

TOWN OF SUPERIOR
RESOLUTION NO. R-61
SERIES 2016

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF SUPERIOR APPROVING THE ASSIGNMENT OF AN EASEMENT AND MAINTENANCE AGREEMENT FOR PARCEL II, SUPERIOR PLAZA SUBDIVISION

WHEREAS, Superior Plaza, LLC, owns the real property known as Parcel II, Superior Plaza Subdivision, Town of Superior (the "Property");

WHEREAS, Superior Plaza, LLC has agreed to sell the Property to Edward Heyman and Co., LLC;

WHEREAS, on February 2, 2016, the Town and Superior Plaza LLC entered into an easement and maintenance agreement (the "Easement and Maintenance Agreement") concerning the Property;

WHEREAS, Section 15.g. of the Easement and Maintenance Agreement requires approval by the Town of an assignment to any successor owner of any obligations or rights of Superior Plaza, LLC under the Easement and Maintenance Agreement;

WHEREAS, Superior Plaza, LLC has requested the Town's approval of an assignment to Edward Heyman of Superior Plaza, LLC's rights and obligations under the Easement and Maintenance Agreement; and

WHEREAS, Edward Heyman has agreed in writing to the proposed assignment.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF SUPERIOR, AS FOLLOWS:

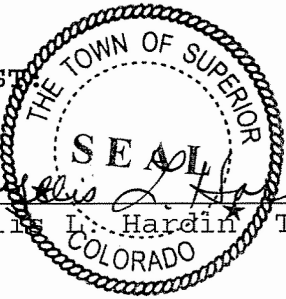
Section 1. The Board of Trustees hereby approves the assignment from Superior Plaza, LLC to Edward Heyman of the rights and obligations of Superior Plaza, LLC contained in the Easement and Maintenance Agreement.

ADOPTED this 26th day of September, 2016.

Clint Folsom
Clint Folsom, Mayor

ATTEST

Phyllis L. Hardin
Phyllis L. Hardin Town Clerk-Treasurer

The seal is circular with a rope-like border. The outer ring contains the text "THE TOWN OF SUPERIOR" at the top and "COLORADO" at the bottom. In the center, the word "SEAL" is written in a stylized font.