

\$1,138,320
TOWN OF SILVER CITY, GRANT COUNTY, NEW MEXICO
COLONIAS INFRASTRUCTURE PROJECT FUND LOAN/GRANT
NO. CIF-5790

RIGHT-OF-WAY CERTIFICATE

The undersigned on behalf of the Town of Silver City (the “Borrower/Grantee”), a municipality in the County of Grant and the State of New Mexico, hereby certifies except as noted in item 4 below:

1. That the Borrower/Grantee or the benefiting Colonias is the owner in fee simple of the lands needed for the design, construction, operation, and maintenance of the facilities to be designed, constructed, installed, repaired, or enlarged with the proceeds of the above-referenced Loan/Grant made by the New Mexico Finance Authority (the “Project”), or that the Borrower/Grantee or the benefiting Colonias has acquired and presently holds continuous and adequate rights-of-way on lands owned by others that are needed for the Project, whether public or private, and such omissions, defects, or restrictions as may exist will in no substantial way or manner endanger the value or the operation of the Project.
2. That the Borrower/Grantee or the benefiting Colonias have acquired all necessary permits, franchises, and authorizations or other instruments by whatsoever name designated, from public utilities and public bodies, commissions, or agencies authorizing the construction, operation, and maintenance of the facilities upon, along or across streets, roads, highways, and utility corridors.
3. That the attached map shows the location of all lands and rights-of-way needed for the Project, which lands and rights-of-way the Borrower/Grantee or the benefiting Colonias have acquired and now hold by purchase or dedication, by right of use or adverse possession, or by legal conveyances such as right-of-way or easement deeds, permits, or other instruments.
4. Exceptions: [NONE]

[Signature page follows.]

IN WITNESS WHEREOF, the undersigned has executed this Certificate on behalf of the Town of Silver City, New Mexico as of this 3rd day of March, 2023.

James Reynolds
Attorney for Borrower/Grantee
101 W. Broadway
Silver City, New Mexico 88061

6531761