Return To:

Kim Reilly

Forsyth County

Department of Engineering 110 East Main St.

Cumming, Georgia 30040

STATE OF GEORGIA }

:

COUNTY OF FORSYTH }

# TEMPORARY CONSTRUCTION EASEMENT

**THIS INDENTURE made this \_\_\_\_day of \_\_\_\_\_\_\_\_\_\_\_\_, 2020** between **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,** (hereinafter referred to collectively as “GRANTOR”), and **FORSYTH COUNTY**, a political subdivision of the State of Georgia, and **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**[Insert Surety Name] (hereinafter referred to collectively as “Grantee”), (“Grantor” and “Grantee” to include their respective heirs, successors, executors, administrators, legal representatives and assigns where the context requires).

**WITNESSETH THAT: GRANTOR,** for and in consideration of the sum of One and No/100 Dollar in hand paid at and before the sealing and delivery of these presents, and by these presents, grant unto the Grantee an easement over, under, upon, and across the following described property:

**TO-WIT** that area described in Exhibit “A” attached hereto and incorporated herein by reference.

**THE PURPOSE** of this easement is to allow Grantee, or its agents, to conduct any activities necessary to ensure performance of the obligations set forth in the Private Subdivision Performance Bond, attached hereto and incorporated herein by reference as Exhibit “B,” to include any necessary remediation or repair of same. This easement shall commence upon Forsyth County’s provision of written notice to \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_[Insert Surety Name] pursuant to Section 2(a) of Exhibit “B” and shall terminate upon the earlier of: 1) completion of the obligations set for in Exhibit “B”; or 2) 18 months after Forsyth County’s provision of written notice to \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_[Insert Surety Name] pursuant to Section 2(a) of Exhibit “B”.

**IN WITNESS WHEREOF** the Grantor has signed and sealed this easement the day and year above written.

|  |  |
| --- | --- |
| Signed, sealed and delivered this  \_\_\_\_day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2020  in the presence of:  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  Witness  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  Notary Public  My Commission expires: | GRANTOR:  By:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  Name/Title:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |

EXHIBIT A

[ATTACHED]

EXHIBIT B

PRIVATE SUBDIVISION PERFORMANCE BOND

[ATTACHED]