowledge the filing with it of a duly certified copy of a resolution passed by the Board of Directors of this corporation revoking said authority;

FURTHER RESOLVED: That any of the above named officers is authorized to guarantee, in the name of this corporation, the signature or endorsement of any person or persons, corporation or partnership, appearing on any stock certificate, stock power, registered bond or bond power, warrants, rights to subscribe, or any similar evidence of debt or ownership."

I further certify that the foregoing resolution is not contrary to any provision in the charter or by-laws of this corporation, that Mr. Waller C. Brinker now is Vice-President of this corporation and that Mr. Frank L. Fettemer now is Treasurer of this corporation and that Mr. Bernard J. Soden now is Secretary of this corporation and I have been duly authorized to make this certificate on behalf of this corporation.

IN WITNESS WHEREOF, I hereunto set my hand and affix the corporate seal of this corporation on this sixth day of June, nineteen hundred and forty-six.

J. Kernan Weckbaugh
Assistant Secretary

THE J.K. MULLEN INVESTMENT COMPANY
INVESTMENT BANKERS
431 U.S. NATIONAL BANK BLDG.
DENVER, COLORADO

February 13, 1947

Mr. Elbert D. Greene, Secy-Treas.
The Pueblo Conservancy District
113 West Fifth Street
Pueblo, Colorado

Dear Mr. Greene:

This will acknowledge receipt of Pueblo Conservancy District Bonds Series 1949, Nos. 51 to 54, inclusive, which you re-registered in the name of Eleanore M. Weckbaugh.

Thank you for your prompt attention to this matter.

Yours very truly,

THE J.K. MULLEN INVESTMENT CO.

By Waller C. Brinker
Vice-President

Waller C. Brinker
BN

STATE OF COLORADO)
COUNTY OF PUEBLO) ss

IN THE DISTRICT COURT

No. 17664

IN THE MATTER OF THE PUEBLO CONSERVANCY DISTRICT.

PETITION FOR ADJUSTMENT OF ASSESSMENT LIENS.

Comes now the Pueblo Conservancy District and shows to the Court in the premises:

1. That School District No. 60 is now the owner of the following described property:

(a) Lots 1 and 2, Block 8, State Addition (Conservancy file 1384).

(b) Lot 3, Block 8, State Addition (Conservancy file 1385).

(c) Lot 3 in Block 58, ~~State~~ Pueblo Addition, sometimes described as W½ N½ of Block 58 (Conservancy file 871).

(d) Lot 4, Block 8, State Addition (Conservancy file 1386).

2. That said property was purchased by School District No. 60 from the County of Pueblo, and the latter acquired the same by tax deed pursuant to statute in such case made and provided.

3. That the original assessment on said lots described as parcels (c) and (d) supra was made when the property was improved with buildings and said buildings have been destroyed; that said lots now are vacant and contiguous to the property described as parcels (a) and (b).

4. That no assessments have been paid on any of said parcels since 1932, with the exception of one year; and that said unpaid assessments are now represented by certificates of sale in the hands of the Pueblo Conservancy District; and that the property described in parcels (c) and (d) are

Pueblo

of doubtful security for the certificates so held as against said parcels, and that it is for the best interest of the petitioner that all said parcels be considered as a unit in judging of its security.

5. That in connection with the purchase of said property from the County, the said School District in order to clear the property from all liens now due and payable on said property and in addition thereto, to relieve parcels (c) and (d) from all future installment liens, and in order to compromise and adjust any conflicting tax claims by reason of their aforesaid acquisition of title, have proposed, and the Pueblo Conservancy District has accepted, subject to the approval of this Court, the following adjustments to be paid by the said School District, to-wit:

> Parcel (a) $8181. 56 in cash, and the payment for all future installments as they become due, being the full amount of original assessment;
>
> Parcel (b) $128.15, in cash, and all future installments as they become due, being the full amount of assessment;
>
> Parcel (c) $1483.84, including all future installments due and unpaid;
>
> Parcel (d) $133.70, including all future installments due and unpaid.

6. And petitioner shows in the premises that the total amount to be now paid is $9907.25, and because of the situation and character of these lots, the value of parcels (c) and (d) is largely in connection with the use and ownership of parcels (a) and (b); that considering all the matters involved and as hereinabove set forth, and considering all of said parcels as a unit, no greater sum

could be realized net to the District than the above amount, including the assessments yet to be paid in the approximate amount of $4500; and that the settlement and adjustment herein does not impair the obligation and security of outstanding bonds.

WHEREFORE, petitioner prays that an order be entered herein authorizing the Pueblo Conservancy District to accept the sum of $9907.25 on the basis set forth in paragraph five of the petition, and that the Court direct the release of liens represented by said outstanding certificates and the pre-payment and discharge of liens as set forth in said paragraph.

(Sgd) Chas N Rose
Attorney for THE PUEBLO
CONSERVANCY DISTRICT.

STATE OF COLORADO)
) SS
COUNTY OF PUEBLO)

JOHN M. HOLMES, being first duly sworn upon oath, deposes and says:

That he is the President of the Pueblo Conservancy District; that he has read the foregoing petition and knows the contents thereof, and that the facts stated therein are true, according to the best of his knowledge, information and belief.

J M H

Subscribed and sworn to before me this 25 day of March A.D. 1947.

My commission expires: _____

B F G.
Notary Public.

STATE OF COLORADO)
) SS
COUNTY OF PUEBLO)

IN THE DISTRICT COURT

No. 17664

IN THE MATTER OF THE PUEBLO)
CONSERVANCY DISTRICT.)

ORDER.

This matter coming on to be heard upon the petition of the Pueblo Conservancy District for an order determining and adjusting of assessment liens, and the Court having read the petition and having examined the files and records of the above cause, and being now fully advised in the premises, doth find, determine and adjudge:

1. That the matters and things set forth in said petition are true and that the prayer of said petition should be granted accordingly.

2. That upon payment, in cash, to the Pueblo Conservancy District, of $9907.25, the Conservancy Appraisal Record be adjusted and disposition made of certificates of sale in the hands of the District, as follows:

(a) Lots 1 and 2, Block 8, State Addition (Conservancy File 1384): That outstanding certificates of sale be surrendered to the County Treasurer marked paid and for redemption, and that unpaid installments against said property remain intact.

(b) Lot 3, Block 8, State Addition (Conservancy File 1385): That outstanding certificates of sale be surrendered to the County Treasurer marked paid and for redemption, and that unpaid installments against said property remain intact.

(c) Lot 2, Block 52, ~~State~~ Pueblo Addition (Conservancy File 671): That all certificates of sale held by the District be marked paid and surrendered to the County Treasurer for redemption, and that all future installments be cancelled as pre-paid.

(d) Lot 4, Block 8, State Addition (Conservancy File 1386): That all certificates of sale held by the District be marked paid and surrendered to the County Treasurer for redemption, and that all future installments be cancelled as pre-paid.

3. The Court further finds that the above adjustment is for the best interests of the District and will not impair the security of outstanding bonded obligations of the District.

Done in open Court this 25 day of March A.D. 1947.

By the Court.

(Sgd) Harry Leddy
Judge.