

EASEMENT HOLDER'S CONSENT

Metro Wastewater Reclamation District (the "District") and the City of Commerce City ("Grantee") hereby enter into this Easement Holder's Consent on the date(s) indicated below. In the various instruments listed on Exhibit A, Grantee is also known, and is one in the same as the City of Commerce City, Colorado; the City of Commerce City, a municipal corporation, the City of Commerce City, Colorado, a Colorado municipal corporation, the City of Commerce City, Colorado, a municipal corporation, and/or the City of Commerce City, a Colorado home rule municipality within the County of Adams and State of Colorado (all of which names are included in "Grantee").

The District has determined that Grantee is the grantee (or duly authorized successor in interest to the original grantee) and the current owner of various easements described in instruments recorded with the Adams County Clerk and Recorder as listed on **Exhibit A** (the "Easements").

In consideration for the mutual promises and covenants contained herein and other good and valuable consideration, the receipt and sufficiency of which is acknowledged, Grantee hereby consents to the District, its successors and assigns, obtaining, using and maintaining a permanent easement for purposes of an underground sanitary sewer pipeline and related facilities and appurtenances as authorized by the Grantee's Conditional Use Permit CU-123-20, along with a temporary construction lease for the initial construction and installation of the pipeline. The District's permanent easement and/or temporary construction lease cross and/or partially overlap the same real property that is encumbered by the Easements. The various areas of overlap are referred to as the "Overlap Areas" and are depicted on the attached **Exhibit B**.

On behalf of Grantee, the undersigned hereby represents and warrants: 1) that they are an authorized representative of Grantee; and 2) that Grantee has full and complete authority to issue and execute this Easement Holder's Consent in the manner which may be prescribed in the Easements listed on Exhibit A. Grantee makes no representation as to ownership or title to the Easements as of the date hereof.

This consent is premised upon the District: 1) properly installing and maintaining its improvements located within the Overlap Areas, in substantial conformance with its final approved construction plans, its permanent easement and its temporary construction lease, the Grantee's Conditional Use Permit (CU-123-20), the Intergovernmental Agreement between the City of Commerce City and the District dated 03, 2020, and other applicable requirements; 2) avoiding, restoring, repairing or restoring any improvements owned, operated, or constructed by Grantee located in, on or under any of the Overlap Areas; 3) installing, operating, and maintaining its improvements on, in or under the Overlap Areas in such manner as not to impair, disturb, alter, injure, damage, or any use of the Easements or any operations or improvements within the Overlap Areas by or of Grantee without the permission of the Grantee's City Engineer; and 4) restoring the surface of the Overlap Areas to a condition substantially similar to that which existed before the District disturbed the same.

GRANTEE:

By: _____

Print Name: _____

Authorized representative of the City
of Commerce City, Colorado

Address: City of Commerce City
7887 E. 60th Avenue
Commerce City, Colorado 80022

EXHIBIT A
(City of Commerce City Easements)

1. An instrument entitled, Grant of Drainage Easement, recorded with the Adams County Clerk and Recorder on September 12, 2007 at Reception No. 2007000087117.
2. An instrument entitled, Grant of Drainage Easement, recorded with the Adams County Clerk and Recorder on September 12, 2007 at Reception No. 2007000087115.
3. An instrument entitled, Buffalo Mesa Subdivision Filing No. 1 Plat, recorded with the Adams County Clerk and Recorder on February 13, 2003 at Reception No. C1094594.
4. An instrument entitled, Buffalo Mesa Subdivision Filing No. 1 – 2nd Amendment Plat, recorded with the Adams County Clerk and Recorder on October 6, 2008 at Reception No. 2008000031877.
5. An instrument entitled, Grant of Non-Exclusive Utility Easement, recorded with the Adams County Clerk and Recorder on November 8, 2007 at Reception No. 20070000104392.
6. An instrument entitled, Grant of Easement, recorded with the Adams County Clerk and Recorder on July 30, 2009 at Reception No. 2009000056433.
7. An instrument entitled, Grant of Easement, recorded with the Adams County Clerk and Recorder on November 17, 2009 at Reception No. 2009000085370.
8. An instrument entitled, Fronterra Village Filing No. 1 Plat, recorded with the Adams County Clerk and Recorder on August 31, 2009 at Reception No. 2009000064856.
9. An instrument entitled, Grant of Non-Exclusive Easement and Agreement, recorded with the Adams County Clerk and Recorder on November 12, 1999 at Reception No. C0612527.
10. An instrument entitled, Slope and Drainage Easement Agreement, recorded with the Adams County Clerk and Recorder on July 25, 2016 at Reception No. 2016000059375.
11. An instrument entitled, Grant of Easement and Agreement, recorded with the Adams County Clerk and Recorder on May 5, 1999 at Reception No. C0539117.
12. An instrument entitled, Propark Subdivision Plat, recorded with the Adams County Clerk and Recorder on March 29, 2010 at Reception No. 2010000020206.
13. An instrument entitled, DIA Tech Center Filing No. 2, recorded with the Adams County Clerk and Recorder on May 29, 2013 at Reception No. 2013000045520.
14. An instrument entitled, License Agreement, recorded with the Adams County Clerk and Recorder on May 14, 2010 at Reception No. 2010000032265.

EXHIBIT B
(Overlap Areas)

Vicinity Map

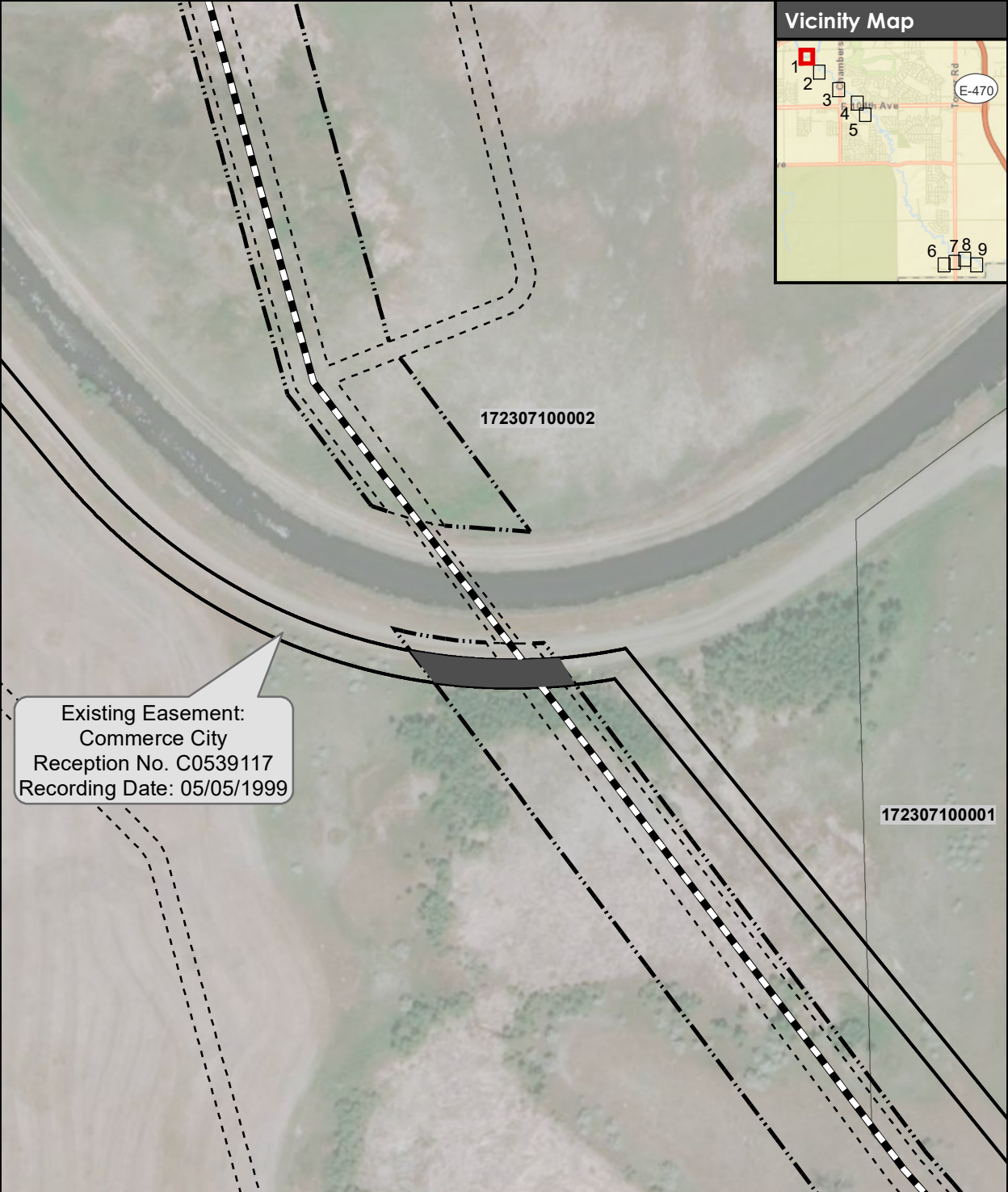
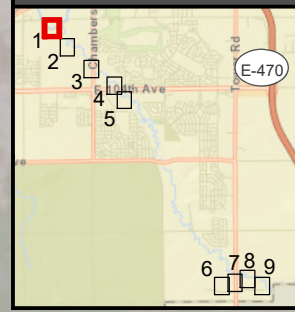
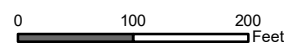


Exhibit B - Overlap Areas

- Overlap Area
- Commerce City Easement
- MWRD Permanent Easement
- MWRD Temporary Easement
- Second Creek Interceptor Alignment
- Parcel



Projection: Lambert Conformal Conic
State Plane Colorado North Feet
North American Datum of 1983 (2011)

Basemap source: ESRI and its data partners

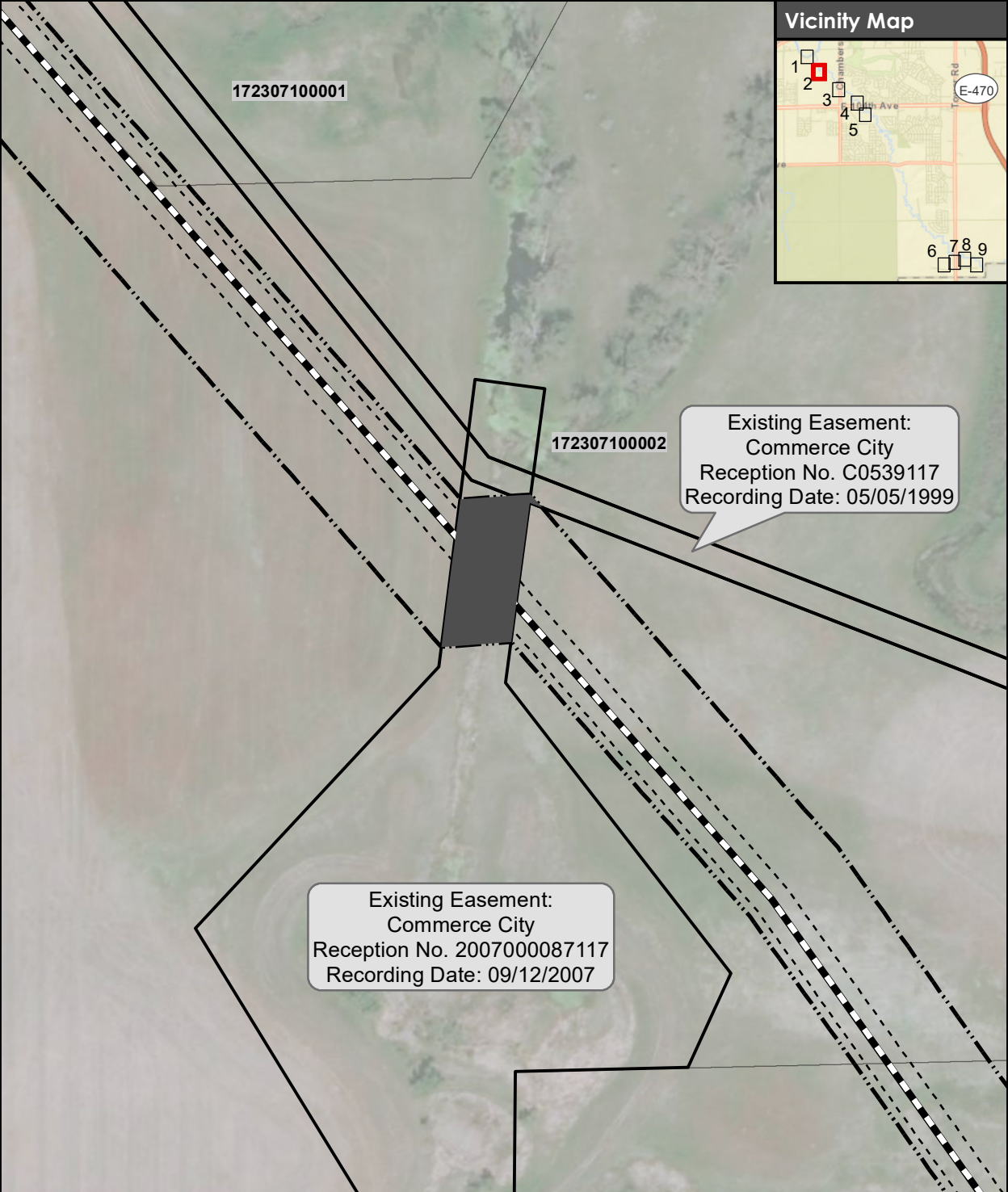
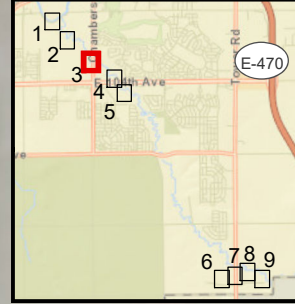


Exhibit B - Overlap Areas

<ul style="list-style-type: none"> Overlap Area Commerce City Easement MWRD Permanent Easement MWRD Temporary Easement Second Creek Interceptor Alignment Parcel	<div><div><div>0</div><div>100</div><div>200</div></div><div>Feet</div></div> <div></div> <div>Projection: Lambert Conformal Conic State Plane Colorado North Feet North American Datum of 1983 (2011)</div> <div>Basemap source: ESRI and its data partners</div>
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Vicinity Map



172307400003

Existing Easement:
Commerce City
Reception No. C0539117
Recording Date: 05/05/1999







172300000274

Chambers Rd

Existing Easement:
Commerce City
Reception No. 2007000087115
Recording Date: 09/12/2007

172300000140

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0 100 200 Feet



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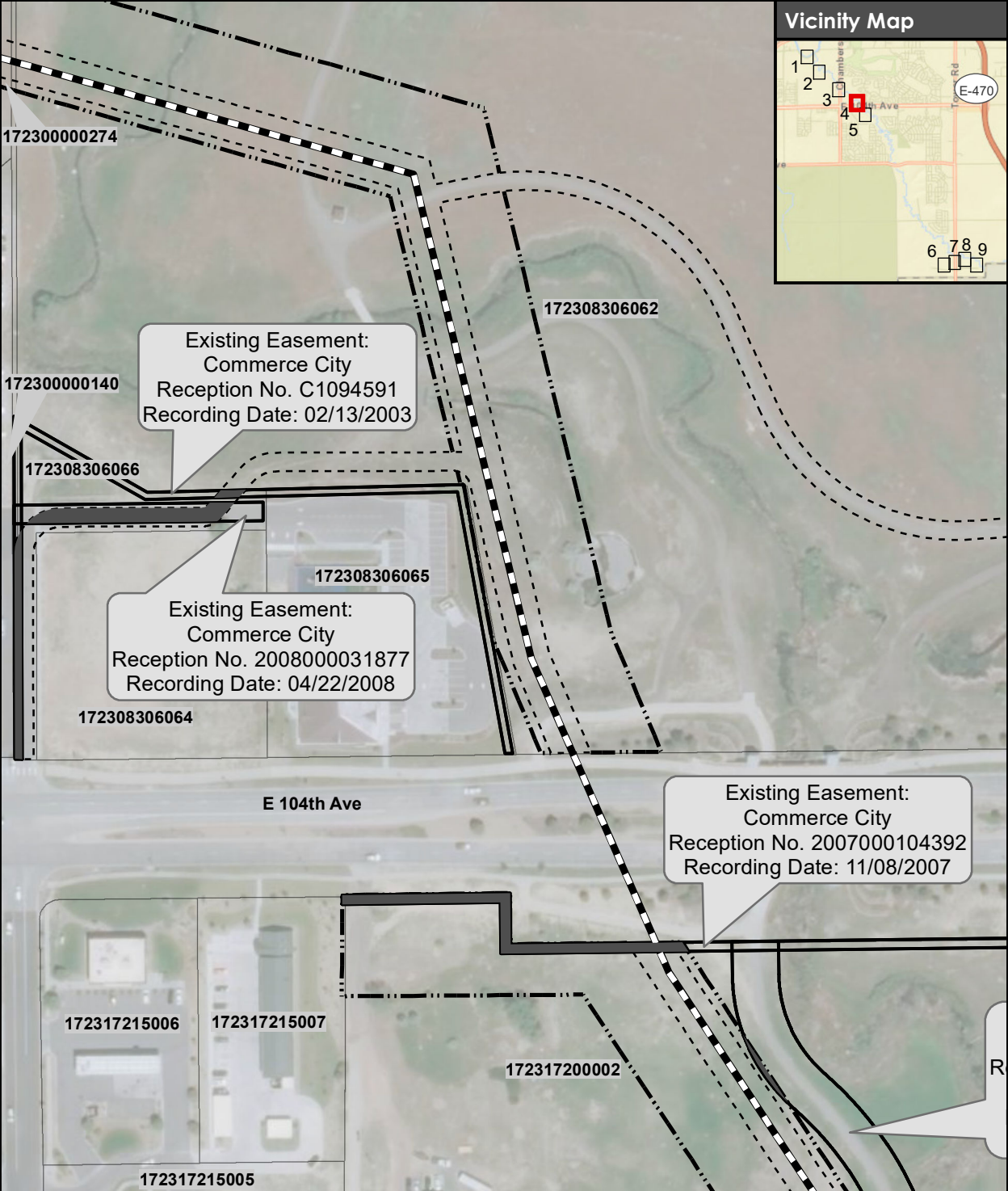
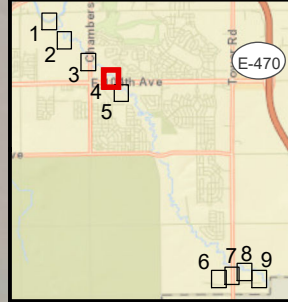








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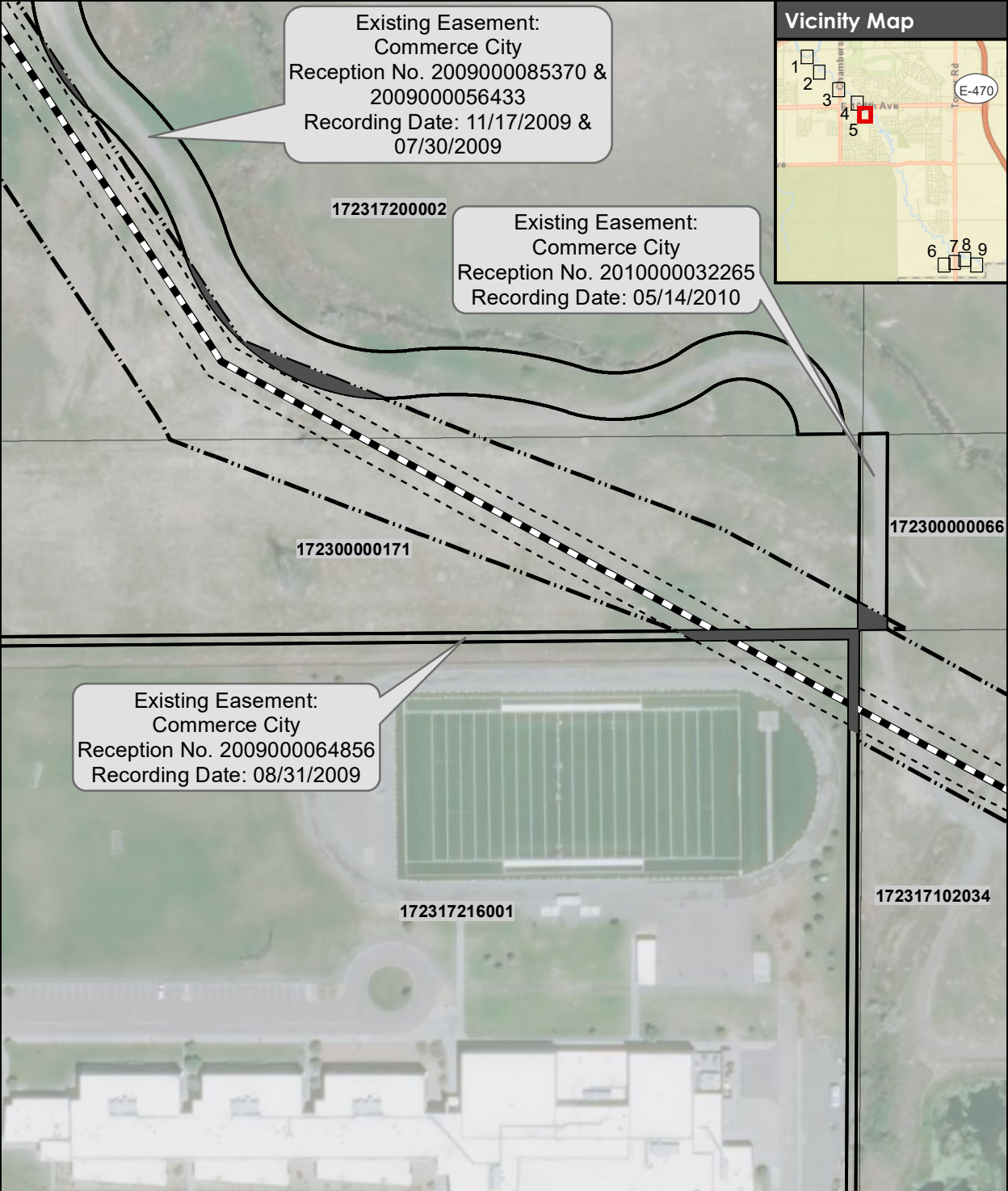


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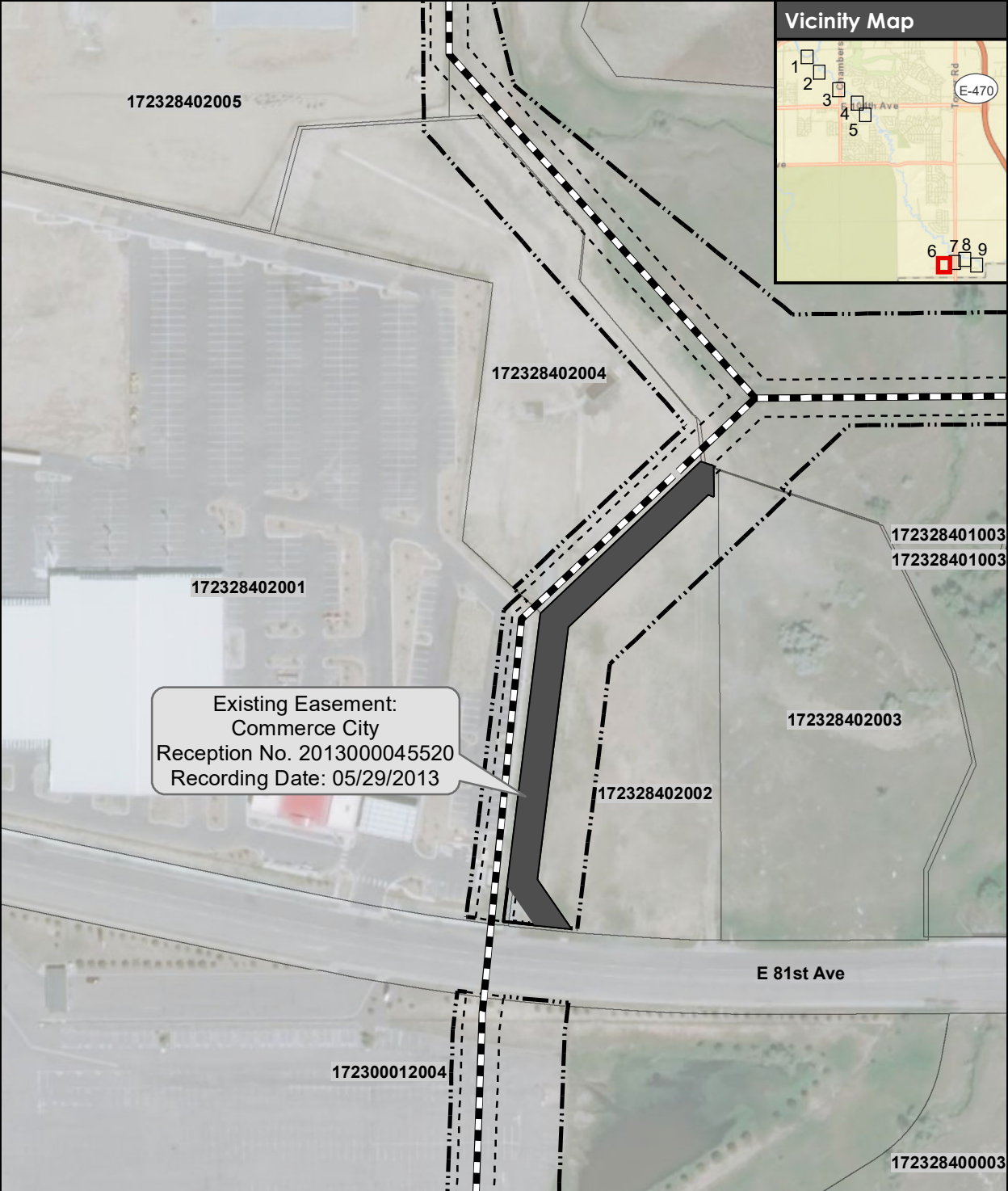
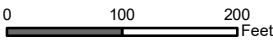


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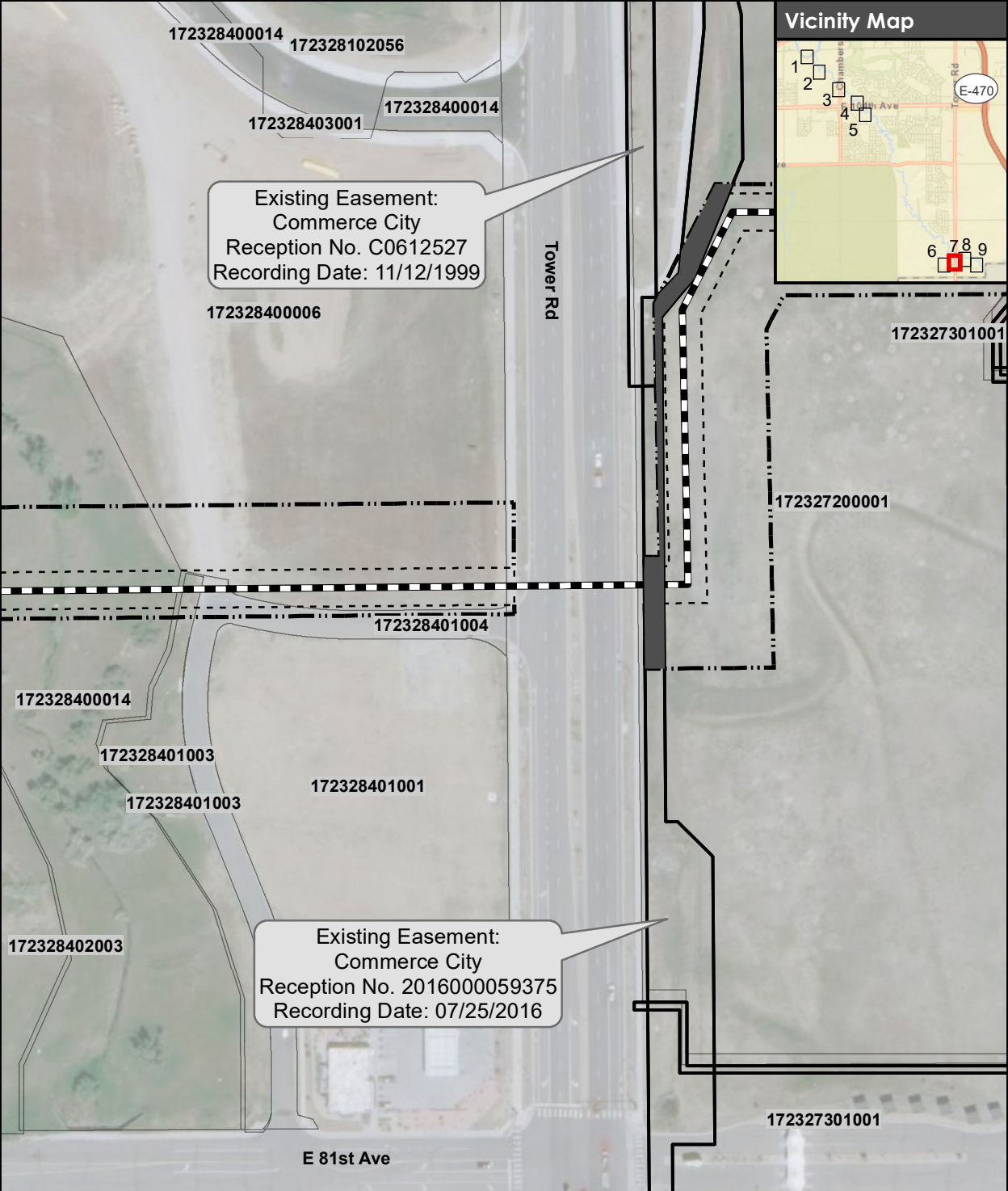


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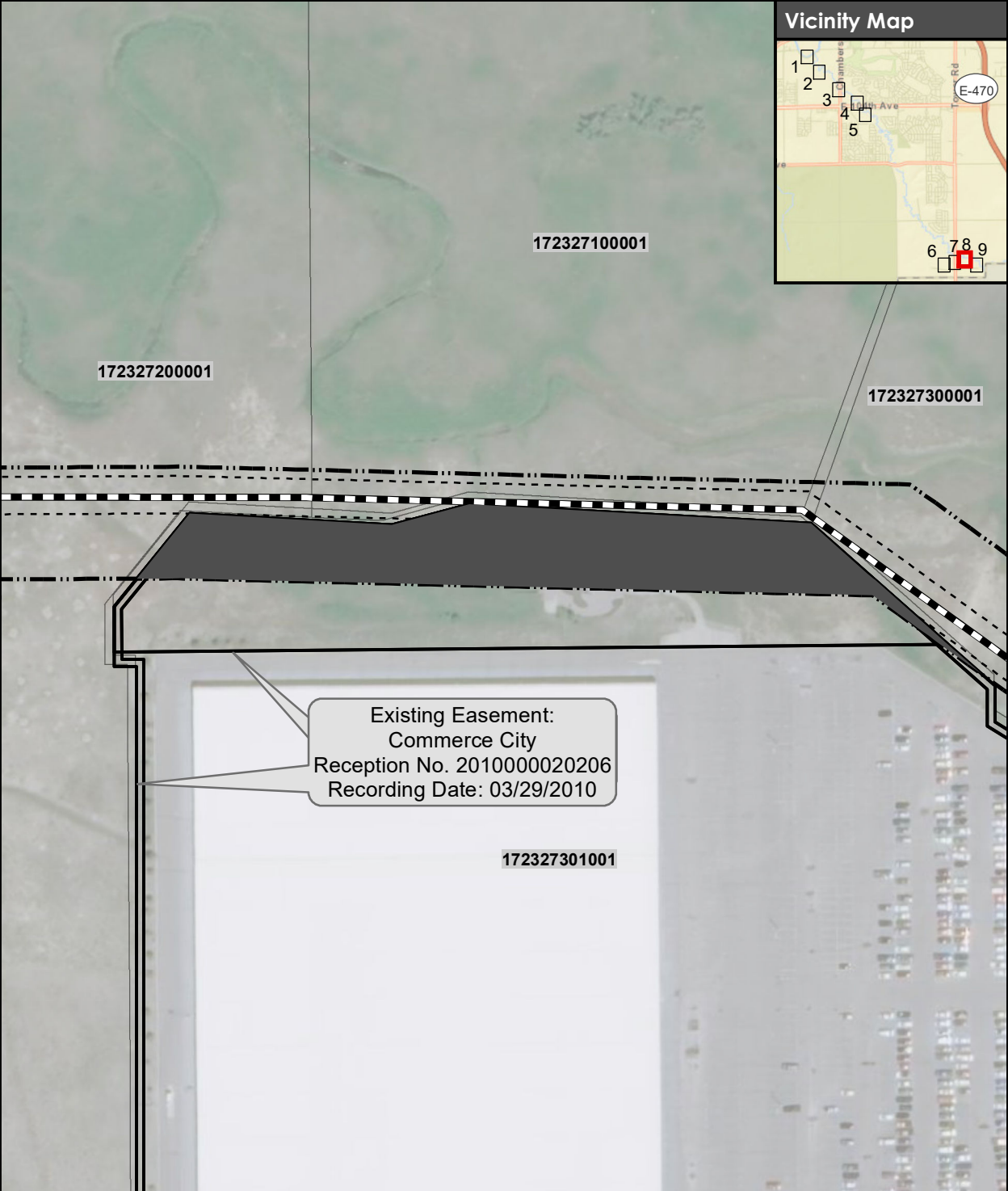
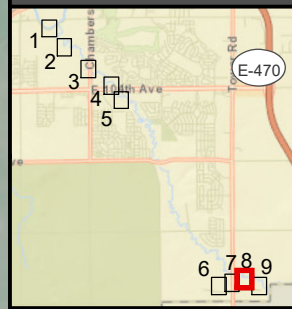








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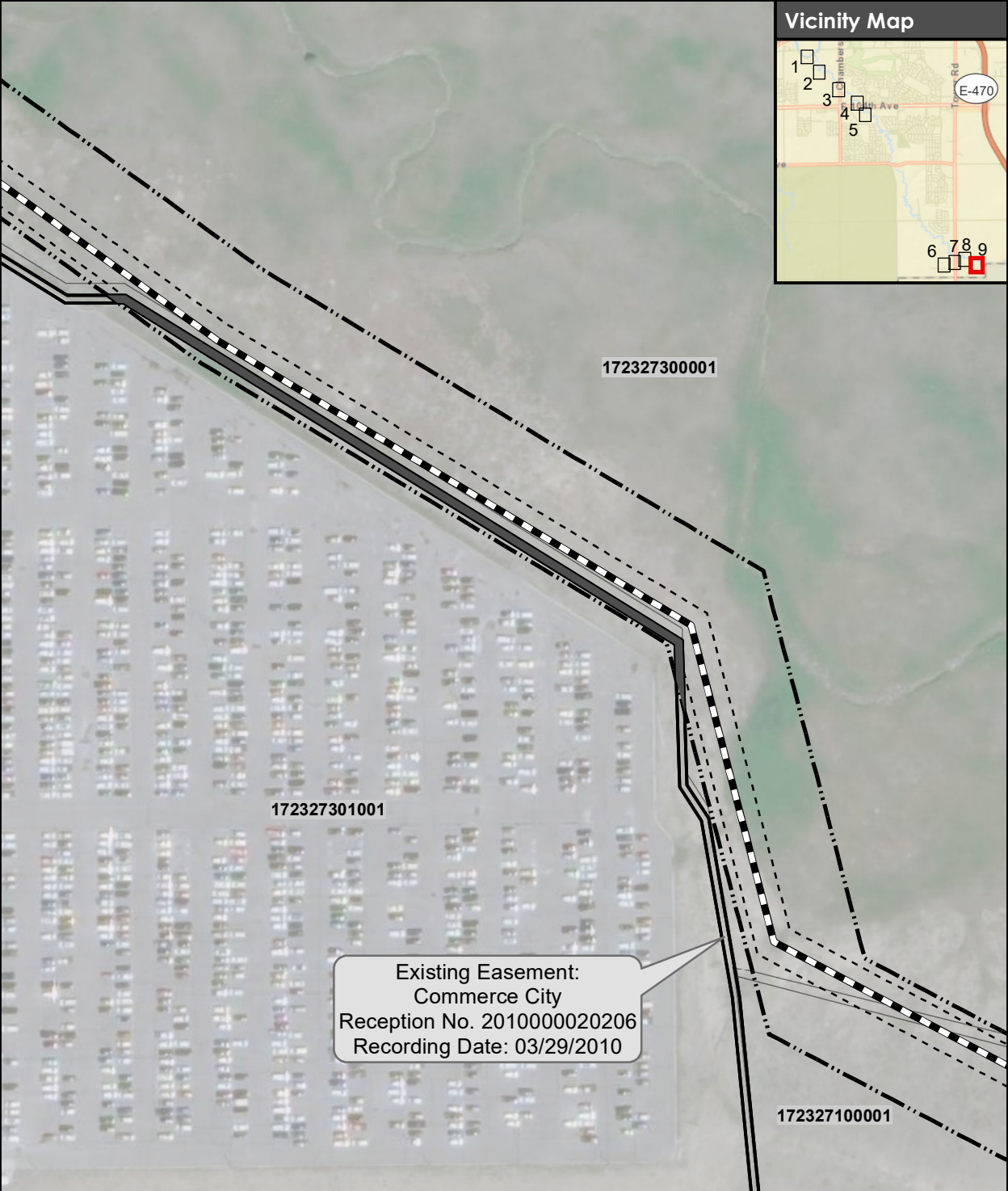
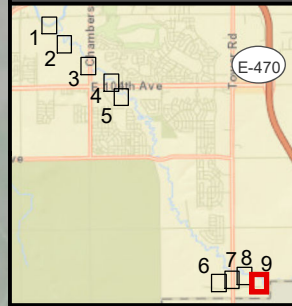


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