

TEMPORARY CONSTRUCTION EASEMENT AGREEMENT TE-10A

THIS TEMPORARY CONSTRUCTION EASEMENT AGREEMENT ("AGREEMENT") is made this 10th day of February, 2015, between JOHN R. JENNINGS AND LINDA B. JENNINGS, whose mailing address is 2030 Tabor Court, Colorado Springs, CO 80919-4843, hereinafter called the Grantor(s), for and in consideration of the sum of One Hundred Fifty Five Dollars and No Cents (\$155.00), and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, in hand paid by EL PASO COUNTY BY AND THROUGH THE BOARD OF COUNTY COMMISSIONERS OF EL PASO COUNTY, COLORADO, whose address is 200 S. Cascade Avenue, Colorado Springs, CO 80903 (hereinafter "Grantee"), have given and granted and by these presents do hereby give and grant unto the said Grantee, a TEMPORARY CONSTRUCTION EASEMENT. This Easement shall be in force for one year from the date of the issuance of the Notice to Proceed or until the end of the project, whichever comes first. The following is the described premises:

See attached Exhibit A, Land Description Temporary Construction Easement
Exhibit B, Sketch

This temporary construction easement is for the following purposes, which include but are not limited to: road construction, drainage, slope, maintenance, repair, replacement, operation, ingress and egress.

That portion of the easement that pertains to slope control is subject to the following conditions: at no time hereafter shall the Grantors, or anyone claiming by, through, or under the Grantors, perform any act or thing which is or may be detrimental to, or has any adverse effect upon the stability of said excavated slopes or embankment, or which shall interfere with the flow of drainage.

Grantee does hereby agree to construct slopes in a neat and workmanlike manner, to avoid damage to any existing structures and to rework any existing approach entrances affected by said construction. At the end of the project Grantee shall smooth, re-seed, and blanket, as may be recommended by the Natural Resources Conservation Service, any disturbed area.

IN WITNESS WHEREOF, the Grantor(s) have executed this Temporary Construction Easement Agreement.

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Signature Pages Follow

CHUCK BROERMAN

El Paso County, CO

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Reference: BoCC resolution # 15-059C

EXHIBIT A

EL PASO COUNTY PROJECT NUMBER 229036
TEMPORARY EASEMENT TE-10A

SITUATE
THE SOUTHEAST QUARTER OF SECTION 33, TOWNSHIP 12 SOUTH, RANGE 64 WEST OF THE 6th P.M.,
EL PASO COUNTY, COLORADO

LEGAL DESCRIPTION

A TRACT OF LAND SITUATED IN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 33, TOWNSHIP 12 SOUTH, RANGE 64 WEST OF THE 6TH P.M., EL PASO COUNTY, COLORADO, BEING A PORTION OF THE EL PASO COUNTY, COLORADO ASSESSOR'S PARCEL NUMBER 4233000015, C/O JOHN R. JENNINGS & LINDA B. JENNINGS, 2030 TABOR COURT, COLORADO SPRINGS, COLORADO 80919-4843, SAID TRACT BEING MORE FULLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID NORTHEAST QUARTER OF SAID SOUTHEAST QUARTER OF SECTION 33, THENCE;

1. SOUTH 89°57'40" EAST ALONG THE NORTH LINE THEREOF A DISTANCE OF 335.33 FEET FOR THE **POINT OF BEGINNING**, THENCE;
2. SOUTH 21°05'00" EAST A DISTANCE OF 14.63 FEET, THENCE;
3. SOUTH 43°33'49" EAST A DISTANCE OF 24.94 FEET, THENCE;
4. SOUTH 66°02'38" EAST A DISTANCE OF 123.08 FEET, THENCE;
5. SOUTH 43°33'49" EAST A DISTANCE OF 522.07 FEET, THENCE;
6. ALONG THE ARC OF A TANGENT CURVE TO THE RIGHT, HAVING A CENTRAL ANGLE OF 10°03'17", A RADIUS OF 1,435.00 FEET, AN ARC LENGTH OF 251.82 FEET, A CHORD BEARING OF SOUTH 38°32'10" EAST AND A CHORD LENGTH OF 251.50 FEET TO THE SOUTH LINE OF THE NORTHEAST QUARTER OF SAID NORTHEAST QUARTER OF SAID SOUTHEAST QUARTER, THENCE;
7. SOUTH 89°58'49" EAST ALONG SAID SOUTH LINE A DISTANCE OF 23.92 FEET, THENCE;
8. ALONG THE ARC OF A NON-TANGENT CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 10°34'30", A RADIUS OF 1,455.00 FEET, AN ARC LENGTH OF 268.55 FEET, A CHORD BEARING OF NORTH 38°16'34" WEST AND A CHORD LENGTH OF 268.17 FEET, THENCE;
9. NORTH 43°33'49" WEST A DISTANCE OF 539.12 FEET, THENCE;
10. NORTH 66°02'38" WEST A DISTANCE OF 110.00 FEET, THENCE;
11. NORTH 43°33'49" WEST A DISTANCE OF 15.00 FEET TO THE NORTH LINE OF SAID NORTHEAST QUARTER OF SAID SOUTHEAST QUARTER OF SAID SECTION 33, THENCE
12. NORTH 89°57'40" WEST ALONG SAID NORTH LINE A DISTANCE OF 26.80 FEET TO THE **POINT OF BEGINNING**.

SAID PARCEL CONTAINS 19,411.14 SQUARE FEET, (0.446 ACRES), MORE OR LESS.

ALL BEARINGS ARE BASED ON THE NORTH LINE OF SAID NORTHEAST QUARTER OF SAID SOUTHEAST QUARTER OF SECTION 33, MONUMENTED WITH A FOUND 3/2" ALUMINUM CAP STAMPED CDOT PLS 22103, DATED 2001 ON THE EAST AND WITH A FOUND 2 1/2" ALUMINUM CAP STAMPED P.L.S. 31548, DATED 2005 ON THE WEST AND WHICH WAS ASSUMED TO BEAR SOUTH 89°57'40" EAST A DISTANCE OF 1,321.47 FEET.

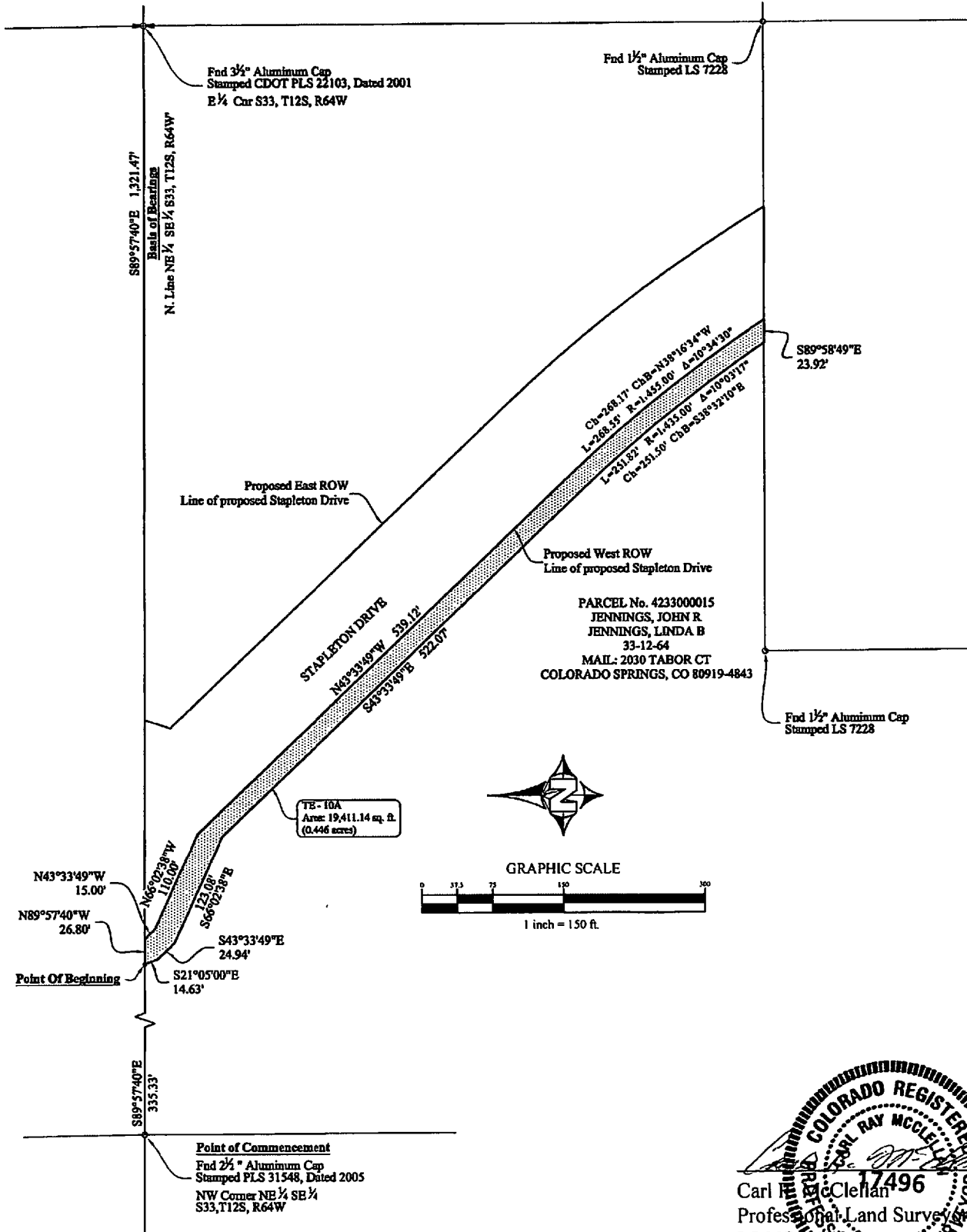


SCALE: NONE DATE: 12/18/13
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EL PASO COUNTY
PUBLIC SERVICES DEPARTMENT

EXHIBIT B
EL PASO COUNTY PROJECT NUMBER 229036
TEMPORARY EASEMENT TE-10A

SITUATE
 THE SOUTHEAST QUARTER OF SECTION 33, TOWNSHIP 12 SOUTH, RANGE 64 WEST OF THE 6th P.M., EL PASO COUNTY, COLORADO



Carl McClellan
 Professional Land Surveyor
 LS NO. 17496

SCALE: 1"=150' DATE: 12/18/13
 DRAWING: StapletonEastLegals&Exhibits.dwg BY: NH

EL PASO COUNTY
PUBLIC SERVICES DEPARTMENT