

FILED for record the 8 day of Nov A. D. 19. 78 at 3:37 o'clock P. M. *Marion A. Smith*  
RECEIVED  
Reception No. 233306 By \_\_\_\_\_ DEPUTY

RIGHT OF WAY EASEMENT

KNOW ALL MEN BY THESE PRESENTS: That Joseph A. Eccher and P. C. Klingsmith, Personal Representative of the Estate of Rena Halazon, Deceased, of the County of Gunnison and the State of Colorado, for a good and valuable consideration, the receipt whereof is hereby acknowledged, do hereby grant, bargain, sell, warrant and convey unto the Gunnison County Electric Association, Inc., a Colorado nonprofit corporation, its successors and assigns, the right, privilege and easement forever to enter upon the property hereinafter described, and install, construct, operate, maintain, patrol, inspect, service, repair, remove, relocate and reconstruct, upon, along, across, and under said property, and upon, along, across, and under the roads, streets and highways adjoining said property, an underground line or lines for the transmission of electric energy including without limitation all necessary or convenient enclosures, wires, vaults, ground connections, service line, fixtures and appliances, together with all rights and privileges necessary or convenient for the full enjoyment or use of said lines, including with limitation the right to trim, cut and keep clear all vegetation along said lines that may, in any way, endanger the proper operation of the same, and the right to enter over adjoining lands of the Grantors for the purpose of exercising the rights and privileges herein granted.

As further consideration for this grant, the Grantee will provide for either single or three phase service as and when requested and at the applicable normal minimum to the ranch buildings located in the West half of the Southeast quarter (W $\frac{1}{2}$ SE $\frac{1}{4}$ ), Section Thirty-five (35), Township Thirteen (13) South, Range Eighty-six (86) West, and in the North half of the Southwest quarter (N $\frac{1}{2}$ SW $\frac{1}{4}$ ), Section Two (2), Township Fourteen (14) South, Range Eighty-six (86) West.

The Grantors shall be entitled to such other electric service from said lines without consideration of installation costs of lines herein contained.

The Grantors shall not be responsible for any damage caused to the facilities herein as a result of normal farm operations when reasonable care is exercised. The existing line leading from Highway 135 to Grantors' buildings will be relocated to the West portion of Grantors' property upon reasonable request.

The facilities herein provided shall not interfere with existing roads and irrigation ditches. The Association will use extreme care near irrigation ditches during installation and maintenance and repair any damages immediately. The Association will get approval as to the location of all above ground structures, which will not be unreasonably denied.

The above mentioned property is located in Gunnison County, Colorado, and is more particularly described as follows:

A strip of land ten (10) feet wide and approximately 500 feet in length, across the existing roadway in the Northwest quarter of the Northeast quarter of the Southwest quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ ), and the Northeast quarter of the Northwest quarter of the Southeast

quarter (NE½NW½SE½), Section Two (2), Township Fourteen (14) South, Range Eighty-six (86) West, 6th P.M., and

A strip of land ten (10) feet wide and approximately one-half mile in length, in the Southeast quarter (SE½), Section Thirty-five (35), Township Thirteen (13) South, Range Eighty-six (86) West, 6th P.M. (the West boundary of which is the West boundary of said Southeast quarter). See map showing location of said easements annexed hereto as Exhibit "A".

The undersigned covenant that they are the owners of the above described lands and that the said lands are free and clear of encumbrances and liens of whatsoever character except those held by the following persons: None applicable.

TO HAVE AND TO HOLD said easement, together with all and singular the rights and privileges appertaining thereto, unto said Gunnison County Electric Association, Inc., its successors and assigns forever.

Signed and delivered this 6th day of Nov., 1978.

Joseph A. Eccher  
Joseph A. Eccher

WITNESSES:

[Signature]

Carolyn H. Klingsmith

[Signature]  
Personal Representative of  
the Estate of Rena Halazon,  
Deceased

STATE OF COLORADO )  
                          ) SS.  
County of Gunnison  )

The foregoing instrument was acknowledged before me this 6th day of November, 1978, by Joseph A. Eccher and P. C. Klingsmith, Personal Representative of the Estate of Rena Halazon, Deceased.

Witness my hand and official seal.

My commission expires March 17, 1982



Edwin A. Guzzow  
Notary Public

