

Assessment and Right of Way Deed

1016/142

Know all men by these presents that Jack Tracee, Louise Forster, Estate of Clayton Hill, Paul B. Alexander, Mary W. Alexander, Hugh D. Wise, III, Robert L. Orr, individually, and Robert L. Orr and Gayle R. Orr, Trustees of Robert L. Orr, D.P.S., a Professional Corporation, Profit-Sharing Plan (Grantor), in consideration of the sum of Sixteen Hundred Dollars (\$1600) in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, bargain and convey unto The Mountain States Telephone and Telegraph Company, a Colorado corporation, its associated and allied companies and its and their respective successors, assigns, lessees and agents, (Grantee):

(1) An easement and right of way, thirty (30) feet in width, for underground telephone, underground telegraph, and underground electric power line uses, and for a right of way for road purposes, to construct, repair, maintain and use such road for ingress and egress by pedestrian, vehicular, and other traffic. Said easement and right of way is situate in the County of Mesa, State of Colorado, over the land of Grantor, in Sections 15, 22, 23, 25 and 26, Township 11 South, Range 9 West of the 6th P.M.; and

(2) An easement and right of way for a snow-cut trail for ingress and egress over the land of Grantor in Sections 22, 26 and 27 in said Township and Range,

following in general the existing roads and trails which are more particularly shown on copies of drawings attached and made a part hereof. It is understood and agreed that the ingress and egress is for the purpose of gaining access to Grantee's microwave site in Section 15 of the above said Township and Range.

Together with all and singular the rights and privileges thereto belonging or in anywise appurtenant. Together with the right of ingress and egress thereto and therefrom over the lands of the undersigned Grantor for Grantee or its contractor or other duly authorized representative, necessary or convenient for installation of drainage facilities, installation of snow fences and removal of all obstructions from said easement and right of way which may constitute a hindrance or hazard to the purposes for which said easement and right of way is granted.

Said above described property is now under lease to the United States Government for a Federal Aviation Administration access road.

The Grantor, his successors, assigns and lessees shall have the right to travel the road and trail, but agrees that no such use will interfere with Grantee's reasonable use of the easement and right of way or damage the property of Grantee. All rights hereunder shall revert to the surface owner of the land in the event the use of this easement and right of way shall be abandoned by Grantee.

In witness whereof the Grantor has caused this instrument to be executed this 7th day of April, 1974.

*Jack Tracee*  
\_\_\_\_\_  
Jack Tracee  
*Louise Forster*  
\_\_\_\_\_  
Louise Forster

*Paul B. Alexander*  
\_\_\_\_\_  
Paul B. Alexander  
*Mary W. Alexander*  
\_\_\_\_\_  
Mary W. Alexander

State Documentary Fee  
Date MAY 8 1974  
\$ Exempt

Robert L. Orr  
Robert L. Orr

Hugh D. Wise III  
Hugh D. Wise III

Robert L. Orr  
Robert L. Orr and

Gayle R. Orr  
Gayle R. Orr, Trustees of Robert  
L. Orr, D.D.S., a Professional  
Corporation, Profit-Sharing Plan

Estate of Clayton Hill, Deceased

By Olga Hill adm.  
Administrator

Eugene Wall adm.

State of Colorado }  
County of Henn } ss.

The foregoing instrument was acknowledged before me  
this 27th day of April, 1974 by Jack Treece,  
~~Raymond Foster, [unclear]~~, Paul B. Alexander,  
~~James M. Alexander~~, Hugh D. Wise III, Robert L. Orr, individually,  
and Robert L. Orr and Gayle R. Orr, Trustees of Robert L. Orr,  
D.D.S., a Professional Corporation, Profit-Sharing Plan, and Olga  
and Eugene Wall Co-Administrators of the Estate of Clayton Hill, and  
witness my hand and official seal.

Commission expires:

1977



Dorothy V. [unclear]  
Notary Public