

GRANT OF EMERGENCY ACCESS EASEMENT

THIS INDENTURE, made this _____ day of _____, 20___, by and between _____, (“Grantor”) whose address is _____, and the CITY OF LOVELAND, COLORADO, a municipal corporation, (“City”), whose address is 500 East Third Street, Loveland, Colorado 80537.

WITNESSETH:

FOR GOOD AND VALUABLE CONSIDERATION, the receipt of which is hereby acknowledged, Grantor has this day bargained and sold, and by these presents does bargain, sell, convey, transfer and deliver unto the City, its successors and assigns, a permanent nonexclusive easement in, over and across the real estate hereinafter described, for purposes of access by local, state or federal emergency response agencies and any entity responding at the direction of such an agency.

The easement hereby granted, situated in Larimer County, Colorado is described as follows:

[INSERT LEGAL DESCRIPTION OF EASEMENT (OR SEE EXHIBIT)]

located at [INSERT STREET ADDRESS]

TO HAVE AND TO HOLD said easement unto the City, its successors and assigns forever. The Grantor does hereby covenant with the City that it is lawfully seized and possessed of the real property above described, that it has a good and lawful right to convey the easement herein granted, that the said easement is free and clear of all encumbrances, and that it will forever warrant and defend the title thereto against lawful claims of all persons whomsoever.

The Grantor further covenants and agrees to construct and maintain in good repair and unobstructed at all times, a permanent all-weather emergency access road capable of supporting fire apparatus over and across the easement. Prior to construction, Grantor shall prepare and submit plans and specifications for the emergency access road to the City and such plans and specifications shall be subject to approval by Loveland Fire Rescue Authority. Grantor, for itself and its successors and assigns, covenants and agrees that it shall not modify the width, location, or configuration of the emergency access road without the prior written approval from the City.

IN WITNESS WHEREOF, the Grantor has executed this Grant of Easement the day and year first above written.

GRANTOR:

Name

Title

STATE OF COLORADO)
) ss
County of Larimer)

The foregoing instrument was acknowledged before me this _____
day of _____, 20__ by _____.

My commission expires: _____.

(SEAL)

Notary Public

ACCEPTED BY CITY OF LOVELAND

By:

ATTEST:

APPROVED AS TO FORM

City Clerk

City Attorney