

JAR07COM

TYPE OF RECORD: PERMANENT

CATEGORY OF RECORD: EASEMENT

NAME OF PROPERTY  
OWNER OR GRANTOR: JARVIS PROPERTIES, LLC., A COLORADO  
LIMITED LIABILITY COMPANY

PURPOSE: MULTIPURPOSE EASEMENT FOR  
RANCHMANS DITCH DIVERSION

ADDRESS: 2482 COMMERCE BLVD

PARCEL #: 2945-091-04-011

CITY DEPARTMENT: PUBLIC WORKS AND PLANNING

YEAR: 2007

EXPIRATION DATE: NONE

DESTRUCTION DATE: NONE

## GRANT OF MULTI-PURPOSE EASEMENT

**Jarvis Properties, LLC, a Colorado limited liability company, Grantor**, for and in consideration of the sum of One Thousand Three Hundred Ninety and 00/100 Dollars (\$1,390.00) the receipt and sufficiency of which is hereby acknowledged, has sold, granted and conveyed, and by these presents does hereby sell, grant and convey to the **City of Grand Junction, a Colorado home rule municipality, Grantee**, whose address is 250 North 5th Street, Grand Junction, Colorado 81501, a Perpetual Multi-Purpose Easement for the use and benefit of Grantee and for the use and benefit of the Public Utilities, as approved by Grantee, as a perpetual easement for the installation, operation, maintenance, repair and replacement of utilities and appurtenances related thereto, as approved by Grantee, including, but not limited to, electric lines, cable television lines, natural gas pipelines, sanitary sewer lines, storm sewers and storm water drainage facilities, water lines, telephone lines, and also for the installation, operation maintenance, repair and replacement of traffic control facilities, street lighting, landscaping, trees and grade structures, as approved by Grantee, on, along, over, under, through and across the following described parcel of land, to wit:

A certain perpetual multi-purpose easement located in the Northeast Quarter of the Northeast Quarter (NE 1/4 NE 1/4) of Section 9, Township 1 South, Range 1 West, of the Ute Principal Meridian, City of Grand Junction, County of Mesa, State of Colorado and being more particularly described as follows:

The South 2.00 feet of the North 42.00 feet of Lot 4, Benson Commercial Subdivision recorded in Plat Book 11, Page 20 of the Mesa County, Colorado public records. The North line of said South 2.00 feet being the South line of that certain 40.00 foot ditch, irrigation, and utility easement shown on the plat of said Benson Commercial Subdivision.

Said parcel contains 278.00 square feet, more or less, as described herein and depicted on "**Exhibit A**" attached hereto and incorporated herein by reference.

TO HAVE AND TO HOLD unto the said Grantee, its successors and assigns 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.

1. Grantor shall have 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 interfere with the full use and quiet enjoyment of the rights herein granted including, but not limited to ingress and egress to the remainder of Grantor's remaining property as depicted upon "**Exhibit A**", provided, however, that Grantor hereby covenants with Grantee that the Easement area shall not be burdened or overburdened by the installation, construction or placement of any improvements, structures or fixtures thereon which may be detrimental to the facilities of Grantee or which may act to prevent reasonable ingress and egress for workers and equipment on, along, over, under, through and across the Easement area.

2. Grantee agrees that Grantee's utilization of the Easement and the rights herein conveyed shall be performed with due care using commonly accepted standards and techniques.

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

4. If the Project contemplated to be built within the Easement is not constructed or is abandoned, Grantor shall have the option, to request release of the Easement, which release shall not be unreasonably withheld or delayed.

Executed and delivered this 27 day of Feb, 2007.

Jarvis Properties, LLC  
a Colorado limited liability company

By: *William R. Jarvis, Jr.*  
William R. Jarvis, Jr., Agent

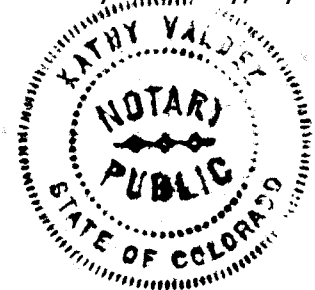
State of Colorado     )  
                                  )ss.  
County of Mesa        )

The foregoing instrument was acknowledged before me this 27 day of February, 2007 by Jarvis Properties, LLC, a Colorado limited liability company, by William R. Jarvis, Jr., Agent.

My commission expires 11-17-08.

Witness my hand and official seal.

*Kathy Valdez*  
Notary Public



# EXHIBIT "A"

NORTH LINE SECTION 9, TWP. 1 S; RGE 1 W, U.M.

PATTERSON ROAD

33' G.V.I.C. R.O.W. BOOK 14, PAGE 466  
40' DITCH, IRRIGATION, & UTILITY EASEMENT

N89°50'55"E      138.80'

N00°01'25"E  
2.00'

S89°50'55"W      138.80'

S00°01'25"W  
2.00'

2' MULTI - PURPOSE EASEMENT  
AREA = 278 SQUARE FEET

LOT 4

2945-091-04-011  
JARVIS PROPERTIES LLC  
BK 4233, PG 725-726

LOT 5

BENSON COMMERCIAL SUBDIVISION  
(PB 11, PG 20)

10' UTILITY & IRRIGATION EASEMENT

2945-091-00-086



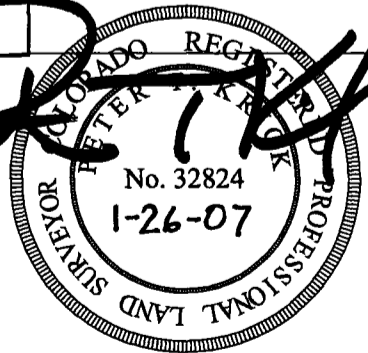
1 inch = 40 ft.

**ABBREVIATIONS**

U.M.	UTE MERIDIAN
PB	PLAT BOOK
BK	BOOK
PG	PAGE
R.O.W.	RIGHT OF WAY
TWP.	TOWNSHIP
RGE.	RANGE
G.V.I.C.	GRAND VALLEY IRRIGATION COMPANY

COMMERCE BLVD  
60' R.O.W.

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



DRAWN BY: T.L.P.  
DATE: 1-26-07  
SCALE: 1" = 40'  
APPR. BY: P.T.K.

**RANCHMANS DITCH DIVERSION  
MULTI-PURPOSE EASEMENT**

**JARVIS (2945-091-04-011)**

