

EBR03RDM

TYPE OF RECORD: PERMANENT

CATEGORY OF RECORD: **EASEMENT**

NAME OF PROPERTY OWNER OR GRANTOR: MERL RAY EBERLY

PURPOSE: PURDY MESA WATER SYSTEM

ADDRESS: 7630 REEDER MESA ROAD

PARCEL#: 2969-231-00-141

CITY DEPARTMENT: PUBLIC WORKS

YEAR: 2003

EXPIRATION DATE: NONE

DESTRUCTION DATE: NONE

GRANT OF EASEMENT

THIS GRANT OF EASEMENT is made and given as of 6-11, 200³, from Eberly, Merl Ray, whose address is 7630 Reeder Mesa Rd ("Grantor") to the City of Grand Junction, a Colorado home rule city, 250 North 5th Street, Grand Junction, Colorado 81501 (the City).

RECITALS

The City owns a domestic water system in Mesa County, Colorado. The City desires to operate and maintain a portion of its water system on, over, under and across real property owned by Grantor, and Grantor agrees to grant an easement for such purposes to the City, on the terms set forth in this Grant.

NOW, THEREFORE, this Grant is made as follows:

1. As used in this grant, the following terms have the following meanings:
 - a. The "Grantor's Property" means the real property described in 2, below, owned by Grantor and located in Mesa County, Colorado.
 - b. The "Centerline" means location of existing water pipeline under and across the Grantor's Property. The approximate location of the Centerline is shown on the aerial photograph.
 - c. The "Kannah Creek System" means the portion of the City's domestic water system which serves domestic water to the Purdy Mesa area, the Reeder Mesa area and other areas around Whitewater, Colorado.
 - d. The "Facilities" mean water transmission and distribution lines and appurtenant facilities such as valves and meters owned by the City and used in connection with the Kannah Creek System.
2. Mesa County Parcel Number **2969-231-00-141**
Mesa County Assessor Office Legal Description.

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3. For Ten Dollars and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Grantor hereby sells, and conveys to the City a permanent easement (the "Easement") on, over, under and across the Grantor's Property,. The Easement shall be twenty (20) feet in width, located ten (10) feet on each side of Centerline. The Grantor further grants, sells, and conveys to the City the right of ingress and egress along a reasonable route or routes across Grantor's Property for access to the easement, and the right of ingress and egress along and upon the Easement, for exercising the rights for which the easement is granted. In exercising

