

**FIRST AMENDMENT TO THE
VERNON ANNEXATION AGREEMENT DATED _____, 2019;
APPROVED BY TOWN OF ERIE RESOLUTION NO. 19-_____**

The Town and Owner agree to amend the Agreement described above as follows:

1. By special warranty deed dated June 10, 2019, recorded with Boulder County at Reception No. 03719259 on June 20, 2019, Beverly Vernon, A Living Trust, conveyed the real property described in the Agreement as the Property to Vernetta L. A. Angelo, A Living Trust. As such, the Agreement is revised to be by and between the Town and Vernetta L. A. Angelo, A Living Trust.
2. Paragraph 4, Sewer Service, is replaced in its entirety to read as follows:

Sewer Service. The Town shall only allow a sanitary sewer service connection to the Property at such time as a Town water service connection is made to the Property pursuant to paragraph 5 below. The Town shall determine the sewer tap fees and rates based on the Erie Municipal Code and Owner shall comply with all other applicable provisions in the Erie Municipal Code that address sanitary sewer service from the Town.
3. Paragraph 5, Water Service, is replaced in its entirety to read as follows:

Water Service. The Property is currently provided water service by the Left Hand Water District and the Town does not currently have a water main in the vicinity of the Property. The Property shall continue to be served by the Left Hand Water District until such time as the Town owns a water main along 119th Street adjoining the Property. At such time as such water main is available, the Owner hereby agrees to connect to the Town's water system. At such time, the Property shall be excluded from the Left Hand Water District and the transfer of water service to the Town shall proceed in accordance with the Agreement Regarding Water Service and Boundaries between the Town of Erie and the Left Hand Water District, recorded with the Boulder County Clerk and Recorder at Reception No. 2294066 on June 6, 2002, as that agreement may be amended or revised in the future. In addition, the Owner shall comply with all other applicable provisions in the Erie Municipal Code addressing water service from the Town.
4. Except as modified herein, all terms and conditions of the Agreement remain in effect.

IN WITNESS WHEREOF the Parties have executed this First Amendment as of this ____ day of _____, 2019.

TOWN OF ERIE, COLORADO

Jennifer Carroll, Mayor

ATTEST:

Jessica Koenig, Town Clerk

OWNER

STATE OF COLORADO)
) ss.
COUNTY OF _____)

The foregoing instrument was subscribed, sworn to, and acknowledged before me this ____ day of _____, 2019, by _____.

My commission expires: _____

(SEAL)

Notary Public