

208962

STATE OF COLORADO )  
COUNTY OF SAN MIGUEL) ss

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A.M. and duly recorded in Book 375 Pages 157-  
158.  
Gay Cappis-Recorder

by *Katherine P. ...* Deputy

N.C.

GRANT OF EASEMENT

IDARADO MINING COMPANY, a Delaware corporation authorized to do business in the State of Colorado, in consideration of One Dollar (\$1.00) the receipt of which is hereby acknowledged, grants, bargains, sells and conveys to THE TOWN OF TELLURIDE, a Municipal corporation of the State of Colorado, the following easement:

An easement appurtenant to the following described property:

A parcel of land in the St. James Placer, Mineral Survey No. 1035, located in the upper San Miguel Mining District, San Miguel County, Colorado, beginning at a point from which Corner No. 2 of the Royer Creek Placer, Mineral Survey No. 2189 bears N 19° 00' W 43.5 feet; thence E 125.0 feet; thence S 125.0 feet; thence W 125.0 feet; thence N 125.0 feet to the point of beginning. The easement granted hereby is for access, water line construction, operation and maintenance across said St. James Placer. The initial centerline of the easement is described as follows:

Beginning at a point from which Corner No. 2 of the Royer Creek Placer, Mineral Survey No. 2189, bears N 5° 00' 21" W 166.7 feet; thence S 63° 00' W 118.5 feet; thence S 41° 30' W 85 feet, more or less, to the point of terminus, on the northerly right-of-way line of the spur of Colorado State Highway No. 145.

The easement shall be thirty (30) feet in width, extending fifteen (15) feet on either side of the above described centerline, for the purpose of construction of the water line. The easement shall be ten (10) feet in width, extending five (5) feet on either side of the centerline, for the purpose of access to the property to which the easement is appurtenant, for the purpose of maintenance and operation of the water line.

This easement shall grant no surface rights, whatsoever, except such surface rights as may be required for construction and maintenance of the pipeline and access to the property to which the easement is appurtenant.

Grantor, IDARADO MINING COMPANY, reserves the right to relocate the easement, in its sole discretion, for any one or more of the purposes of the easement, to any alternative practical location, provided that, in the event Grantor wishes to relocate the pipeline itself, Grantor shall bear any costs incurred in connection with such relocation.

