

EASEMENT AND RIGHT OF WAY

(Facilities To Be Maintained By City)

THIS EASEMENT, granted this _____ day of _____, _____, by _____, Grantor, to PUEBLO, a Municipal Corporation, Grantee:

WITNESSETH:

THAT IN CONSIDERATION of the sum of One Dollar (\$1.00) and other good and valuable consideration paid by the Grantee, receipt of which is hereby acknowledged, Grantor hereby grants to Grantee, its successors and assigns, an easement and right of way for the purpose of _____, in, through, over, under and across Grantor’s property situated in Pueblo County, Colorado as described in the attached Exhibit “A” (the "Easement Area")

TOGETHER WITH the right to enter upon the Easement Area for the purposes of construction, replacement, maintenance, inspection, control, repair or removal, and together with the right to use so much of the adjoining property of Grantor for said purposes. Grantee shall have the right, without the necessity at any time of procuring the consent or permission of anyone, to remove any building, fence, tree, pavement or other improvement or growth located upon such easement that may in any way endanger or interfere the construction, replacement, maintenance, inspection, control, repair, removal or use of the easement for its intended purpose and to recover the costs thereof, plus an administrative charge of 15% from Grantor.

Grantor warrants to Grantee that Grantor (a) has good and sufficient right and title in and to the Easement Area and full power to grant this easement and right-of-way, and (b) will defend Grantee’s quiet and peaceful possession of the easement and right-of-way against all persons who may lawfully claim title to the property.

“Grantee” shall include the plural and the feminine. This easement and right of way shall be binding upon, and shall inure to the benefit of the heirs, personal representatives, successors, and assigns of the Grantor and Grantee.

SIGNED this _____ day of _____.

GRANTOR

By: _____

ACKNOWLEDGEMENT

(For an individual acting as principal by an attorney in fact)

State of _____)
_____)ss
County of _____)

The foregoing instrument was acknowledged before me this ___ day of _____, 20 ___ by _____
_____ as attorney in fact on behalf of _____.

[seal]

Notary Public
My Commission Expires:

ACKNOWLEDGMENT

(By any public officer, trustee, or personal representative)

State of _____)
_____)ss
County of _____)

The foregoing instrument was acknowledged before me this ___ day of _____, 20___ by _____
_____ as _____ for the Owner, _____
_____.

[seal]

Notary Public
My Commission Expires:
