

Kona Garden Estates Service Corporation

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KGE ROAD TO THE SEA GATE ACCESS AGREEMENT

Kona Garden Estates has a deeded easement which connects Kona Gardens Drive to Road to the Sea. KGE is required to maintain gated access and limit traffic through the easement. The code for this gated access may be used only by KGE owners in good standing. The KGE Board maintains records of those owners who have a signed agreement.

This Agreement is made on (date) _____ by and between Kona Garden Estates property owner (insert name), _____ and **Kona Garden Estates Service Corporation (KGE)**.

I, the Deeded owner of TMK# _____ hereinafter referred to as "Property Owner", and Kona Garden Estates Service Corporation (KGE) shall be governed by these terms to which each party agrees:

- KGE will provide two lock codes to the applicant each year in their yearly newsletter to allow passage of the property owner through the KGE Road to the Sea gate & easement.
- Lock code will be changed twice a year on 2/1 & 7/1 (same time as the upper gate code changes).
- To obtain the lower gate codes, a signed "Road to the Sea Access Agreement" must be on file with the board for the Property Owners lot/TMK.
- KGE Road to the Sea gate access may only be used by Property Owners and their current guests/renters. The codes may not be shared, sold, gifted, loaned, or used by individuals other than the Property Owner and their current guests/renters.
- Misuse of the code or of gate access will result in violation of this contract. If contract violation occurs, the Property Owner will receive a letter stating they have lost their gate access privileges and no further Road to the Sea lock codes will be provided to the Property Owner
- If the Property Owner has a past due account, and is therefore no longer in good standing with the corporation, the Property Owner will lose their gate access privileges and no further Road to the Sea lock codes will be provided to them until their account is brought back in good standing.
- Upon closing of the sale of their property, the Property Owner shall immediately cease use of the Road to sea access gate & easement, and notify KGE within ten (10) days of termination of ownership.

Signature: _____ **Date:** _____

Send me gate code change reminders by email? **YES:** _____ **NO:** _____

If you chose "Yes" provide your Email address: _____

I acknowledge all terms and conditions for gate and easement access to the Road to the Sea.

Initial below:

_____ I have read and understand that I am responsible for keeping code sharing limited to owners/residents of my specific KGE lot and my current guests/renters only

_____ I have read and understand that abuse or misuse of gate code and easement access or being an owner with a past due account not in good standing will result in loss of gate code access.