

AGREEMENT FOR RIGHT OF WAY

THIS AGREEMENT FOR RIGHT OF WAY ("Agreement") is made and entered into this _____ day of _____, 200__ by and between

_____ and _____.

WITNESSETH:

WHEREAS, _____ is the contract purchaser of a portion of that certain real property comprising approximately _____ acres situated in the City of Loveland, Larimer County, Colorado legally described in Exhibit A attached hereto ("Property");

WHEREAS, _____ is the owner of real property legally described in Exhibit B attached hereto which is adjacent to the Property ("Right of Way Area");

WHEREAS, the City of Loveland requires _____ to obtain a right of way from _____ across the Right of Way Area for the extension of _____; and

WHEREAS, _____ is willing to dedicate, and _____ is willing to purchase, such a right of way upon the terms and conditions set forth herein below.

NOW, THEREFORE, in consideration of the premises, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

1. Upon receipt by _____ of Final Development Plan and Development Agreement approval from the City of Loveland for development of the Property, _____ shall grant a right of way for the extension of _____ across the Right of Way Area ("Right of Way"). Such grant shall be made in the standard form utilized by the City of Loveland for such purposes at that time.
2. _____ shall pay to _____ as full compensation for the Right of Way the sum of _____ and ___/100 Dollars (\$_____) in _____ (__) equal installments. The first such installment shall be due and payable within _____ (__) days of the date on which the Right of Way is granted and the second installment shall be due and payable _____ (__) months thereafter.
3. This Agreement is entered into, and shall be interpreted in accordance with, the laws of the State of Colorado.
4. This Agreement shall be binding upon, and shall inure to the benefit of, the parties hereto and their respective heirs, successors, and assigns.
5. This Agreement sets forth the entire understanding of the parties with respect to the matters addressed herein, and may only be modified by a written amendment signed

by all of the parties.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement or caused it to be executed as of the date first written hereinabove.

By: _____

Under Agreement Dated _____