

15-5163

RCPTN # 91005481 02/11/91 11:28:00 # PAGES - 6 FEE - \$30.00
M RODENBERGER RECORDER, LARIMER COUNTY CO STATE DOC FEE - \$.00
DEED OF EASEMENT

DATE FILED: March 27, 2017 1:16 PM

FILED #: LB FED010EA744

CASS GRANTOR: 2016CV31096

THIS DEED, made this 15th day of January 1991, between HUBERT J. GILMARTIN, FLORENCE R. GILMARTIN AND KEITH J. GILMARTIN of the County of Larimer, State of Colorado, GRANTOR, whose address is 3316 West Vine Drive, Fort Collins, Colorado 80521 and THE CITY OF FORT COLLINS, COLORADO, a Municipal Corporation, GRANTEE, whose address is 300 LaPorte Avenue, Fort Collins, Colorado 80521.

WITNESSETH:

That for and in consideration of the covenants and agreements herein set forth, the sum of FOUR THOUSAND SIX HUNDRED SIXTY NINE DOLLARS (4,669.00), and other good and valuable consideration in hand paid by the Grantee to the Grantor, the receipt and adequacy of which is hereby acknowledged, the Grantor hereby grants, sells and conveys to the Grantee, its successors and assigns, a perpetual easement and right-of-way to install, operate, maintain, repair, reconstruct, replace, inspect and remove, at any time and from time to time public improvements (including without limitation, street, utilities, sidewalk and drainage), together with a right-of-way for access, on, along, through and under all of the hereinafter described real property situated in the County of Larimer, State of Colorado, being described more fully on Exhibit "A" attached hereto and by this reference made a part hereof.

The Grantor states that it is the lawful owner in fee simple of the real property described herein; that it has a good and lawful right and authority to grant, sell and convey said property or any part thereof and that it warrants the title of said property.

Whenever used herein, the singular number shall include the plural, the plural the singular; and the use of any gender shall be applicable to all genders. All of the covenants herein contained shall be binding upon and inure to the benefit of the parties hereto, their respective heirs, personal representatives, successors and assigns.

IN WITNESS WHEREOF, the Grantor has hereunto set their hand and seal the day and year first above written; and the Grantee has caused this Deed to be executed as an Agreement by its City Manager, attested to by its City Clerk, and its corporate seal to be hereunto affixed, all pursuant to a motion adopted by the City Council of the City of Fort Collins on the 15th day of January, 1991.

re-recorded to correct legal description.

CITY OF FORT COLLINS
RES

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EXHIBIT
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Hubert J. Gilmartin
Hubert J. Gilmartin, Grantor

Florence R. Gilmartin
Florence R. Gilmartin, Grantor

STATE OF COLORADO)
) ss.
COUNTY OF LARIMER)

Subscribed and sworn to before me this 15th day of January, 1991, by Hubert J. Gilmartin, and Florence R. Gilmartin as Grantors.

Witness my hand and official seal.

My Commission expires: 1/20/94

Shelby C. Matson
Notary Public



