



# ELBERT COUNTY GOVERNMENT

Public Works Department  
Road & Bridge Division  
Office 303-621-3157 Fax 303-621-3159  
PO Box 116, 215 Comanche St, Kiowa, CO, 80117

## West Pit Legal Right of Entry

THIS AGREEMENT is entered into this 10 day of JUNE, 19  
by And between Elbert County Government ("County") and Robert Thurston ("Property Owner"),  
for the purpose of entering and operating a gravel pit on the property in Elbert County,  
Colorado.

WHEREAS, Property owner is the owner of certain property in Elbert County. The  
Property Owner wishes to allow the County to enter and operate a gravel pit on the following  
described property: Section 18, Township 13S, Range 59W, 6 Principal Meridian, in Elbert  
County.

WHEREAS, the County desires to enter and operate a gravel pit on Property Owner's  
property according to the terms of this agreement.

NOW THEREFORE, in consideration of the promises made herein and other good and  
valuable consideration, the parties agree as follows:

1. The County agrees to do the following:
  - a) Acquire and maintain the required permits for operation of a gravel pit on the above described property;
  - b) Maintain the roads in the pit area used in the operation of the pit, and to maintain the roads to the gate to the pit;
  - c) Be responsible for all reclamation of disturbed area as required by the State of Colorado at the time of the closure of the pit;
  - d) Maintain appropriate liability insurance for the equipment and operations of the County at the gravel pit;
2. In consideration of the foregoing, the Property owner hereby grants to the County exclusive right to enter the property described above and to operate a gravel pit for the purpose of extracting sand and gravel on an as needed basis. Property owner further agrees not to sell gravel to third parties.
3. This Agreement shall be recorded in the Clerk and Records' Office in Elbert County and shall be binding on Property Owner, Property Owner's successors, heirs, and assigns.
4. This Agreement shall continue for twenty-five (25) years or until the pit either is deemed exhausted by the County, whichever occurs first. The County may also ceased operation at this site upon thirty-day written notice to Property Owner. However, the county's reclamation obligation shall survive termination of this Agreement.

COUNTY:  
Board of County  
Commissioners of  
Elbert County, Colorado

PROPERTY OWNER:  
Robert Thurston  
3011 Co Rd 137  
Rush, CO 80833

\_\_\_\_\_  
Chris Richardson, BOCC Chair

  
\_\_\_\_\_  
Robert Thurston, Owner

STATE OF COLORADO

STATE OF COLORADO

COUNTY OF ELBERT

COUNTY OF ELBERT


This instrument was acknowledged  
before me this \_\_\_\_\_ day of \_\_\_\_\_  
by Chris Richardson, Commissioner,  
Chairman.

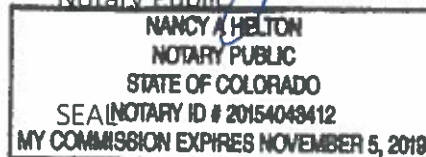
This instrument was acknowledged  
before me this 10<sup>th</sup> day of June  
by Robert Thurston, Owner.

\_\_\_\_\_  
Notary Public

SEAL

My commission expires \_\_\_\_\_

  
Notary Public



My commission expires Nov. 5, 2019

COUNTY:  
Board of County  
Commissioners of  
Elbert County, Colorado

  
Chris Richardson, BOCC Chair

PROPERTY OWNER:  
Robert Thurston  
3011 Co Rd 137  
Rush, CO 80833

\_\_\_\_\_  
Robert Thurston, Owner

STATE OF COLORADO

COUNTY OF ELBERT

This instrument was acknowledged  
before me this 23 day of May  
by Chris Richardson, Commissioner,  
Chairman.

  
Notary Public



My commission expires June 9, 2021

STATE OF COLORADO

COUNTY OF ELBERT

This instrument was acknowledged  
before me this \_\_\_\_\_ day of \_\_\_\_\_  
by Robert Thurston, Owner.

\_\_\_\_\_  
Notary Public

SEAL

My commission expires \_\_\_\_\_