

MGR98SDP

TYPE OF RECORD: PERMANENT

CATEGORY OF RECORD: EASEMENT

NAME OF AGENCY OR CONTRACTOR: MYRL RUMSEY AND GEROGIA RUMSEY,
TRUSTEES OF RUMSEY TRUST

STREET ADDRESS/PARCEL NAME/SUBDIVISION/PROJECT: CORRECTION OF
EASEMENT FOR THE OPERATION, MAINTENANCE, REPAIR AND REPLACEMENT
OF AN UNDERGROUND STORM DRAINAGE PIPELINE AND RELATED FACILITIES

CITY DEPARTMENT: PUBLIC WORKS

YEAR: 1998

EXPIRATION DATE: NONE

DESTRUCTION DATE: NONE

GRANT OF EASEMENT
(Correction)

1848889 06/02/98 0151PM
MONIKA TODD CLK&REC MESA COUNTY CO
REG FEE \$10.00 SURCHG \$1.00
DOCUMENTARY FEE \$EXEMPT

Myrl Rumsey and Georgia Rumsey, Trustees of the Rumsey Trust, Grantors, for and in consideration of the sum of Ten and 00/100 Dollars (\$10.00), the receipt and sufficiency of which is hereby acknowledged, have sold, granted and conveyed, and by these presents do 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 Easement for the installation, operation, maintenance, repair and replacement of an underground storm drainage pipeline and related facilities, on, along, over, under, through and across the following described parcel of land, to wit:

Commencing at a found Mesa County Survey Monument in place for the North 1/16th corner on the west line of Section 10, Township 1 South, Range 1 West of the Ute Meridian, City of Grand Junction, County of Mesa, State of Colorado, whence a found Mesa County Survey Monument in place for the West 1/4 corner of said Section 10 bears S 00°05'45" E a distance of 1318.98 feet, with all bearings contained herein being relative thereto; thence N 89°59'10" E along the north line of the SW1/4 NW1/4 of said Section 10 a distance of 238.71 feet to the True Point of Beginning; thence continuing along the north line of said SW1/4 NW1/4, N 89°59'10" E a distance of 191.29 feet; thence leaving the north line of said SW1/4 NW1/4, S 00°05'45" E a distance of 20.00 feet; thence S 89°59'10" W a distance of 191.29 feet; thence N 00°05'45" W a distance of 20.00 feet to the Point of Beginning, containing 3,825.80 square feet as described.

TO HAVE AND TO HOLD unto the said Grantee, its successors and assigns forever, together with the right of ingress and egress for workers and equipment to survey, maintain, operate, repair, replace, control and use said Easement as may be required to permit the operation of standard utility construction and repair machinery, subject to the terms and conditions contained herein.

1. Grantors 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; provided, however, that Grantors hereby covenants with Grantee that the Easement area shall not be burdened or overburdened by Grantors erecting or placing any structures thereon which might act to prevent reasonable ingress and egress for workers and equipment on, along, over, under, through and across the Easement area.

2. Grantee's work and act of installing, operating, maintaining, repairing and replacing said storm drainage pipeline and related facilities shall be performed with due care using commonly accepted standards and techniques.

3. Grantors hereby covenant with Grantee that they have good title to the aforescribed premises; that they have good and lawful right to grant this Easement; that they will warrant and forever defend the title and quiet possession thereof against the lawful claims and demands of all persons whomsoever.

Executed and delivered this 29TH day of May, 1998.

Myrl Rumsey
Myrl Rumsey,
Co-Trustee of the Rumsey Trust

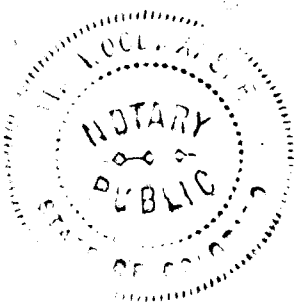
Georgia Rumsey
Georgia Rumsey,
Co-Trustee of the Rumsey Trust

State of Colorado)
)ss.
County of Mesa)

The foregoing instrument was acknowledged before me this 29TH day of May, 1998, by Myrl Rumsey and Georgia Rumsey, Trustees of the Rumsey Trust.

My commission expires: 5/11/2002

Witness my hand and official seal.



Jim Woodmansee
Notary Public

THE PURPOSE OF THIS INSTRUMENT IS TO CORRECT THE LEGAL DESCRIPTION CONTAINED IN THAT CERTAIN GRANT OF EASEMENT RECORDED IN BOOK 2444 AT PAGE 207 IN THE OFFICE OF THE MESA COUNTY CLERK AND RECORDER, WHEREIN THE TOWNSHIP AND RANGE HAD BEEN OMITTED.