

## GRANT OF MULTI-PURPOSE EASEMENT

**The Edward and Shirley Casto Family Trust dated July 24, 2013, Grantor**, for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, has granted and conveyed, and by these presents does hereby grant and convey to the **City of Grand Junction, a Colorado home rule municipality, Grantee**, whose address is 250 N. 5<sup>th</sup> Street, Grand Junction, CO 81501, a Perpetual Multi-Purpose Easement ("Easement") for the use and benefit of Grantee and for the use and benefit of public utilities permitted therein by Grantee, to include the installation, operation, maintenance and repair of said utilities and appurtenances, which may include but are not limited to, electric lines, cable TV lines, natural gas pipelines, sanitary sewer lines, storm sewers, water lines, telephone lines, traffic control facilities, street lighting, landscaping, trees, grade structures, , on, along, over, under, through and across the following described parcel of land, to wit:

See Exhibit "A" and Exhibit "B" attached hereto and incorporated herein by reference for the legal description and graphic illustration of the Multi-Purpose Easement that is the subject of this instrument.

Being a part of Mesa County Assessor Parcel No.: 2943-171-00-261

TO HAVE AND TO HOLD unto the said Grantee, its successors, assigns and permittees forever, together with the right to enter upon said premises with workers and equipment to survey, maintain, operate, repair, replace, control and use said Easement, and to remove objects interfering therewith, including the trimming of trees and bushes as may be required to permit the operation of standard construction and repair machinery, subject to the terms and conditions contained herein.

The interest conveyed is an Easement for the limited purposes and uses and upon the terms stated herein. Grantor reserves the right to use and occupy the real property burdened by this Easement for any lawful purpose which is not inconsistent with and which will not substantially interfere with the full use and quiet enjoyment of the rights herein granted. Grantor shall not install within the Easement, or permit the installation within the Easement, of any building, structure, improvement, retaining wall, sidewalk, patio, tree or other landscaping, other than the usual and customary grasses and other groundcover, without the prior written consent of Grantee. In the event such obstacles are installed in the Easement, Grantee has the right to require Grantor to remove such obstacles from the Easement. If Grantor does not remove such obstacles within thirty (30) calendar days from the date written notice is given by Grantee to Grantor, Grantee may remove such obstacles without any liability or obligation for repair or replacement thereof, and charge Grantor for Grantee's costs for such removal. If Grantee chooses not to remove the obstacles, Grantee shall not be liable for any damage to the obstacles or any other property to which they are attached.

Grantor hereby covenants with Grantee that Grantor has good title to the herein described premises; that Grantor has good and lawful right to grant this Easement; that Grantor shall warrant and forever defend the title and quiet possession thereof against the lawful claims and demands of all persons whomsoever.



# EXHIBIT A

## LEGAL DESCRIPTION

2943-171-00-261

### MULTI-PURPOSE EASEMENT PARCEL NO. MPE-21

A fourteen foot (14') wide parcel of land being a portion of an entire tract of land as described in Reception Number 2675367 located in the Southwest Quarter of the Northeast Quarter (SW1/4 NE1/4) of Section 17, Township 1 South, Range 1 East of the Ute Meridian, County of Mesa, State of Colorado and being more particularly described as follows:

Commencing at the C-E 1/16 corner of said Section 17, and assuming the south line of said SW1/4 NE1/4 bears N.89°58'57"W. with all other bearings contained herein being relative thereto; thence along the south line of said SW1/4 NE1/4 N.89°58'57"W. a distance of 329.81 feet; thence N.00°06'15"W. a distance of 40.00 feet to the southeast corner of said entire tract and the Point of Beginning.

Thence along the south line of said entire tract, N.89°58'57"W. a distance of 163.87 feet to the southwest corner of said entire tract; thence along the west line of said entire tract, N.00°06'15"W. a distance of 14.00 feet; thence S.89°58'57"E. 163.87 feet to a point in the east line of said entire tract; thence along said east line of said entire tract, S.00°06'15"E. a distance of 14.00 feet to the Point of Beginning.

Said Parcel of Land CONTAINING 2,294 Square Feet or 0.05 Acres, more or less, as described.

Authored by: C. Scott Bishop, PLS #38690  
Survey Manager, Horrocks  
2161 W. Grove Parkway Suite #100  
Pleasant Grove, UT 84062



#1 ex C

# EXHIBIT B

Portion of 2943-171-00-261  
 Located in a part of the  
 SW1/4 NE1/4  
 Section 17, T.1S, R.1E  
 Ute Meridian, Mesa County, Colorado

2943-171-00-205  
 MODESTO & ANDREW S GALVAN  
 2970 D 1/2 RD

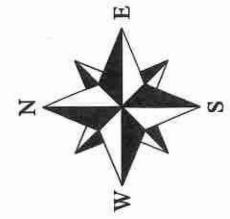
EAST LINE - PARCEL  
 REC. NO. 2675367

P.O.C. RW-21  
 (C-E 1/16 CORNER  
 SEC. 17, T.1S, R.1E)

P.O.B.  
 RW-21A

P.O.B.MPE-21  
 (SE CORNER PARCEL)  
 (Rec. No. 2675367)

P.O.B.  
 RW-21B



SOUTH LINE NE 1/4  
 SEC. 17, T.1S, R.1E  
 (BASIS OF BEARING)  
 N89°58'57"W

Line Table		
LINE	BEARING	DISTANCE
L1	S00° 06' 15"E	16.24'
L2	N00° 06' 15"W	16.84'
L3	S00° 06' 15"E	13.76'
L4	N00° 06' 15"W	13.16'
L5	S00° 06' 15"E	10.00'
L6	N00° 06' 15"W	10.00'
L7	S00° 06' 15"E	14.00'
L8	N00° 06' 15"W	14.00'

2943-171-00-261  
 EDWARD & SHIRLEY CASTO FAMILY TRUST  
 DATED JULY 24 2013  
 2968 D 1/2 RD  
 (Rec. No. 2675367)  
 PARCEL NO. RW-21A=2,711 Sq.Ft./0.06 Acres  
 PARCEL NO. RW-21B=2,205 Sq.Ft./0.05 Acres  
 PARCEL NO. MPE-21=2,294 Sq.Ft./0.05 Acres

RIGHT-OF-WAY  
 PARCEL NO. RW-21A

RIGHT-OF-WAY  
 PARCEL NO. RW-21B

S89° 58' 57"E 163.87'

N89° 58' 57"W 163.87'

S89° 58' 57"E 163.87'

S89° 46' 19"E 163.87'

N89° 58' 57"W 163.87'

D 1/2 Road

EXISTING 30' ROW  
 (Rec. No. 2918337)

MULTI-PURPOSE EASEMENT  
 PARCEL NO. MPE-21

EXISTING RIGHT-OF-WAY  
 (Rec. No. 2272901)

WEST LINE - PARCEL  
 REC. NO. 2675367

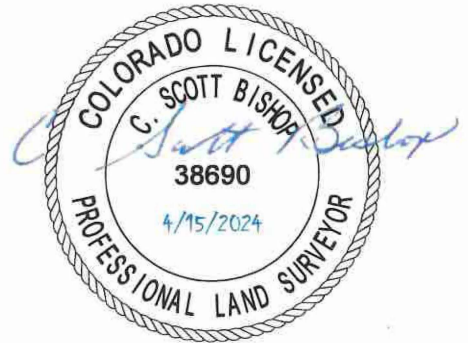
2943-171-00-071  
 REMIJO M & ERLINDA E GALVAN  
 2964 D 1/2 RD

The sketch & description shown hereon have been derived from subdivision plats & deed descriptions as they appear in the office of the Mesa County Clerk & Recorder & monuments as shown. This sketch does not constitute a legal boundary survey, & is not intended to be used as a means for establishing or verifying property boundary lines.

DRAWN BY: SMB  
 DATE: 04-11-2024  
 REVIEWED BY: BTL  
 APPROVED BY: CSB  
 SCALE: 1"=30'

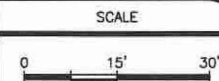
EXISTING 60' ROAD BOOK PETITION  
 (ROAD BK. 2 PG. 17)  
 (COMMISSIONERS BK. 2 PG. 139)

C 1/4 CORNER  
 SEC. 17, T.1S, R.1E



ABBREVIATIONS

P.O.C.	Point Of Commencement	Rec.	Reception
P.O.B.	Point Of Beginning	No.	Number
R.O.W.	Right-of-Way	RW	Right-of-Way
SEC.	Section	MPE	Multi-Purpose Easement
T.	Township	TCE	Temporary Construction Easement
R.	Range	U.M.	Ute Meridian
~	Approximately	Sq.Ft.	Square Feet



D 1/2 RD, 29 TO 30 RD  
 EXHIBIT PARCEL 21