

EXHIBIT VIII-G

EASEMENTS: PERMANENT AND TEMPORARY & SUBORDINATION AGREEMENT

PERMANENT DEED OF EASEMENT

KNOW ALL PEOPLE BY THESE PRESENTS:

That (Name of Owner) of the (City and County), State of Colorado for and in consideration of (One (\$1.00) Dollar) and other good and valuable considerations in hand paid, (do/does) hereby grant and convey in perpetuity to the (City of Big Rock), a political subdivision duly organized and existing under and by virtue of the Constitution of the State of Colorado, an easement and right-of-way for the purpose of constructing (Type of Project), over, upon, across, in, through, and under the following described real property in the (City of Big Rock), State of Colorado, to-wit:

(Legal Description: Verify by possibly performing a survey)

RESERVING, however, to the undersigned, its successors, and assigns the right to utilize and enjoy the above described premises providing the same shall not interfere with the (construction of project facilities), and providing further that the (City of Big Rock, Colorado) or it's designated agent will have at all times and all seasons, the right of free ingress and egress to the above described right-of-way and further providing that the grantor shall not erect or obstruct the above described right-of-way and the (City of Big Rock) shall not be liable for their removal if they are so placed.

Signed and delivered this ___ day of _____ A.D., 19__.

ATTEST:

Approved:

Title
If Corporation Attest (Seal)

Mayor, City of Big Rock

Secretary

By: _____
Owner

By: _____
Owner

State of Colorado)
County of _____)ss.

The foregoing instrument was acknowledged before me this ___ day of _____ A.D., 19__,
by _____, as _____ and _____, as _____.
Witness my hand and official seal. My commission expires: _____.

Notary Public

EXHIBIT VIII-G, Cont.

TEMPORARY EASEMENT
(Original and three (3) copies)

Project No: _____ Location: _____

KNOW ALL PEOPLE BY THESE PRESENTS, that **(Individual/Firm/Company)** of **(County)**, State of Colorado, hereinafter called the "GRANTOR," for and in consideration of the sum of **(One Dollar \$1.00)**; and other valuable consideration to **(him/her/it)** in hand paid by the **(City of Big Rock)**, a political subdivision, for the use and benefit of the **(City of Big Rock)** of the State of Colorado, hereinafter called the City. Receipt of which is hereby acknowledged, has given and granted and by these present, does hereby give and grant unto the said City, RIGHT-OF-WAY and EASEMENT on, along, over and across the following described premises, to-wit:

(Insert Legal Description)

(the purpose of the easement should include a detailed list of what activities shall be permitted: i.e., the right to place construction equipment, personnel on site, type of equipment/materials, etc.)

(Insert Description of Activities Permitted)

Subject to the following terms and conditions: (Length of term may be up to completion of construction project and/or up to () months, commencing from the date of this agreement).

The grantor does hereby covenant with the grantee that grantor is lawfully seized and possessed of the property, the grantor has good and lawful right to convey said property or any part thereof, the property is free of all encumbrances which would interfere with the grantee's full use of this temporary easement for the purposes for which it is granted, and the grantor will forever warrant and defend the title thereto against the claims of all persons whomsoever.

The provisions hereof shall be binding upon the parties hereto, their agents, contractors, successors, and assigns, and shall run with the land.

Dated this ___ day of _____ A.D., 19

Approved:

Mayor, City of Big Rock

(Grantor Name)

Title
If Corporation Attest (Seal):

Secretary
or

By: _____
Owner

(If Corporation, attach corporate resolution authorizing the action.)

By: _____
Owner

NOTE: Have document witnessed by a Notary Public)

EXHIBIT VIII-G

SUBORDINATION AGREEMENT

KNOWN ALL PEOPLE BY THESE PRESENTS, that, whereas, (Name of Owner) of the _____, State of Colorado, did execute and deliver to the Public Trustee in the said _____, a Deed of Trust covering the following described tract or parcel of land situated in _____, State of Colorado, to-wit:

(Legal Description of Property)

said Deed of Trust being recorded on the _____ day of _____ A.D., 19____, in Book _____ at Page(s) _____ of the records of the County Clerk and Recorder in the said City of _____, County of _____, State of Colorado to secure payment of a certain indebtedness, as is more fully set out in said Deed of Trust, reference to which is made; and

WHEREAS, the present owners of the said land and premises have executed and delivered to the _____, a Political Subdivision duly organized and existing under and by virtue of the Constitution of the State of Colorado, a (Permanent/Temporary Deed of Easement) for an (Easement and right-of-way for a Hood Control Project) over, upon, across, in, through and under the above described real property, said (Permanent/Temporary Easement) being recorded on the day of _____, A.D., 19____, in Book _____ at Page(s) _____ of the records of the County Clerk and Recorder in the said City of _____, County of _____, State of Colorado and further desire(s) that said (Permanent Easement) shall be superior to the said Deed of Trust Lien,

NOW, THEREFORE, the undersigned, the present legal holder of the said indebtedness and lien, for and in consideration of (One (\$1.00) Dollar) in hand paid, receipt of which is hereby acknowledged, does hereby agree that the said lien shall be, and is hereby made subordinate, subject and inferior to the aforesaid Deed of Easement, and in the event of foreclosure, or in the event of sale of said land by the Public Trustee under the power of sale in the said Deed of Trust, it is agreed that the easement and right-of-way created by the said Deed of Easement shall in no way be affected thereby.

Dated this _____ day of _____ A.D., 19____.

First Party
BY _____
TITLE _____
ATTEST _____

Second Party
BY _____
TITLE _____
ATTEST _____

State of Colorado _____)
County of _____)ss

The foregoing instrument was acknowledged before me this _____ day of _____ A.D., 19____, by _____ . Witness my hand and official seal. My commission expires _____

Notary Public