

HIGHWAY EASEMENT DEED

THIS DEED, made this 11 day of April, 2017, by and between the UNITED STATES OF AMERICA, acting by and through the DEPARTMENT OF TRANSPORTATION, FEDERAL HIGHWAY ADMINISTRATION, hereinafter referred to as the DEPARTMENT, and the DEPARTMENT OF TRANSPORTATION, STATE OF COLORADO, hereinafter referred to as the GRANTEE:

WITNESSETH

WHEREAS, the GRANTEE has filed application under the provisions of the Act of Congress of August 27, 1958, as amended (23 U.S.C. Section 317), for the right of way of a highway over certain Federal land under the jurisdiction of the Department of Agriculture – United States Forest Service in the State of Colorado, and

WHEREAS, the Federal Highway Division Administrator, pursuant to delegation of authority from the Secretary of Transportation, has determined that an easement over the land covered by the application is reasonably necessary for a right-of-way for:

Highway Number: 550

Designation: Red Mountain Pass to Ouray Mile Markers 80.47 to 91.82

National Forests: Uncompahgre

Parcel #s: HE-1, HE-2, HE-3, HE-4, HE-5, HE-6, HE-7, HE-8

and,

WHEREAS, the Department of Agriculture, acting by and through the United States Forest Service, in its consent to the appropriation of the Federal land, has agreed to the transfer by the Department of an easement over the land to the Grantee;

NOW THEREFORE, the Department, as authorized by law, does hereby grant to the Grantee an easement for a right-of-way for the construction, operation, and maintenance of a highway and use of the space above and below the established grade line of the highway pavement for highway purposes on, over, across, in, and upon the following described Federal land within the United States in the County of Ouray, State of Colorado:

Section	Subdivision	Township	Range	Meridian
14	NE¼, NE¼	42N	8W	NMPM
AND				
11	SE¼, SE¼	42N	8W	NMPM
AND				
12	NW¼, SW¼	42N	8W	NMPM

AND				
12	E½, NW¼	42N	8W	NMPM
AND				
1	S½,			
1	SE¼, NE¼	42N	8W	NMPM
6	NW¼, NW¼	42N	7W	NMPM
AND				
31	SE¼, SW¼	43N	7W	NMPM
31	NE¼, SE¼	43N	7W	NMPM
AND				
32	W½, NW¼	43N	7W	NMPM
29	W½,	43N	7W	NMPM
20	W½, E½	43N	7W	NMPM
17	E½, E½	43N	7W	NMPM
16	NW¼, NW¼	43N	7W	NMPM
AND				
8	SE¼, SE¼	43N	7W	NMPM
AND				
8	NW¼, NW¼	43N	7W	NMPM
5	W½, W½,	43N	7W	NMPM

as the land is more particularly described in Exhibit "A", and Exhibit "B" (Parcel 1), attached hereto and made part hereof;

WITH THE EXCEPTION OF THE FOLLOWING EXISTING EASEMENTS:

Project Number: FC 550-2(10) Snow Shed
Project Number: SBCO 99-005 (Idarado Overlook)
Project Number: C 5502-028 (Tunnel)

subject to the stipulations in Exhibit C, attached hereto and made a part hereof, and the following terms and conditions:

- (1) Outstanding valid claims, if any, existing on the date of this grant, and the Grantee shall obtain such permission as may be necessary on account of any such claims.

- (2) Construction of the highway facility is to be undertaken by the Grantee in compliance with the Act entitled "An Act for the Preservation of American Antiquities" approved June 8, 1906 (34 Stat. 225, 16 U.S.C. 432-433), and state laws where applicable.
- (3) The easement herein granted shall terminate ten (10) years from the date of the execution of this deed by the United States of America in the event construction of a highway on the right-of-way is not started during such period.
- (4) The easement herein granted is limited to use of the described right-of-way and the space above and below the established grade line of the highway pavement for the purpose of construction, operation, and maintenance of a highway in accordance with the approved plans described in the following condition numbered (5) and does not include the grant of any rights for non-highway purposes or facilities; provided, that the right of the United States Forest Service to use or authorize the use of any portion of the right-of-way for non-highway purposes shall not be exercised when such use would be inconsistent with the provisions of Title 23 of the United States Code and of the Federal Highway Administration regulations issued pursuant thereto or would interfere with the free flow of traffic or impair the full use and safety of the highway, and in any case the Federal Highway Administration shall be consulted prior to the exercise of such rights.
- (5) The design and construction of highway projects situated on this right-of-way will be in accord with the provisions of Title 23, U.S.C. Highways, and amendments; the regulations contained in Title 23, code of Federal Regulations – Highways and amendments, the provisions of the Federal-Aid Policy Guide issued by the Federal Highway Administration; the construction specifications and approved plans of the Colorado Department of Transportation as approved by the Federal Highway Administration for use on Federal-aid projects.
- (6) Consistent with highway safety standards, the Grantee shall:
 - a. Protect and preserve soil and vegetative cover and scenic and aesthetic values on the right-of-way outside of construction limits and,
 - b. Provide for the prevention and control of soil erosion within the right-of-way and adjacent lands that might be affected by the construction, operation, or maintenance of the highway, and shall vegetate and keep vegetated with suitable species, all earth

cut or fill slopes feasible for revegetation or other areas on which ground cover is destroyed where it is deemed necessary prior to completion of the highway and shall maintain all terracing, waterbars, leadoff ditches, or other preventive works that may be required to accomplish this objective. This provision shall also apply to slopes that are reshaped following slides which occur during or after construction.

- (7) The Grantee shall establish no sites for highway operation and maintenance facilities, camps, supply depots or disposal areas within the right-of-way without obtaining approval from the USFS authorized officer.
- (8) The Grantee shall maintain the right-of-way and highway facilities to acceptable standards of repair, orderliness, neatness, sanitation, and safety.
- (9) The Grantee shall maintain the right of way clearing by means of chemicals only after consultation with the Forest Service. Consultation must address the time, method, chemicals, and the exact portion of the right of way to be chemically treated.
- (10) When need for the easement herein granted shall no longer exist and the area has been reasonably rehabilitated to protect the public and environment, the Grantee shall give notice of that fact to the Secretary of Agriculture and the rights herein granted shall terminate and land shall immediately revert to the full control of the Secretary of the Department of Agriculture or his assigns.

The Grantee, in consideration of the conveyance of said land, does hereby covenant and agree as a covenant running with the land for itself, its successors and assigns that (a) no person shall, on the grounds of race, color or national origin, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination with regard to any facility located wholly or in part on, over, or under such land hereby conveyed, (b) that the Grantee shall use said land so conveyed in compliance with all requirements imposed by or pursuant to 49CFR Part 21, Nondiscrimination in federally-assisted programs of the Department of Transportation, in effectuation of Title VI of the Civil Rights Act of 1964, and as said Regulations may be amended.

In the event of breach of any of the above-mentioned nondiscrimination conditions, the Department of Agriculture shall have the right to re-enter said land and facilities on said land, and the above-described land and facilities shall thereupon revert to and vest in and become the

absolute property of the Department of Agriculture and its assigns, as such interest existed prior to this instrument.

IN WITNESS WHEREAS, I,

Pursuant to delegations of authority from the Secretary of Transportation, the Federal Highway Administrator, by virtue of authority in me vested by law, have hereunto subscribed my name as of the day and year first above written.

UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
FEDERAL HIGHWAY ADMINISTRATION

By: _____

John M. Cate

Division Administrator

STATE OF Colorado)
_____) COUNTY OF Jefferson)

I, Sandra Wilmoth, a Notary Public in and for the State of Colorado, do hereby certify that on this the 21 day of April, 2017, before me personally appeared, John M. Cate, Division Administrator, Federal Highway Administration, and acknowledged that the foregoing instrument was executed by him in his official capacity and by authority in him vested by law, for the purposes and intents in said instrument described and set forth, and acknowledged the same to be his free act and deed as Division Administrator, Federal Highway Administration.

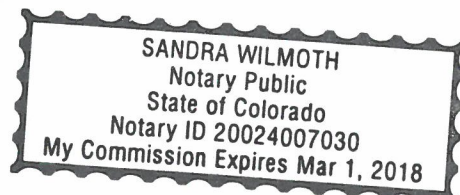
Witness my hand and seal this 21 day of April, 2017.

Sandra Wilmoth

(Notary Public)

(SEAL)

My Commission Expires 03.01-18.



In compliance with the conditions set forth in the foregoing deed, the Department of Transportation, State of Colorado, certifies, and by the acceptance of this deed, accepts the right-of-way over certain lands herein described and agrees for itself, its successors and assigns forever to abide by the conditions set forth in said deed.

ATTEST:

David Edwards
David Edwards
Chief Clerk – Right of Way

DEPARTMENT OF TRANSPORTATION
STATE OF COLORADO

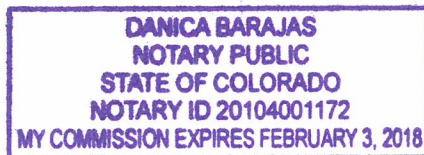
By: Joshua Laipply
Joshua Laipply P.E.
Chief Engineer

STATE OF COLORADO)
)
CITY AND COUNTY OF DENVER)

I, Danica Barajas, a Notary Public in and for said County and State, hereby certify that Joshua Laipply, Chief Engineer for the Department of Transportation, State of Colorado and David Edwards Chief Clerk – Right of Way for the Department of Transportation, State of Colorado, are signed to the foregoing conveyance and are known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, they in their capacity as much, have executed the same voluntarily on this day.

Given under my hand and seal of office this 11 day of April, 2017.

(SEAL)



Danica Barajas
Notary Public
4201 E. Arkansas
Denver, Colorado

My Commission Expires 2-3-18.

Certification

I, Kathryn E. Young, Chief Transportation Counsel, for Department of Transportation, State of Colorado, and duly licensed to practice law in the State of Colorado, hereby certify that this deed is legally sufficient for its stated purpose.

Date: 3/29/17

Kathryn E. Young

Colorado Department of Transportation
 3803 North Main Avenue
 Suite 300
 Durango, CO 81301
 Phone: 970-385-1400 FAX: 970-385-1410
 Region 5 TCJ

Sheet Revisions			Sheet Revisions			Sheet Revisions		
Date	Description	Initials	Date	Description	Initials	Date	Description	Initials
mm/dd/yy	XXXXXXXX	XXX	mm/dd/yy	XXXXXXXX	XXX	mm/dd/yy	XXXXXXXX	XXX



Highway Easement Deed Exhibit 'A'			
U.S.F.S and C.D.O.T.			
Project Number: Grand Mesa Uncompahgre National Forest			
Project Location: U.S. 550 Mile Post 80.47 to 91.82			
Ouray County			
Project Code:	Last Mod. Date:	Page:	
01-30-15		1 of 19	

DEPARTMENT OF TRANSPORTATION STATE OF COLORADO

EXHIBIT 'A'

HIGHWAY EASEMENT DEED GRAND MESA UNCOMPAHGRE NATIONAL FOREST

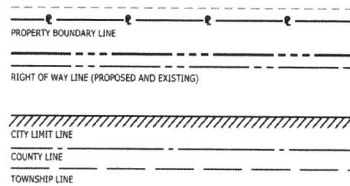
U.S. HIGHWAY NO. 550
 OURAY COUNTY

SHEET NO.	INDEX OF SHEETS
1	(1) Title Sheet
2	(1) Exhibit Map Key
3-19	(17) Exhibit
	(19) Total Sheets

Scales of Original 11"x17" Drawings

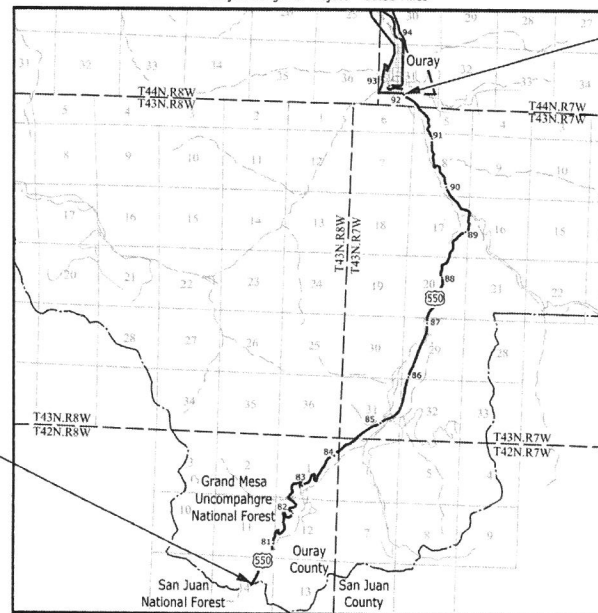
Plan Sheets 1"=200'

Map Key 1"=3000'



Note: For a complete listing of symbology used within this set of plans, please refer to the M-100-1 Standard Symbols of the Colorado Department of Transportation M&S Standards Publication dated July 2012.

Begin H.E.D. Project
 Mile Post 80.47



End H.E.D. Project
 Mile Post 91.82

PROJECT LOCATION MAP



Linear Units = U.S. Survey Feet

1. This exhibit map is not a boundary survey of the adjoining property and is prepared for the Colorado Department of Transportation purposes only.
2. For title information, The Colorado Department of Transportation relied on no Title Policy.
3. This plan set is subject to change and may not be the most current set. It is the user's responsibility to verify with CDOT that this set is the most current.
4. This Exhibit is intended to be for reference purposes only. Land line locations are approximate and need to be verified. The graphics shown on this exhibit are referenced from the Ouray County Geographic Information System dated July 1, 2013, supplemented by records from the Colorado Department of Transportation. The imagery is from National Agricultural Imagery Program (NAIP 2011). All data is assumed current as of the date shown on this exhibit.

COLORADO DEPARTMENT OF TRANSPORTATION FEDERAL-AID HIGHWAY PROJECT	
ROW PLANS AUTHORIZED:	DATE
CDOT ROW PROGRAM MANAGER	

Colorado Department of Transportation
 3803 North Main Avenue
 Suite 300
 Durango, CO 81301
 Phone: 970-385-1400 FAX: 970-385-1410
 Region 5 TCJ

Sheet Revisions			Sheet Revisions			Sheet Revisions		
Date	Description	Initials	Date	Description	Initials	Date	Description	Initials
mm/dd/yy	XXXXXXXX	XXX	mm/dd/yy	XXXXXXXX	XXX	mm/dd/yy	XXXXXXXX	XXX

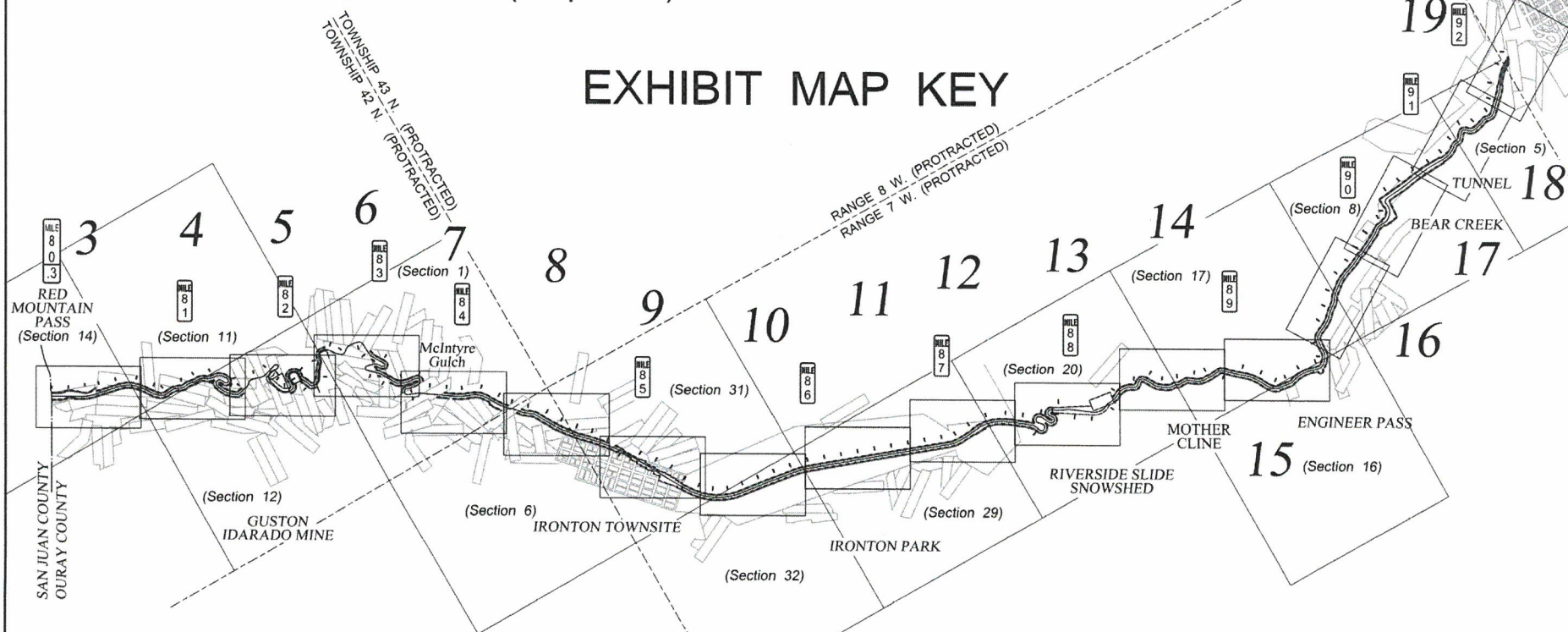


Highway Easement Deed Exhibit 'A'
 U.S.F.S. and C.D.O.T.
 Project Number: Grand Mesa Uncompahgre National Forest
 Project Location: U.S. 550 Mile Post 80.47 to 91.82
 Ouray County
 Project Code: Last Mod. Date: Page
 01-30-15 2 of 19

GRAND MESA UNCOMPAHGRE NATIONAL FOREST
 T. 42 N., R. 7 and 8 W., N.M.P.M., (Suspended)
 T. 43 N., R. 7 W., N.M.P.M. (Suspended)


0' 1,500' 3,000' 6,000'
 ORIGINAL SCALE: 1"=3,000'

EXHIBIT MAP KEY



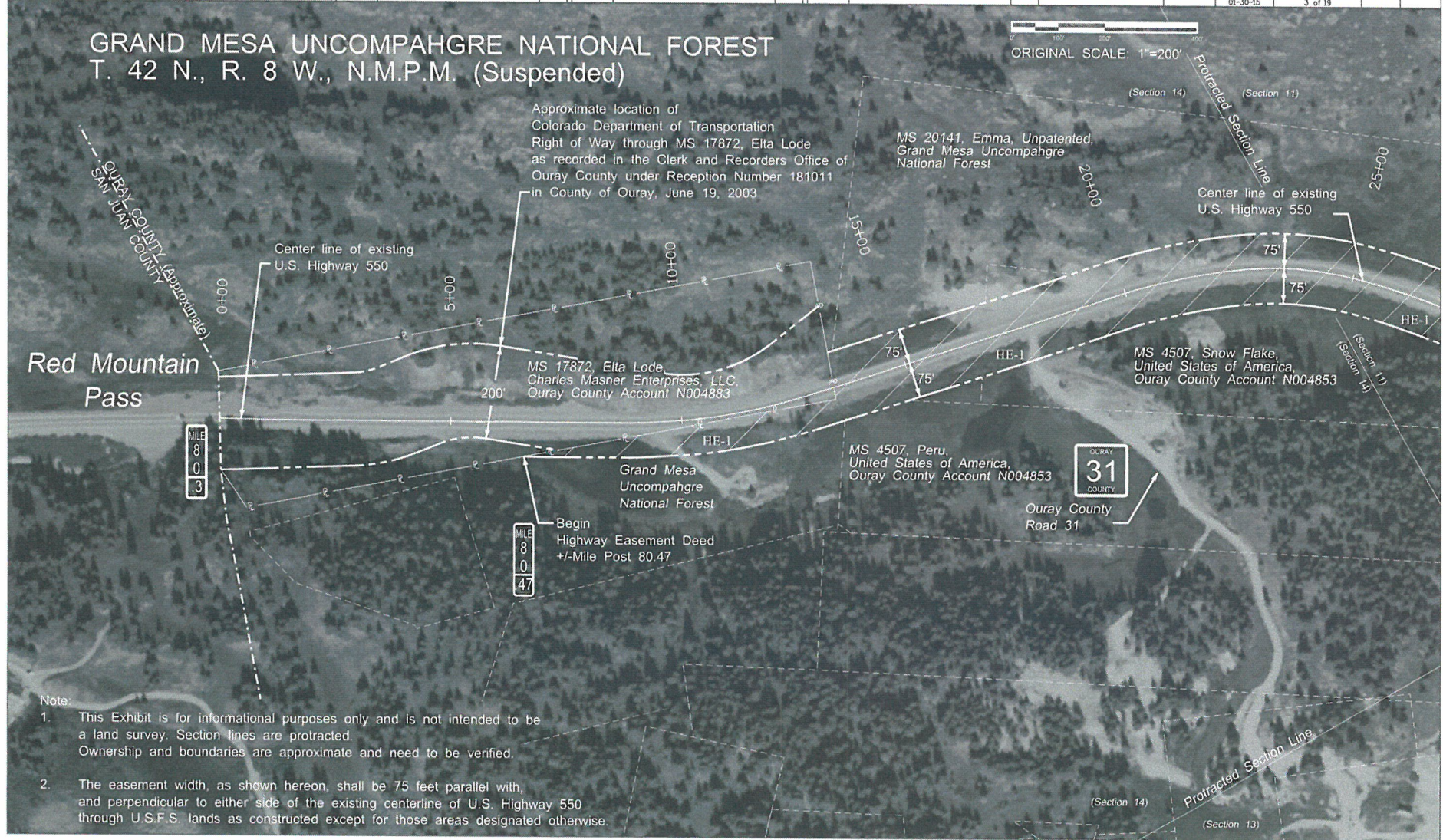
Note:

1. This Exhibit is for informational purposes only and is not intended to be a land survey. Section Lines are protracted. Ownership and boundaries are approximate and need to be verified.
2. The easement width, as shown hereon, shall be 75 feet parallel with, and perpendicular to either side of the existing centerline of U.S. Highway 550 through U.S.F.S. lands as constructed except for those areas designated otherwise.

Colorado Department of Transportation
 3803 North Main Avenue
 Suite 300
 Durango, CO 81301
 Phone: 970-385-1400 FAX: 970-385-1410
 Region 5 TCJ

[illegible]

Highway Easement Deed Exhibit 'A'			
U.S.F.S. and C.D.O.T.			
Project Number: Grand Mesa Uncompahgre National Forest			
Project Location: U.S. 550 Mile Post 80.47 to 91.82			
Duray County			
Project Code:	Last Mod. Date	Page	
	01-30-15	3 of 10	



Colorado Department of Transportation
 3803 North Main Avenue
 Suite 300
 Durango, CO 81301
 Phone: 970-385-1400 FAX: 970-385-1410
 Region 5 TCJ

Sheet Revisions

Date mm/dd/yy	Description XXXXXXXXXX	Initials XXX

Sheet Revisions

Date mm/dd/yy	Description XXXXXXXXXX	Initials XXX

Sheet Revisions


Date mm/dd/yy	Description XXXXXXXXXX	Initials XXX



Highway Easement Deed Exhibit 'A'

U.S.F.S. and C.D.O.T.		
Project Number: Grand Mesa Uncompahgre National Forest		
Project Location: U.S. 550 Mile Post 80.47 to 91.82		
Duray County		
Project Code:	Last Mod. Date	Page
01-30-2015		4 of 19




Colorado Department of Transportation
 3803 North Main Avenue
 Suite 300
 Durango, CO 81301
 Phone: 970-385-1400 FAX: 970-385-1410
 Region 5 TCJ

Sheet Revisions	
Date	Description
mm/dd/yy	XXXXXXXX

[illegible][illegible]

Highway Easement Deed Exhibit 'A'			
U.S.F.S and C.D.O.T.			
Project Number: Grand Mesa Uncompaghe National Forest			
Project Location: U.S. 550 Mile Post 80.47 to 91.82			
Duray County			
Project Code:	Last Mod. Date	Page	
	01-20-15	5 of 19	




Colorado Department of Transportation
 3803 North Main Avenue
 Suite 300
 Durango, CO 81301
 Phone: 970-385-1400 FAX: 970-385-1410
 Region 5 TCJ

[illegible]

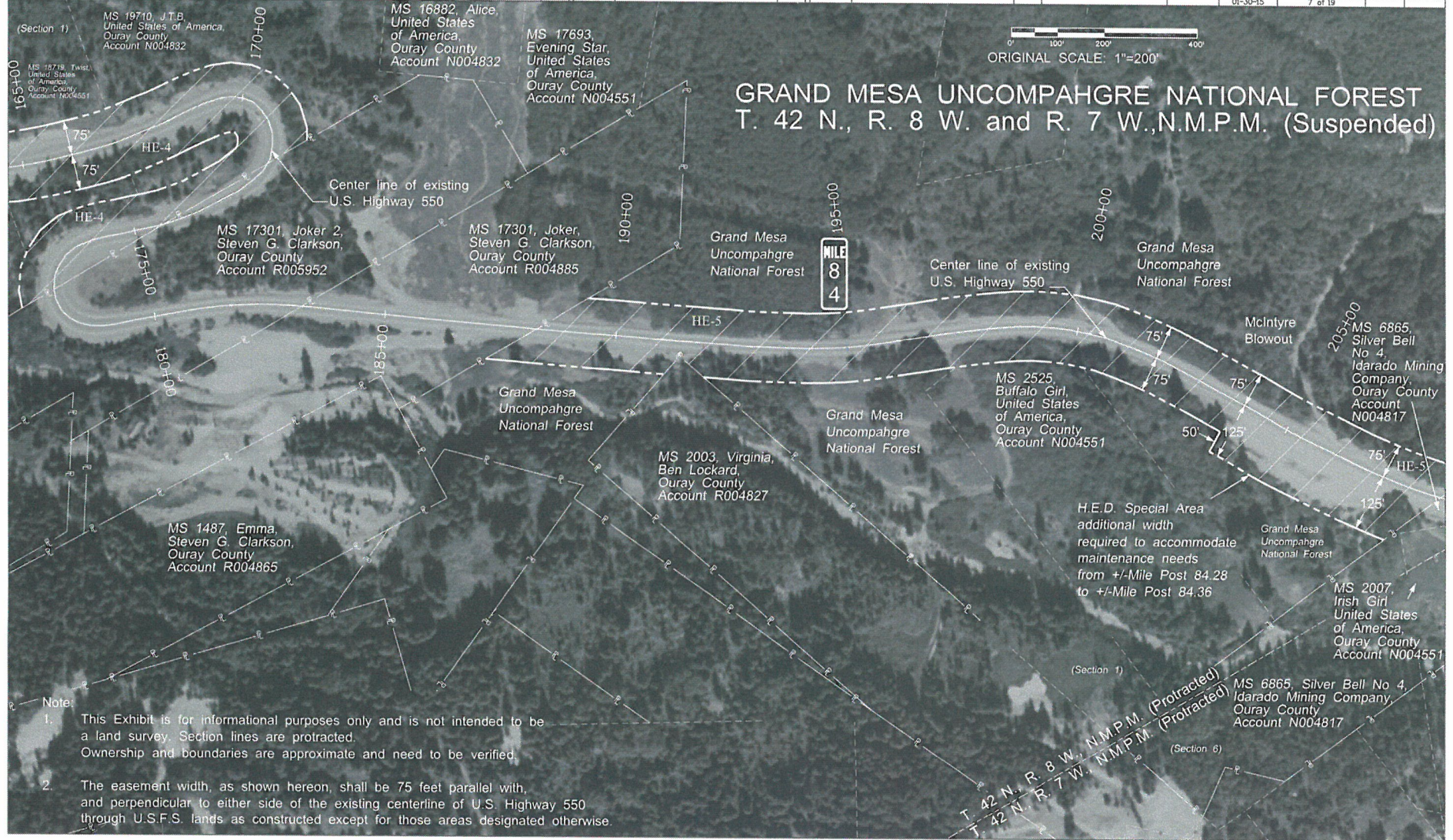
Highway Easement Deed Exhibit 'A'		
U.S.F.S and C.D.O.T.		
Project Number: Grand Mesa Uncompahgre National Forest		
Project Location: U.S. 550 Mile Post 80.47 to 91.82		
Duray County		
Project Code: Last Mod. Date	Page	
01-10-15	6 of 10	




Colorado Department of Transportation
 3803 North Main Avenue
 Suite 300
 Durango, CO 81301
 Phone: 970-385-1400 FAX: 970-385-1410
 Region 5 TCJ

[illegible]

Highway Easement Deed Exhibit 'A'			
U.S.F.S and C.D.O.T.			
Project Number: Grand Mesa Uncompahgre National Forest			
Project Location: U.S. 550 Mile Post 80.47 to 91.82			
Durang County			
Project Code:	Last Mod. Date	Page	
	01-30-15	7 of 19	



Colorado Department of Transportation
 3803 North Main Avenue
 Suite 300
 Durango, CO 81301
 Phone: 970-385-1400 FAX: 970-385-1410
 Region 5 TCJ

Sheet Revisions

Date mm/dd/yy	Description XXXXXXXX	Initials XXX

Sheet Revisions

Date mm/dd/yy	Description XXXXXXXX	Initials XXX

Sheet Revisions

Date mm/dd/yy	Description XXXXXXXX	Initials XXX

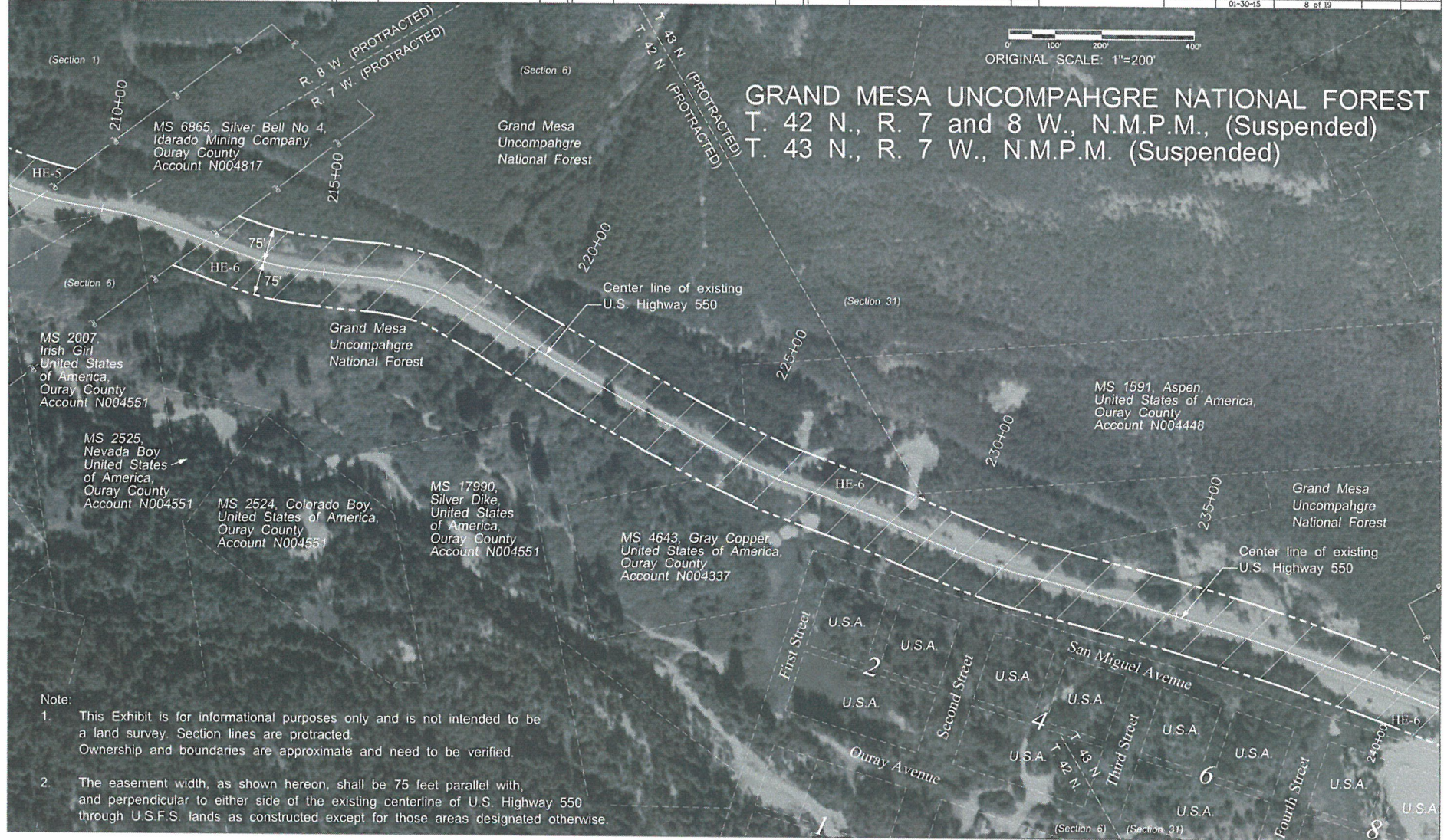


Highway Easement Deed Exhibit 'A'

U.S.F.S and C.D.O.T.	
Project Number: Grand Mesa Uncompahgre National Forest	
Project Location: U.S. 550 Mile Post 80.47 to 91.82	
Duray County	
Project Code: Last Mod. Date	Page
01-30-15	8 of 19

0' 100' 200' 400'
 ORIGINAL SCALE: 1"=200'

GRAND MESA UNCOMPAHGRE NATIONAL FOREST
 T. 42 N., R. 7 and 8 W., N.M.P.M., (Suspended)
 T. 43 N., R. 7 W., N.M.P.M. (Suspended)



Colorado Department of Transportation
 3803 North Main Avenue
 Suite 300
 Durango, CO 81301
 Phone: 970-385-1400 FAX: 970-385-1410
 Region 5 TCJ

Sheet Revisions

Date mm/dd/yy	Description XXXXXXXXXX	Initials XXX

Sheet Revisions

Date mm/dd/yy	Description XXXXXXXXXX	Initials XXX

Sheet Revisions

Date mm/dd/yy	Description XXXXXXXXXX	Initials XXX

Highway Easement Deed Exhibit 'A'

U.S.F.S and C.D.O.T.

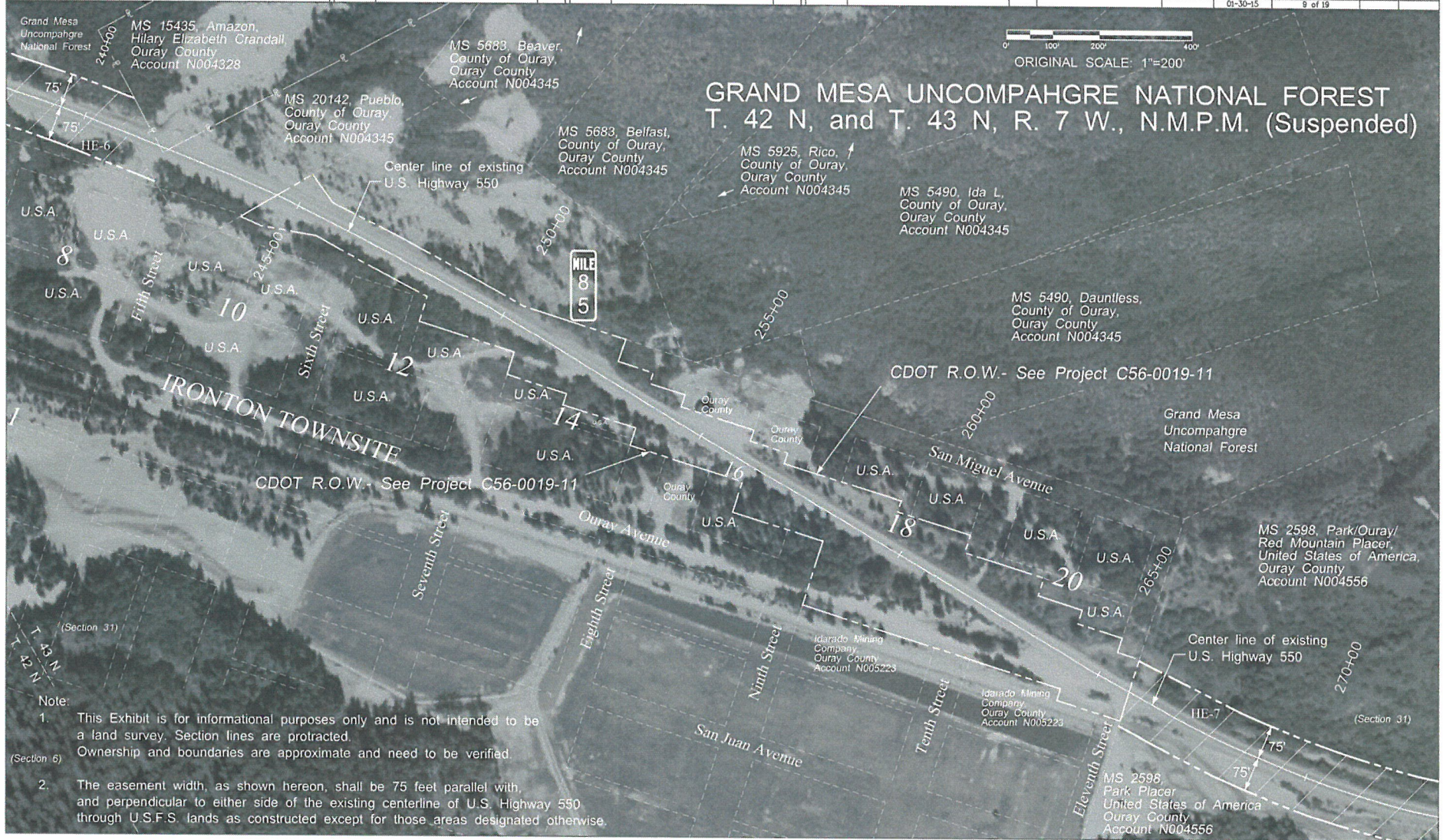
Project Number: Grand Mesa Uncompahgre National Forest


Project Location: U.S. 550 Mile Post 80.47 to 91.82

Duray County

Project Code: Last Mod. Date Page

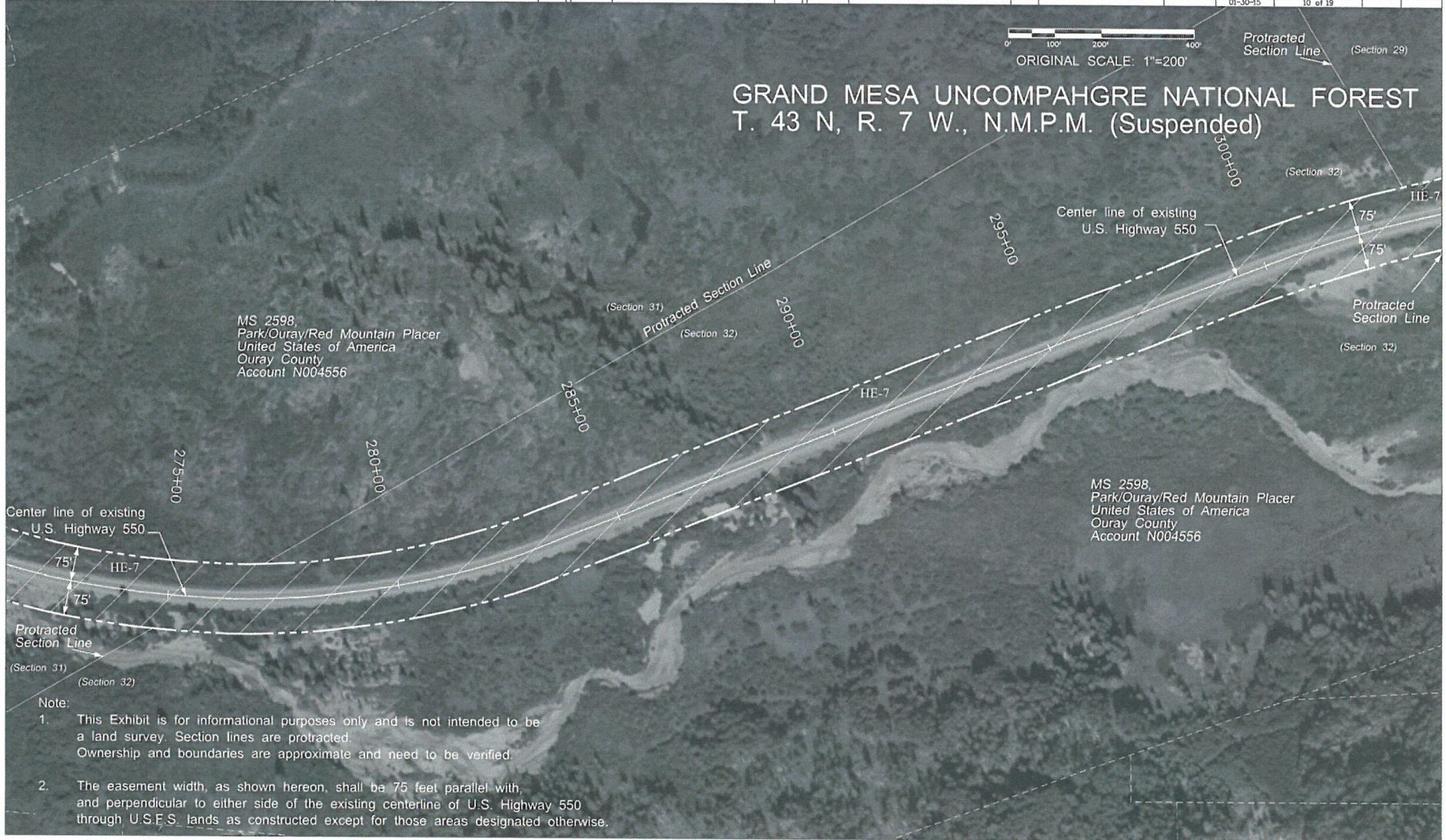
01-30-15 9 of 19



Colorado Department of Transportation
 3803 North Main Avenue
 Suite 300
 Durango, CO 81301
 Phone: 970-385-1400 FAX: 970-385-1410
 Region 5 TCJ

[illegible]

Highway Easement Deed Exhibit 'A'			
U.S.F.S and C.D.O.T.			
Project Number: Grand Mesa Uncompahgre National Forest			
Project Location: U.S. 550 Mile Post 80.47 to 91.82			
Ouray County			
Project Code:	Last Mod. Date	Page	
00-50015		10 of 10	



Colorado Department of Transportation
 3803 North Main Avenue
 Suite 300
 Durango, CO 81301
 Phone: 970-385-1400 FAX: 970-385-1410
 Region 5 TCJ

Sheet Revisions

Date mm/dd/yy	Description XXXXXXXXXX	Initials XXX

Sheet Revisions

Date mm/dd/yy	Description XXXXXXXXXX	Initials XXX

Sheet Revisions

Date mm/dd/yy	Description XXXXXXXXXX	Initials XXX

Highway Easement Deed Exhibit 'A'
U.S.F.S. and C.D.O.T.

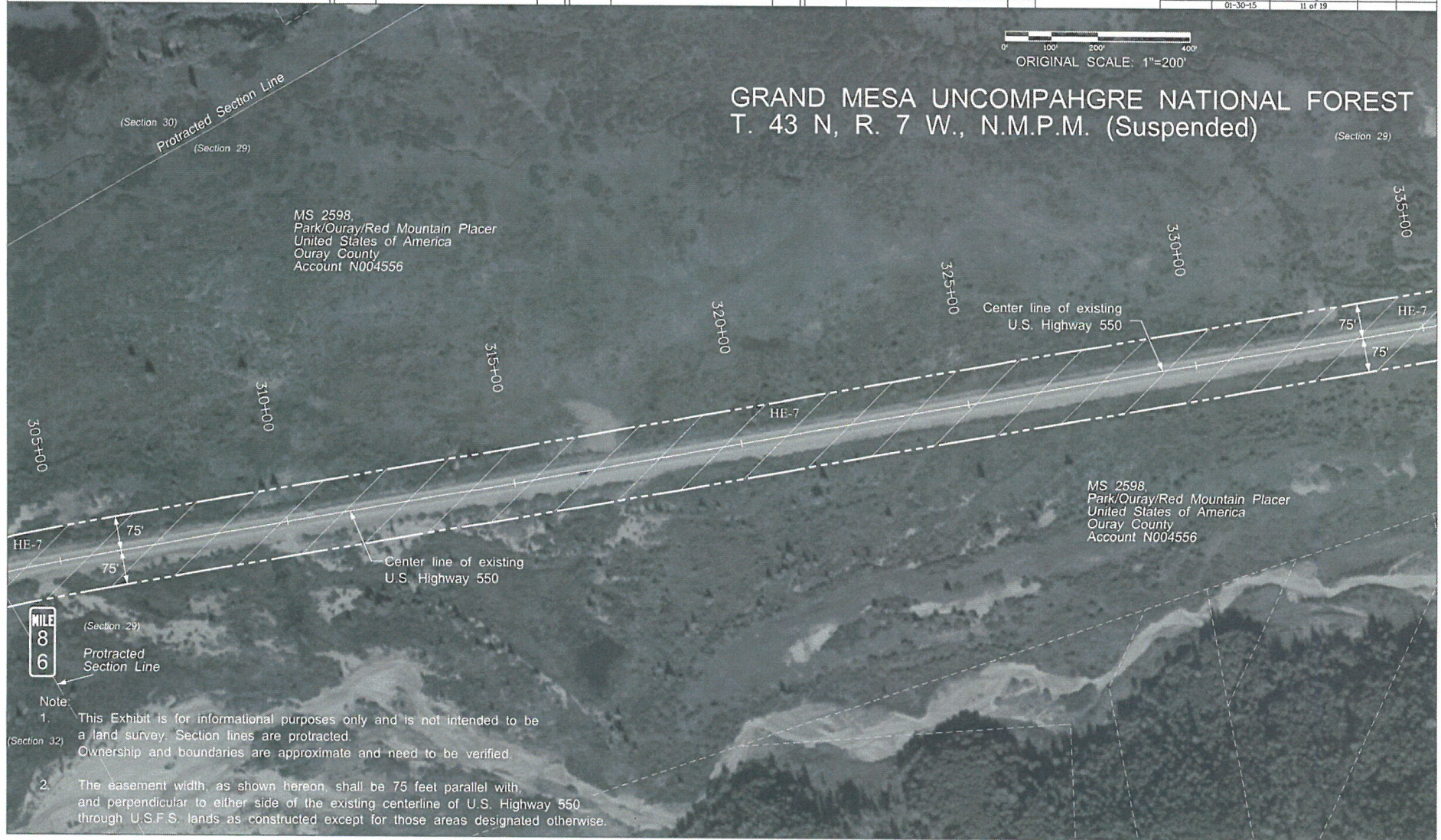
Project Number: Grand Mesa Uncompahgre National Forest
 Project Location: U.S. 550 Mile Post 80.47 to 91.82


Durango County
 Project Code: Last Mod. Date Page
 01-30-15 11 of 19

0' 100' 200' 400'
 ORIGINAL SCALE: 1"=200'

GRAND MESA UNCOMPAHGRE NATIONAL FOREST

T. 43 N, R. 7 W., N.M.P.M. (Suspended)



Colorado Department of Transportation
 3803 North Main Avenue
 Suite 300
 Durango, CO 81301
 Phone: 970-385-1400 FAX: 970-385-1410
 Region 5 TCJ

[illegible]

Highway Easement Deed Exhibit 'A'			
U.S.F.S and C.D.O.T.			
Project Number: Grand Mesa Uncompahgre National Forest			
Project Location: U.S. 550 Mile Post 80.47 to 91.82			
Dureau County			
Project Code:	Last Mod. Date	Page	
	01-30-15	12 of 19	

0' 100' 200' 400'


ORIGINAL SCALE: 1"=200'

GRAND MESA UNCOMPAHGRE NATIONAL FOREST
T. 43 N, R. 7 W., N.M.P.M. (Suspended)



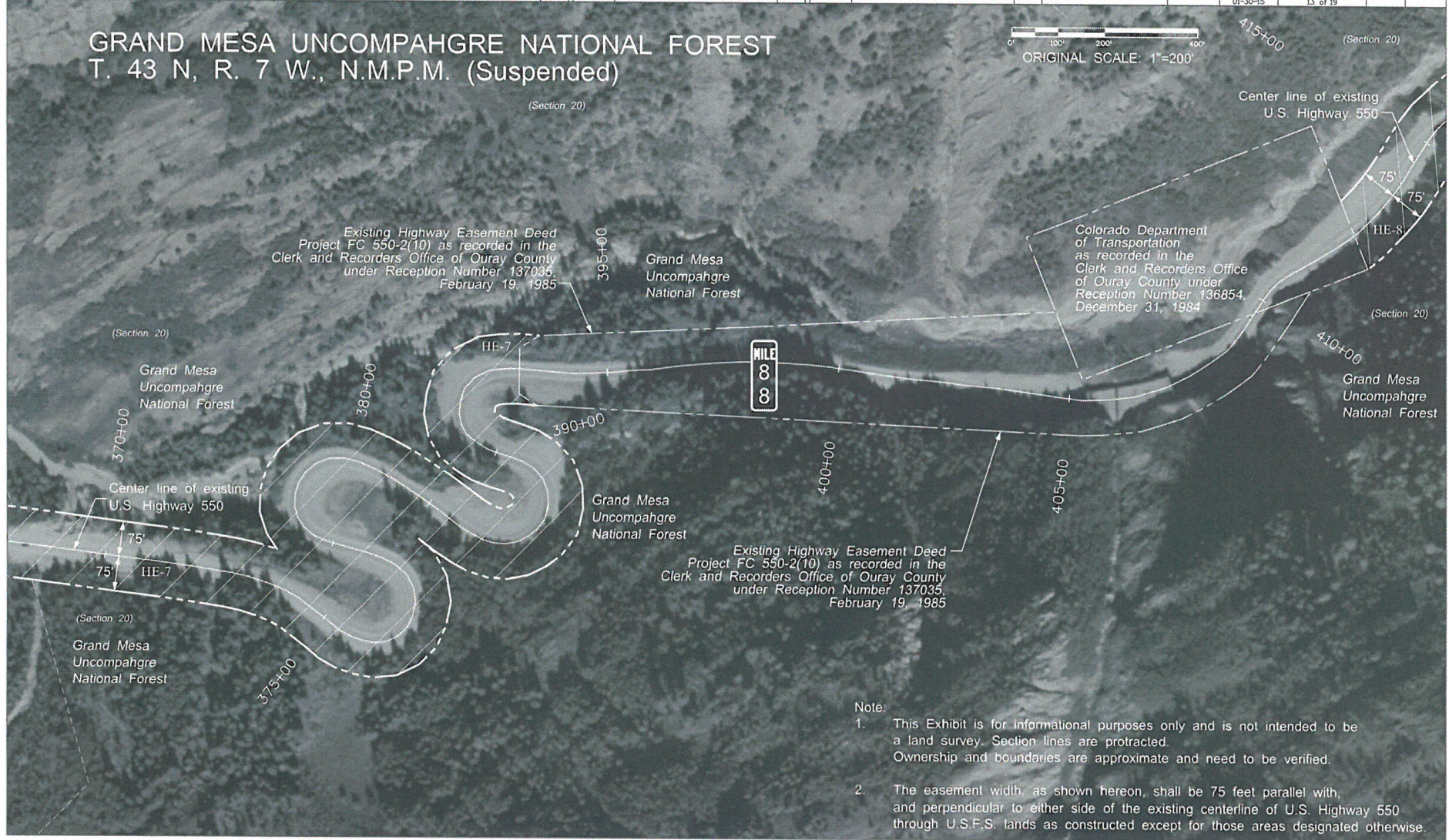
Note:

1. This Exhibit is for informational purposes only and is not intended to be a land survey. Section lines are protracted.
Ownership and boundaries are approximate and need to be verified.
2. The easement width, as shown hereon, shall be 75 feet parallel with, and perpendicular to either side of the existing centerline of U.S. Highway 550 through U.S.F.S. lands as constructed except for those areas designated otherwise.

Colorado Department of Transportation
 3803 North Main Avenue
 Suite 300
 Durango, CO 81301
 Phone: 970-385-1400 FAX: 970-385-1410
 Region 5 TCJ

[illegible]

Highway Easement Deed Exhibit 'A'		
U.S.F.S and C.D.O.T.		
Project Number: Grand Mesa Uncompahgre National Forest		
Project Location: U.S. 550 Mile Post 80.47 to 91.82		
Duray County		
Project Code:	Last Mod. Date	Page
01-30-15		13 of 19




Colorado Department of Transportation
 3803 North Main Avenue
 Suite 300
 Durango, CO 81301
 Phone: 970-385-1400 FAX: 970-385-1410
 Region 5 TCJ

Sheet Revisions			Sheet Revisions			Sheet Revisions		
Date	Description	Initials	Date	Description	Initials	Date	Description	Initials
mm/dd/yy	XXXXXXXX	XXX	mm/dd/yy	XXXXXXXX	XXX	mm/dd/yy	XXXXXXXX	XXX



Highway Easement Deed Exhibit 'A'		
U.S.F.S. and C.D.O.T.		
Project Number: Grand Mesa Uncompahgre National Forest		
Project Location: U.S. 550 Mile Post 80.47 to 91.82		
Duray County		
Project Code:	Last Mod. Date:	Page
01-30-15	01-30-15	14 of 19

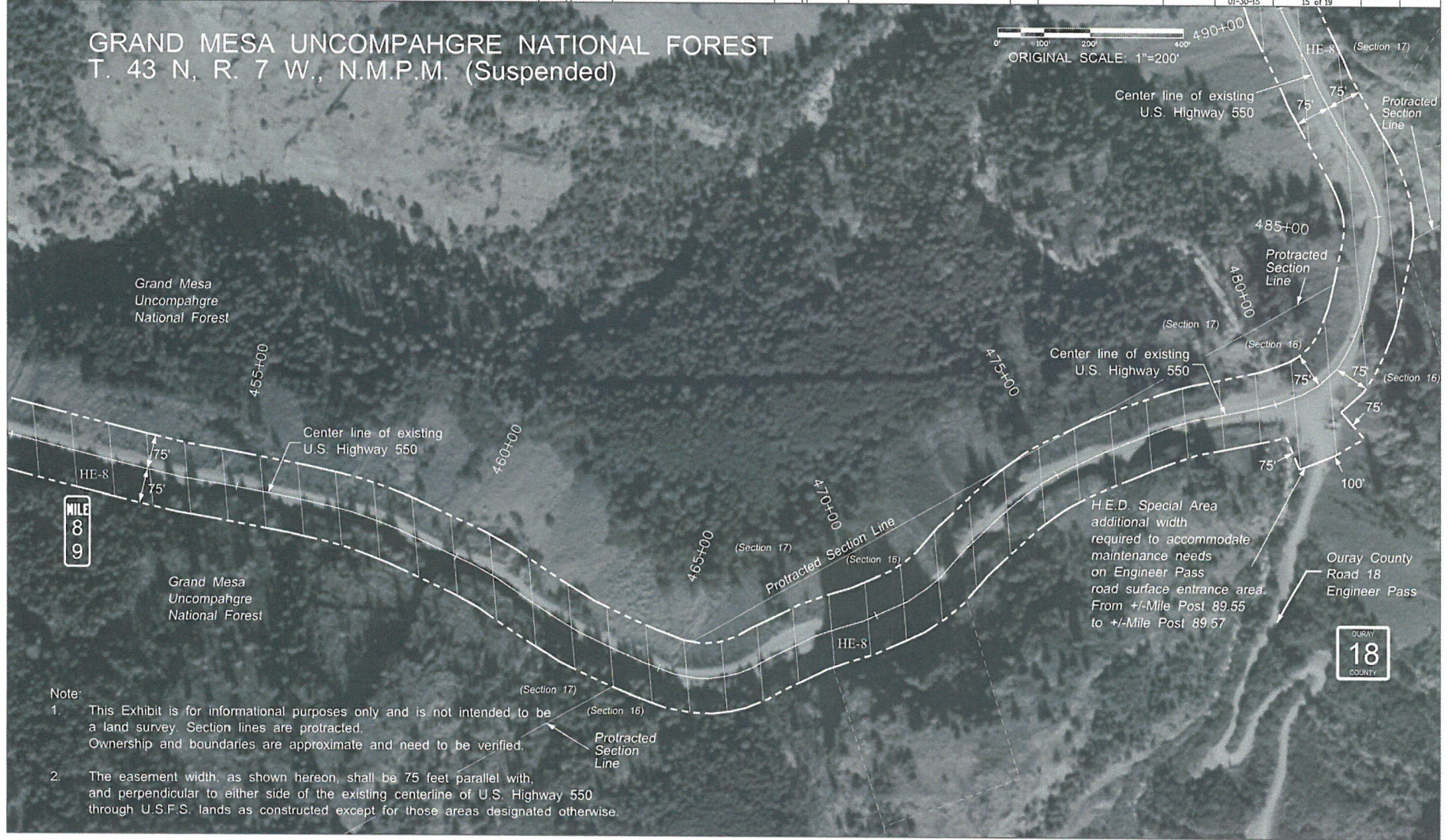


Colorado Department of Transportation
 3803 North Main Avenue
 Suite 300
 Durango, CO 81301
 Phone: 970-385-1400 FAX: 970-385-1410
 Region 5 TCJ


[illegible][illegible][illegible]

Highway Easement Deed Exhibit 'A'		
U.S.F.S and C.D.O.T.		
Project Number: Grand Mesa Uncompahgre National Forest		
Project Location: U.S. 550 Mile Post 80.47 to 91.82		
Duray County		
Project Code:	Last Mod. Date	Page
	01-30-15	15 of 19

GRAND MESA UNCOMPAHGRE NATIONAL FOREST
T. 43 N., R. 7 W., N.M.P.M. (Suspended)



- Note:
1. This Exhibit is for informational purposes only and is not intended to be a land survey. Section lines are protracted. Ownership and boundaries are approximate and need to be verified.
 2. The easement width, as shown hereon, shall be 75 feet parallel with, and perpendicular to either side of the existing centerline of U.S. Highway 550 through U.S.F.S. lands as constructed except for those areas designated otherwise.

Colorado Department of Transportation
 3803 North Main Avenue
 Suite 300
 Durango, CO 81301
 Phone: 970-385-1400 FAX: 970-385-1410
 Region 5 TCJ

Sheet Revisions

Date mm/dd/yy	Description XXXXXXXXXX	Initials XXX

Sheet Revisions

Date mm/dd/yy	Description XXXXXXXXXX	Initials XXX

Sheet Revisions

Date mm/dd/yy	Description XXXXXXXXXX	Initials XXX



Highway Easement Deed Exhibit 'A'

U.S.F.S. and C.D.O.T.		
Project Number: Grand Mesa Uncompahgre National Forest		
Project Location: U.S. 550 Mile Post 80.47 to 91.82		
Duray County		
Project Code: Last Mod. Date	Page	
01-30-15	16 of 19	



Colorado Department of Transportation
 3803 North Main Avenue
 Suite 300
 Durango, CO 81301
 Phone: 970-385-1400 FAX: 970-385-1410
 Region 5 TCJ

Sheet Revisions			Sheet Revisions			Sheet Revisions		
Date mm/dd/yy	Description XXXXXXXXXX	Initials XXX	Date mm/dd/yy	Description XXXXXXXXXX	Initials XXX	Date mm/dd/yy	Description XXXXXXXXXX	Initials XXX



Highway Easement Deed Exhibit 'A'		
U.S.F.S and C.D.O.T.		
Project Number: Grand Mesa Uncompahgre National Forest		
Project Location: U.S. 550 Mile Post 80.47 to 91.82		
Duray County		
Project Code: Last Mod. Date	Page	
01-30-15	17 of 19	



Colorado Department of Transportation
 3803 North Main Avenue
 Suite 300
 Durango, CO 81301
 Phone: 970-385-1400 FAX: 970-385-1410
 Region 5 TCJ

Sheet Revisions			Sheet Revisions			Sheet Revisions		
Date	Description	Initials	Date	Description	Initials	Date	Description	Initials
mm/dd/yy	XXXXXXXX	XXX	mm/dd/yy	XXXXXXXX	XXX	mm/dd/yy	XXXXXXXX	XXX

Highway Easement Deed Exhibit 'A'		
U.S.F.S. and C.D.O.T.		
Project Number: Grand Mesa Uncompahgre National Forest		
Project Location: U.S. 550 Mile Post 80.47 to 91.82		
Duray County		
Project Code:	Last Mod. Date:	Page
01-30-15	01-30-15	18 of 19



Colorado Department of Transportation
3803 North Main Avenue
Suite 300
Durango, CO 81301
Phone: 970-385-1400 FAX: 970-385-1410
Region 5 TCJ

Sheet Revisions

Date mm/dd/yy	Description XXXXXXXXXX	Initials XXX

Sheet Revisions

Date mm/dd/yy	Description XXXXXXXXXX	Initials XXX

Sheet Revisions

Date mm/dd/yy	Description XXXXXXXXXX	Initials XXX



Highway Easement Deed Exhibit 'A'

U.S.F.S and C.D.O.T.			
Project Number: Grand Mesa Uncompahgre National Forest			
Project Location: U.S. 550 Mile Post 80.47 to 91.82			
Ouray County			
Project Code:	Last Mod. Date	Page	Sheet No.
01-30-15	10 of 10	10	10



Exhibit B Page 1 of 6

Colorado Department of Transportation
3803 North Main Avenue
Suite 300
Durango, CO 81301
Phone: 970-385-1421 FAX: 970-385-1410
Region 5 RSH

Sheet Revisions			Sheet Revisions			Sheet Revisions		
Date	Description	Initials	Date	Description	Initials	Date	Description	Initials
mm/dd/yy	XXXXXXXX	XXX	mm/dd/yy	XXXXXXXX	XXX	mm/dd/yy	XXXXXXXX	XXX

Right of Way Plans			
Title Sheet			
Project Number: FBR 5502-068			
Project Location: BEAR CREEK BRIDGE			
Project Code	Last Mod. Date	Subset	Sheet No.
17670	2/25/2010	1 of 1	1.01

DEPARTMENT OF TRANSPORTATION STATE OF COLORADO

RIGHT OF WAY PLANS OF PROPOSED
FEDERAL AID PROJECT NO. FBR 5502-068
UNITED STATES HIGHWAY NO. 550
OURAY COUNTY
in Section 8, T. 43 N., R. 7 W. of the N.M.P.M.
RIGHT OF WAY PROJECT CODE NO. 17670

SHEET NO.	INDEX OF SHEETS
1.01	(1) Title Sheet
2.01	(1) Tabulation of Properties
3.01	(1) Project Control Diagram
3.02-3.04	(3) Land Survey Control Diagram
4.01	(1) Monumentation Sheets
5.01	(1) Plan Sheets
6.01	(1) Ownership Map
(9) Total Sheets	

Scales of Original 11x17 Drawings
Project Control Diagram 1"=100'
Land Survey Control Diagram 1"=200'
Plan Sheets 1"=100'
Ownership Map 1"=200'

Basis of Bearings: Bearings were determined by observations on Polaris at CDOT ControlPoint 2. Observations were performed on 8/19/2009. The latitude and longitude used in the calculations were 38° 00' 06" N. and 107° 39' 41" W. The resulting azimuth between CDOT ControlPoint 2 and CDOT ControlPoint 201 is 352° 59' 29.4". Both CDOT ControlPoint 2 and CDOT ControlPoint 201 are 3-1/4" alum. CDOT control caps, grouted in bedrock.

- This Right-of-Way Plan is not a boundary survey of the adjoining property and is prepared for the Colorado Department of Transportation purposes only.
- For title information, The Colorado Department of Transportation relied on Memorandums of Ownership (MOO) prepared by C.D.O.T. personnel.
- This plan set is subject to change and may not be the most current set. It is the user's responsibility to verify with CDOT that this set is the most current. The information contained on the attached drawing is not valid unless this copy bears an original signature of the Professional Land Surveyor hereon named.

NOTICE: According to Colorado law you must commence any legal action based upon any defect in this survey within three years after you first discover such defect. In no event may any action based upon any defect in this survey be commenced more than ten years from the date of the certification shown hereon.

DEPARTMENT OF TRANSPORTATION FEDERAL HIGHWAY ADMINISTRATION

AUTHORIZED: _____ DATE _____

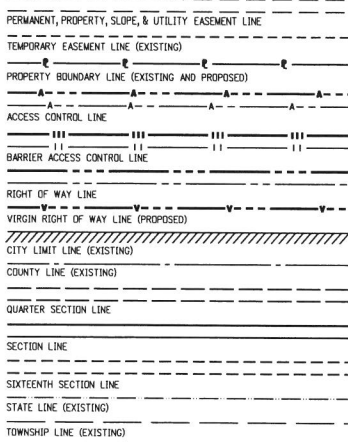
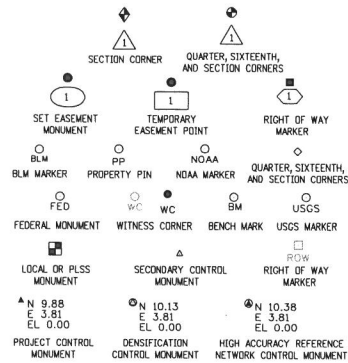
DIVISION ADMINISTRATOR

SURVEYOR STATEMENT (ROW PLAN)

I, Todd C. Johnston, a professional land surveyor licensed in the State of Colorado, do hereby state to the Colorado Department of Transportation that based upon my knowledge, information and belief, research, calculations and evaluation of the survey evidence were performed and this Right-of-Way Plan was prepared under my responsible charge in accordance with applicable standards of practice defined by Colorado Department of Transportation publications. This statement is not a guaranty or warranty, either expressed or implied.

PLS No. 37932

FLING CERTIFICATION: DAY OF _____, 20____, AT _____ M.,
IN BOOK _____ OF THE COUNTY LAND SURVEY/RIGHT OF WAY
SURVEYS AT PAGE _____, RECEPTION NUMBER _____
SIGNED _____ DEPT. _____

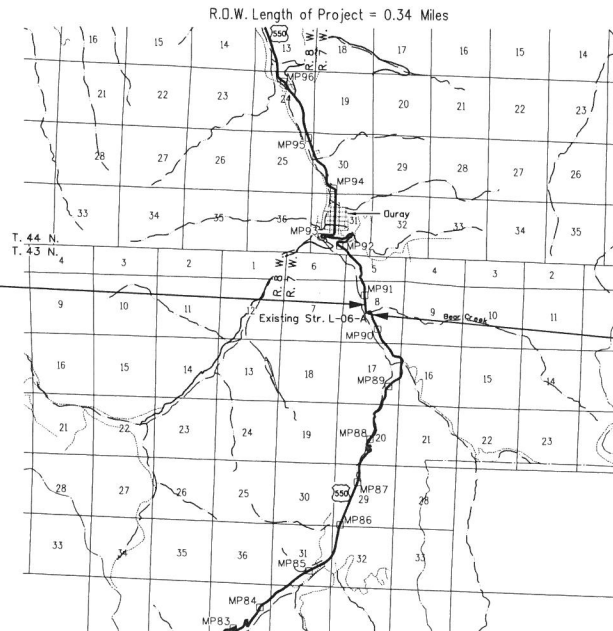


SURVEY/ROW



TERRAIN

Note: For a complete listing of symbology used within this set of plans, please refer to the M-100-1 Standard Symbols of the Colorado Department of Transportation M&S Standards Publication dated July 2006. Existing features are shown as screened weight (gray scale), except as noted with the word (existing). Proposed or new features are shown as full weight without screening, except as noted with the word (proposed).



PROJECT LOCATION MAP



1" = 2 Miles

ROW PLAN UNITS: US SURVEY FEET

2/25/2010 8:10:10 AM

Exhibit B Page 3 of 6

Colorado Department of Transportation
3803 North Main Avenue
Suite 300
Durango, CO 81301
Phone: 970-385-1421 FAX: 970-385-1410
Region 5 RSH

Sheet Revisions			Sheet Revisions			Sheet Revisions		
Date	Description	Initials	Date	Description	Initials	Date	Description	Initials
mm/dd/yy	XXXXXXXX	XXX	mm/dd/yy	XXXXXXXX	XXX	mm/dd/yy	XXXXXXXX	XXX

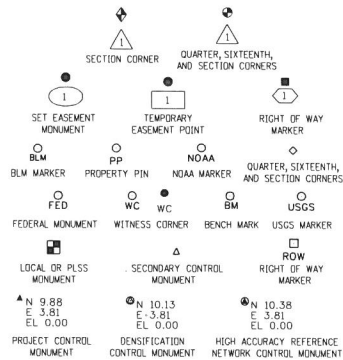
Land Survey Control Diagram			
Title Sheet			
Project Number: FBR 5502-068			
Project Location: BEAR CREEK BRIDGE			
Project Code	Last Mod. Date	Subset	Sheet No.
17670	2/25/2010	1 of 3	3.02

DEPARTMENT OF TRANSPORTATION STATE OF COLORADO

LAND SURVEY CONTROL DIAGRAM

U.S. Highway 550
Section 8
Township 43 North, Range 7 West
N.M.P.M.
County of Ouray

SHEET NO.	INDEX OF SHEETS
4.01	(1) Title Sheet
4.02	(1) Monument Coordinate Tables
4.03	(1) Plan Sheet
	(3) Total Sheets



Note: For a complete listing of symbology used within this set of plans, please refer to the M-100-1 Standard Symbols of the Colorado Department of Transportation M&S Standards Publication dated July 2006. Existing features are shown as screened weight (gray scale). Proposed or new features are shown as full weight without screening.

General Notes:

1. This Land Survey Control Diagram is not a boundary survey of the adjoining property and is prepared for the Colorado Department of Transportation purposes only. No determination has been made to determine if the found monuments as shown are in their proper position or if they are at the corners they are intended to monument.
2. Title policy, title commitment, and title research are not part of this survey, therefore easements, rights, and restrictions of record were not researched and are not shown on this diagram. The verification of the physical evidence with relation to easements, rights of ways, property boundaries, and restrictions, as described in the instruments of record, were not included in this control survey.
3. This plan set is subject to change and may not be the most current set. It is the user's responsibility to verify with CDOT that this set is the most current. The information contained on the attached drawing is not valid unless this copy bears an original signature of the Professional Land Surveyor hereon named.
4. Refer to the M-629-1 Survey Monuments of the Standard Plans dated July, 2006 found in The Colorado Department of Transportation, M & S Standards for typical survey monument descriptions.

Basis of Bearings: Bearings were determined by observations on Polaris at CDOT Control Point 2. Observations were performed on 8/19/2009. The latitude and longitude used in the calculations were 38° 00' 06" N. and 107° 39' 41" W. The resulting azimuth between CDOT Control Point 2 and CDOT Control Point 201 is 352° 59' 29.4". Both CDOT Control Point 2 and CDOT Control Point 201 are 3-1/4" alum. CDOT control caps, grouted in bedrock.


NOTICE: According to Colorado law you must commence any legal action based upon any defect in this survey within three years after you first discover such defect. In no event may any action based upon any defect in this survey be commenced more than ten years from the date of the certification shown hereon.

SURVEYOR STATEMENT (LAND SURVEY CONTROL DIAGRAM)

I, Todd C. Johnston, a professional land surveyor licensed in the State of Colorado, do hereby state to the Colorado Department of Transportation this Land Survey Control Diagram was prepared and the field survey it represents was performed under my responsible charge and, based upon my knowledge, information and belief is in accordance with applicable standards of practice defined by Colorado Department of Transportation publications. This statement is not a guaranty or warranty, either expressed or implied.

PLS No. 37832

Exhibit B Page 4 of 6

Colorado Department of Transportation  3803 North Main Avenue Suite 300 Durango, CO 81301 Phone: 970-385-1421 FAX: 970-385-1410 Region 5	Sheet Revisions			Sheet Revisions			Sheet Revisions			Land Survey Control Diagram		
	Date	Description	Initials	Date	Description	Initials	Date	Description	Initials	Monument Coordinate Tables		
	mm/dd/yy	XXXXXXXX	XXX	mm/dd/yy	XXXXXXXX	XXX	mm/dd/yy	XXXXXXXX	XXX	Project Number: FBR 5502-068 Project Location: BEAR CREEK BRIDGE		
										Project Code: Last Mod. Date: Subset: Sheet No.: 17670 2/25/2010 2 of 3 3.03		

FOUND BOUNDARY EVIDENCE COORDINATE TABLE			
Point No.	Northing(ft)	Easting(ft)	Description
300	10372.80	50011.70	1-1/2" alum. cap - "LS 10738 COR 6 MS 17420".
301	9202.64	50788.34	Bearing Tree to Cor 4 MS 17420.
303	9129.86	50213.55	5/8" steel pin - no cap.
304	8283.74	50917.89	2" alum. cap "Cor 1 MS 577B LS16840".
305	9121.15	50220.89	Bearing Tree to Cor 2 MS 17420.
306	10130.04	49774.49	1-1/2" alum. cap - "Cor 1 MS 17420 LS 10738".
307	9688.77	50233.59	1-1/2" alum. cap - "POL LS10738".

Exhibit B Page 5 of 6

Colorado Department of Transportation
3803 North Main Avenue
Suite 300
Durango, CO 81301
Phone: 970-385-1421 FAX: 970-385-1410
Region 5 RSH

Sheet Revisions			Sheet Revisions			Sheet Revisions		
Date	Description	Initials	Date	Description	Initials	Date	Description	Initials
mm/dd/yy	XXXXXXXX	XXX	mm/dd/yy	XXXXXXXX	XXX	mm/dd/yy	XXXXXXXX	XXX

Right of Way Plans Monumentation Sheet			
Project Number: FBR 5502-068			
Project Location: BEAR CREEK BRIDGE			
Project Code:	Last Mod. Date:	Subset:	Sheet No.
17670	2/25/2010	1 of 1	4.01



TABULATION OF R.O.W. MONUMENTS TO BE SET					
Point No.	Northing(ft)	Easting(ft)	Description	Station	Offset
100	10321.48	50098.04	Type 1 CDOT Monument - PLS 37932		
101	10294.62	49899.85	Type 1 CDOT Monument - PLS 37932		
400	10033.59	49935.23	Type 1 CDOT Monument - PLS 37932		
401	9431.47	49984.00	Type 1 CDOT Monument - PLS 37932		
402	9372.43	50230.93	Type 1 CDOT Monument - PLS 37932		
403	9400.79	50327.31	Type 1 CDOT Monument - PLS 37932		
404	9374.32	50438.02	Type 1 CDOT Monument - PLS 37932		
405	9251.62	50549.33	Type 1 CDOT Monument - PLS 37932		
406	9059.03	50562.05	Type 1 CDOT Monument - PLS 37932		
407	9072.20	50761.61	Type 1 CDOT Monument - PLS 37932		
410	9644.67	50167.39	Type 1 CDOT Monument - PLS 37932		
411	10055.12	50134.14	Type 1 CDOT Monument - PLS 37932		
412	9509.48	50732.74	Type 1 CDOT Monument - PLS 37932		



TABULATION OF TEMPORARY EASEMENT POINTS TO BE STAKED					
Point No.	Northing(ft)	Easting(ft)	Description	Station	Offset
700	9253.41	50230.93			
701	9587.40	50406.87			
702	9975.47	50140.59			
704	10277.92	50103.94			
705	10282.29	50136.20			
706	10477.31	50109.77			
707	10472.94	50077.51			

QUANTITY OF MONUMENTS TO BE SET

CAP TYPE	MONUMENT TYPE									
	1	1A	2	2A	3	3A	4	5	5(S)	6
REFERENCE										
ROW	13									
CONTROL										
ALIQUOT CORNER										
PERMANENT EASEMENT										
PROJECT POINTS										
WITNESS POST (REQUIRED)										

General Notes:

- All centerline and offset stationing may not represent the centerline as constructed in the field.
- Refer to the M-629-1 Survey Monuments of the Standard Plans dated July, 2006 found in The Colorado Department of Transportation, M & S Standards for survey monument descriptions.
- This plan set is subject to change and may not be the most current set. It is the user's responsibility to verify with CDOT that this set is the most current. The information contained on the attached drawing is not valid unless this copy bears an original signature of the Professional Land Surveyor hereon named.

NOTE: Type 1 Monuments are 3-1/4" aluminum caps with magnet set on 3/4" X 36" aluminum finned rods.
Type 6 Monuments are 1-1/2" aluminum caps on 5/8" rebar.

NOTICE: According to Colorado law you must commence any legal action based upon any defect in this survey within three years after you first discover such defect. In no event may any action based upon any defect in this survey be commenced more than ten years from the date of the certification shown hereon.

SURVEYOR STATEMENT (R.O.W. MONUMENTS)

I, Todd C. Johnston, a professional land surveyor licensed in the State of Colorado, do hereby state to the Colorado Department of Transportation that based upon my knowledge, information and belief, adequate research, calculations and evaluation of survey evidence were performed and the Right-of-Way monuments depicted on this Right-of-Way Plan were set under my responsible charge in accordance with applicable standards of practice defined by Colorado Department of Transportation publications. This statement is not a guaranty or warranty, either expressed or implied.

PLS No. 37932

Exhibit B Page 6 of 6

Colorado Department of Transportation
3803 North Main Avenue
Suite 300
Durango, CO 81301
Phone: 970-385-1421 FAX: 970-385-1410
Region 5 RSH

Sheet Revisions

Date	Description	Initials
mm/dd/yy	XXXXXXXX	XXX

Sheet Revisions

Date	Description	Initials
mm/dd/yy	XXXXXXXX	XXX

Sheet Revisions

Date	Description	Initials
mm/dd/yy	XXXXXXXX	XXX

Right of Way Plans

Plan Sheet

Project Number: FBR 5502-068
Project Location: BEAR CREEK BRIDGE

Project Code	Last Mod. Date	Subset	Sheet No.
17670	2/25/2010	1 of 1	5.01

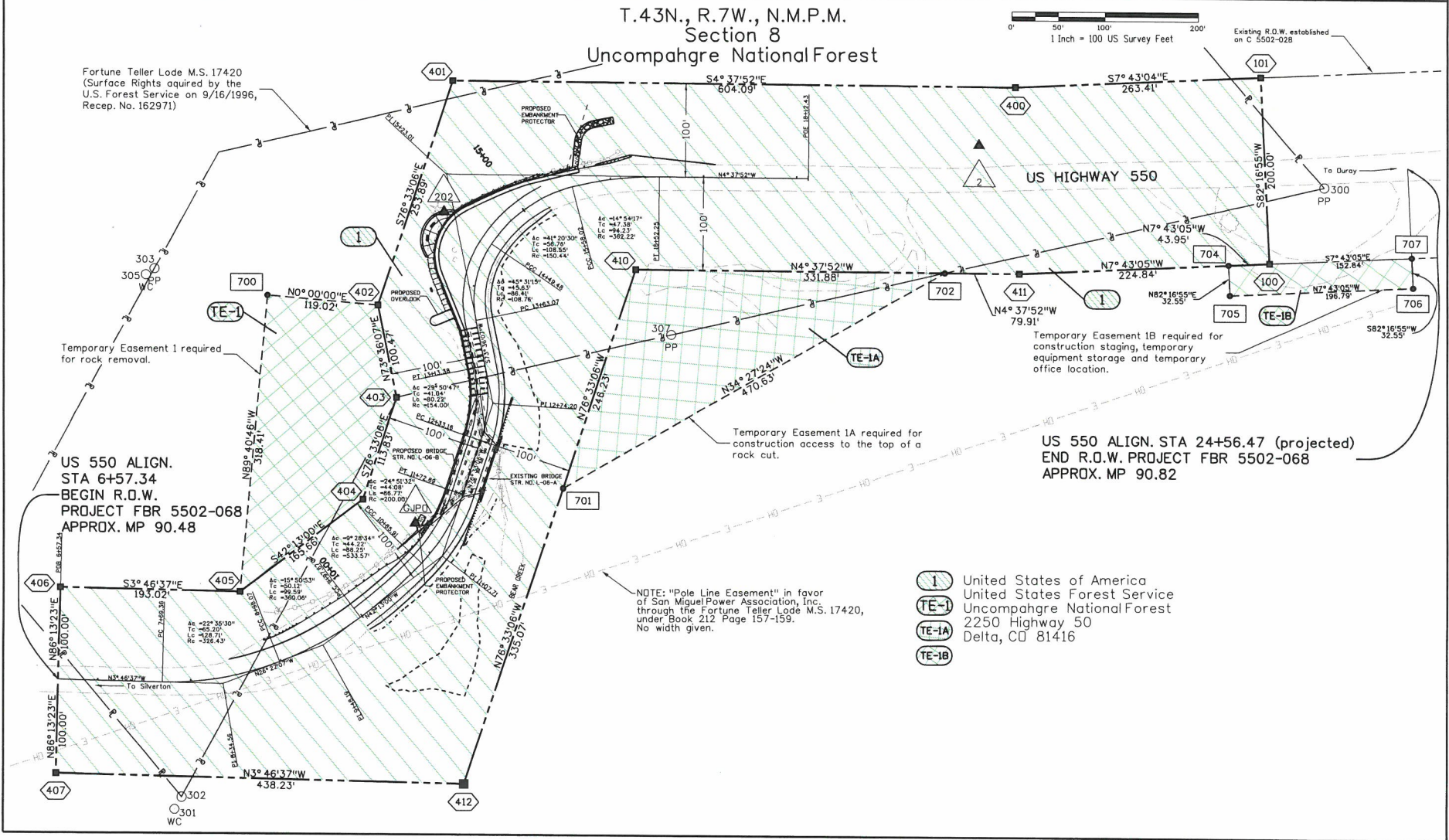


Exhibit C

Highway: US-550
Identification: Red Mountain Pass to Ouray Mile Markers 80.47 to 91.82
Forest: Grand Mesa Uncompahgre National Forest
County: Ouray

The following stipulations are supplemental to the terms and conditions of the highway easement deed between the United States, acting through the Department of Transportation, Federal Highway Administration, and Ouray County. These stipulations are necessary for the adequate protection of National Forest System lands and resources.

Permanent Right-Of-Way

1. Prepare in cooperation with the Regional Forester, a fire protection plan that sets forth in detail the fire prevention, pre-suppression, and suppression measures that will be taken by the Grantee, its employees, contractors, and subcontractors, and their employees in all operations during the construction stage. The fire plan shall be made available to all bidders prior to letting contract the Grantee shall cause its contractors to comply with all provisions of the fire plan and of all burning permits issued for disposal of flammable materials.
2. Prepare, in cooperation with the Regional Forester, a clearing plan that sets forth in detail the procedures and standards that will apply to (1) all clearing and disposal of merchantable timber and young growth in the right of way, and (2) debris disposals, including debris removal from all streams. Such plan shall include provisions for payment by the Grantee or its contractors for the merchantable timber on lands of the United States to be cut, used, or destroyed in the construction of the highway or in clearing of said right of way. Payment for merchantable timber shall be at appraised value as determined by the Regional Forester; provided the Regional Forester may dispose of the merchantable timber to other than the Grantee or its contractors at no stumpage cost to the Grantee or its contractors.
3. Prepare, in cooperation with the Regional Forester, a landscape and erosion control plan with the objective of protecting, restoring, or enhancing the roadside landscape, protecting soil, and protecting or re-establishing vegetative cover. Such plan shall, when appropriate, provide for vegetating cuts, fills, and other areas damaged as a result of highway construction, maintenance or operation; and for terraces, drainage, waste disposal areas, soil replacement and other related requirements necessary to achieve the objective.
4. Comply with the following recommendations of the Colorado Parks and Wildlife and Forest Service for wildlife and fish management:
 - a. Take all necessary precautions to avoid damage to fish habitat and exercise every reasonable precaution to prevent muddying or silting live streams. For the purpose of these stipulations Red Mountain Creek and Uncompahgre River shall be considered live streams
 - b. Not deposit material removed from the roadway or channel changes in live streams or into the streams or stream channel where it would be washed away by high stream flows.

- c. Not operate mechanized equipment in live streams, except as may be required to construct bridges, retaining walls, or channel changes as stipulated.
 - d. Not allow oil or greasy substances originating from construction operations to enter or be placed where they may later enter a live stream.
- 5. Dispose of waste material resulting from slides during and after construction and surplus material at locations approved by the Forest Supervisor. A plan showing the proposed method of disposal shall be submitted by the Grantee at the time approval is requested.
- 6. Repair or replace buildings, roads, trails, or other United States-owned improvements that are damaged or destroyed in the exercise of the rights granted herein at locations designated by and in accordance with plans and specifications approved by the Regional Forester as follows:

Red Mountain Overlook road, parking and signage; St. Germain Foundation stone garage; Crystal Lake parking area and signage; Engineer Pass parking area and signage; Bear Creek Trailhead parking area and signage.

- 7. Provide standard highway signs to identify the following locations:
 - a. Primary and Secondary Highways
 - i. Post Bighorn Sheep warning signs at beginning point and terminus of easement
- 8. Reestablish or restore public land monuments disturbed or destroyed by construction, reconstruction, or maintenance according to instructions of the Bureau of Land Management, Department of the Interior. Other land monuments and property corners or witness markers shall not be damaged, destroyed, or obliterated without the prior permission of the Regional Forester and shall be relocated or reestablished in accordance with standards satisfactory to the Regional Forester.