

# HIGH POINT SUBDIVISION FILING NO. 4

## A RESUBDIVISION OF LOT 1, BLOCK 2, HIGH POINT SUBDIVISION FILING NO.1

SITUATED IN THE SOUTHWEST 1/4 OF SECTION 3, TOWNSHIP 3 SOUTH, RANGE 66 WEST OF THE 6TH P.M.,  
CITY AND COUNTY OF DENVER, STATE OF COLORADO

SHEET 1 OF 3 SHEETS

**DEDICATION:**

KNOW ALL BY MEN THESE PRESENTS THAT ACM HIGH POINT VI LLC, A DELAWARE LIMITED LIABILITY COMPANY AND ECHELON HIGH POINT, LLC, A DELAWARE LIMITED LIABILITY COMPANY, AS OWNERS, HAVE LAID OUT, PLATTED, AND SUBDIVIDED INTO BLOCKS, LOTS, AND TRACTS, AS SHOWN ON THIS MAP, THE LAND DESCRIBED AS FOLLOWS:

LOT 1, BLOCK 2, HIGH POINT SUBDIVISION FILING NO. 1, CITY AND COUNTY OF DENVER, STATE OF COLORADO. SAID PARCEL CONTAINS 7.329 ACRES OR 319,263 SQUARE FEET MORE OR LESS.

UNDER THE NAME AND STYLE OF HIGH POINT SUBDIVISION FILING NO. 4, AND BY THESE PRESENTS DO HEREBY DEDICATE TO THE CITY AND COUNTY OF DENVER THE STREETS, AVENUES, UTILITY & ACCESS EASEMENT AND OTHER PUBLIC PLACES SHOWN HEREON AND NOT ALREADY OTHERWISE DEDICATED FOR PUBLIC USE, ALSO TO THE CITY AND COUNTY OF DENVER AND APPLICABLE UTILITIES AND CABLE TELEVISION EASEMENT AS SHOWN.

**NOTES:**

- TITLE COMMITMENT BY LAND TITLE GUARANTEE COMPANY, ORDER NO. ABC70635962-4, EFFECTIVE DATED JULY 22, 2020, WAS RELIED UPON FOR DISCLOSURE OF EASEMENTS OR ENCUMBRANCES THAT AFFECT THIS PLAT. THE TITLE SEARCH OF THE SUBJECT PROPERTY WAS NOT DONE BY MARTIN/MARTIN CONSULTING ENGINEERS.
- A RIGHT OF ACCESS FOR EMERGENCY SERVICES IS HEREBY GRANTED ON AND ACROSS ALL AREAS FOR POLICE, FIRE, MEDICAL, AND OTHER EMERGENCY VEHICLES AND FOR THE PROVISION OF EMERGENCY SERVICES.
- RANGE POINTS AND RANGE BOXES TO BE SET UPON COMPLETION OF ROADWAY CONSTRUCTION PER CITY STANDARDS.
- THIS SITE IS SUBJECT TO GATEWAY IMPACT FEES IN ACCORDANCE WITH D.R.M.C. SECTION 50-50 TO SECTION 50-67.
- TEN-FOOT (10') WIDE DRY UTILITY EASEMENTS ARE HEREBY DEDICATED ON PRIVATE PROPERTY ADJACENT TO THE PUBLIC RIGHTS-OF-WAY DEDICATED ALONG 64TH PLACE, 65TH AVENUE AND BISCAIY STREET AS SHOWN BY THIS PLAT.

UTILITY EASEMENTS ARE DEDICATED TO THE CITY AND COUNTY OF DENVER FOR BENEFIT OF THE APPLICABLE UTILITY PROVIDERS FOR THE INSTALLATION, MAINTENANCE, AND REPLACEMENT OF ELECTRIC, GAS, TELEVISION, CABLE, AND TELECOMMUNICATIONS FACILITIES (DRY UTILITIES). UTILITY EASEMENTS SHALL ALSO BE GRANTED WITHIN ANY ACCESS EASEMENTS AND PRIVATE STREETS IN THE SUBDIVISION. PERMANENT STRUCTURES, IMPROVEMENTS, OBJECTS, BUILDINGS, WELLS, AND OTHER OBJECTS THAT MAY INTERFERE WITH THE UTILITY FACILITIES OR USE THEREOF (INTERFERING OBJECTS) SHALL NOT BE PERMITTED WITHIN SAID UTILITY EASEMENTS AND THE UTILITY PROVIDERS, AS GRANTEEES, MAY REMOVE ANY INTERFERING OBJECTS AT NO COST TO SUCH GRANTEEES, INCLUDING, WITHOUT LIMITATION, VEGETATION. PUBLIC SERVICE COMPANY OF COLORADO (PSCO) AND ITS SUCCESSORS RESERVE THE RIGHT TO REQUIRE ADDITIONAL EASEMENTS AND TO REQUIRE THE PROPERTY OWNER TO GRANT PSCO AN EASEMENT ON ITS STANDARD FORM.

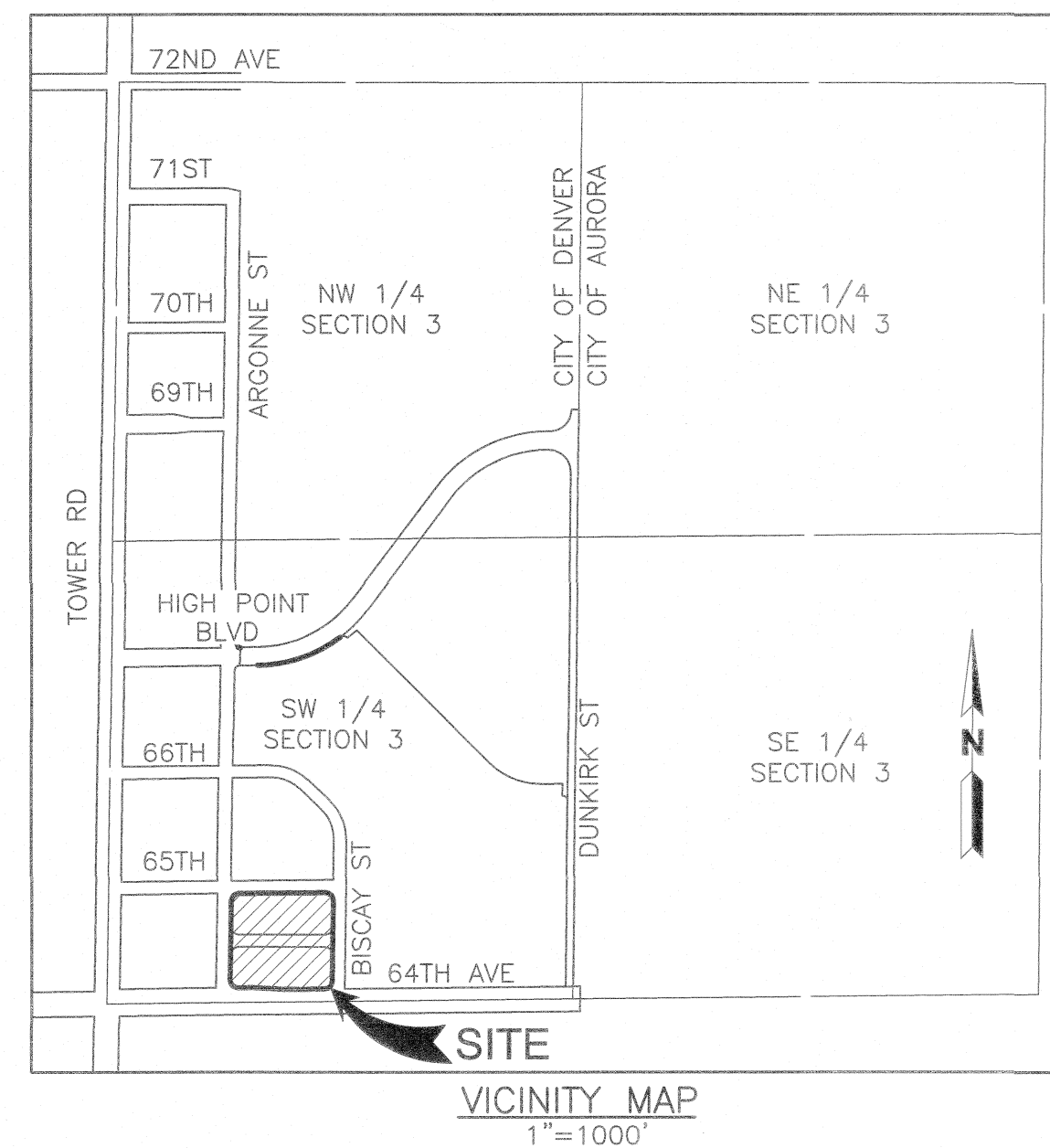
ACCESS RIGHTS NECESSARY FOR THE INSTALLATION AND MAINTENANCE OF ELECTRIC, TELEPHONE, GAS, CABLE TELEVISION AND POSTAL FACILITIES, OR FOR FACILITIES TO BE CONSTRUCTED ON BEHALF OF THE CITY AND COUNTY OF DENVER WASTEWATER DIVISION OR THE DENVER WATER BOARD, WITHIN FUTURE RIGHTS-OF-WAY PRIOR TO THE DEDICATION SHALL BE LICENSED BY HIGH POINT AT DIA METROPOLITAN DISTRICT.

- ACCORDING TO COLORADO LAW YOU MUST COMMENCE ANY LEGAL ACTION BASED UPON A DEFECT IN THIS SURVEY WITHIN THREE YEARS AFTER YOU FIRST DISCOVER SUCH DEFECT. IN NO EVENT MAY ANY ACTION BASED UPON ANY DEFECT IN THIS SURVEY BE COMMENCED MORE THAN TEN YEARS FROM THE DATE OF THIS CERTIFICATION SHOWN HEREON.
- ALL LINEAL DIMENSIONS ARE IN U.S. SURVEY FEET.
- THERE ARE 2 BLOCKS WITH 1 LOT EACH IN HIGH POINT SUBDIVISION FILING NO.4.
- BASIS OF BEARINGS: BEARINGS ARE BASED ON THE SOUTHERLY LINE OF THE SOUTHWEST QUARTER OF SECTION 3, TOWNSHIP 3 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO ASSUMED TO BEAR N89°25'17"E AND BEING MONUMENTED BY A FOUND 3-1/4" ALUMINUM CAP IN RANGE BOX PLS #27278 AT THE SOUTHWEST CORNER AND A FOUND 3-1/4" ALUMINUM CAP IN RANGE BOX PLS #29412 AT THE SOUTH QUARTER CORNER.

**SURVEYOR'S CERTIFICATION**

I HEREBY CERTIFY THAT THE SURVEY FOR THIS PLAT HAS BEEN MADE IN AGREEMENT WITH RECORDS ON FILE IN THE OFFICE OF THE CITY ENGINEER OF THE CITY AND COUNTY OF DENVER, AND THAT THIS PLAT IS IN CONFORMITY WITH SUCH RECORDS AND ALL MONUMENTS SHOWN HEREON EXIST AS DESCRIBED AND THAT ALL DIMENSIONAL AND GEODETIC DETAILS ARE CORRECT.

RICHARD A. NOBBE, P.L.S.  
PLS # 23899



**OWNER OF LOT 1, BLOCK 2:**

ACM HIGH POINT VI LLC, A DELAWARE LIMITED LIABILITY COMPANY

Signature: Andrew R. Klein  
Date: 8/19/20

Andrew R. Klein, Authorized Signatory

STATE OF Colorado )  
COUNTY OF Arapahoe ) S.S.

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS 19th DAY OF August, 2020 A.D.

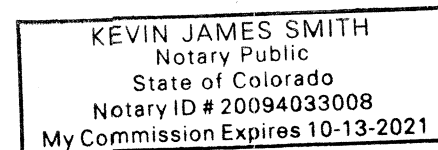
BY Andrew R. Klein AS Authorized Signatory

OF ACM High Point VI LLC AS REPRESENTATIVE OF OWNERS.

WITNESS MY HAND AND OFFICIAL SEAL:

NOTARY PUBLIC:

MY COMMISSION EXPIRES: 10/13/20



**OWNER OF LOT 1, BLOCK 1:**

ECHELON HIGH POINT LLC, A DELAWARE LIMITED LIABILITY COMPANY

BY: GARRETT PARTNERS XVII, LLC, AN INDIANA LIMITED LIABILITY COMPANY, ITS MANAGING MEMBER

Signature: Eric Garrett  
Date: 8/19/20

Eric Garrett, Manager

STATE OF Colorado )  
COUNTY OF Douglas ) S.S.

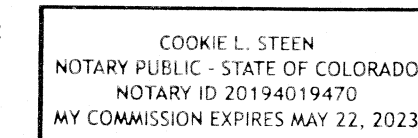
THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS 19th DAY OF August, 2020 A.D.

BY Eric Garrett AS Manager

OF Garrett Partners XVII LLC AS REPRESENTATIVE OF OWNERS.

WITNESS MY HAND AND OFFICIAL SEAL:

MY COMMISSION EXPIRES: 5/22/2023



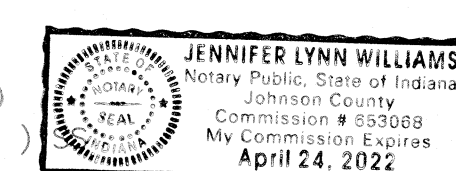
**LENDER:**

ASSOCIATED BANK NATIONAL ASSOCIATION, A NATIONAL BANKING ASSOCIATION

Signature: Shawn S. Bullock  
Date: 8/18/20

Shawn S. Bullock, SVP

STATE OF Indiana )  
COUNTY OF Johnson )



THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS 18th DAY OF August, 2020 A.D.

BY Shawn Bullock AS SVP

OF Associated Bank AS REPRESENTATIVE OF LENDER.

WITNESS MY HAND AND OFFICIAL SEAL:

Signature: Jennifer Lynn Williams  
Date: April 24, 2022

MY COMMISSION EXPIRES: Jennifer Lynn Williams

**ATTORNEY'S CERTIFICATION:**

I HEREBY CERTIFY THAT I HAVE EXAMINED THE EVIDENCE OF TITLE TO THE LAND DESCRIBED HEREON, AND FIND THE TITLE TO THE STREETS, AVENUES, TRACTS AND OTHER PUBLIC PLACES TO BE IN THE THE ABOVE-NAMED DEDICATORS. THIS 20 DAY OF September, 2020, AT 10 O'CLOCK, M., FREE AND CLEAR OF ENCUMBRANCES EXCEPT AS SHOWN OR LISTED HEREIN.

Kristin M. Branson  
ATTORNEY FOR THE CITY AND COUNTY OF DENVER

Signature: Kristin M. Branson  
ASSISTANT CITY ATTORNEY

DATE: 9-28-2020

**APPROVALS:**

I HEREBY CERTIFY THAT THIS MAP AND THE SURVEY REPRESENTED THEREBY ARE ACCURATE AND IN CONFORMITY WITH THE REQUIREMENTS OF CHAPTER 49, ARTICLE III OF THE REVISED MUNICIPAL CODE OF THE CITY AND COUNTY OF DENVER, AND THAT THE REQUIRED IMPROVEMENTS HAVE BEEN PROVIDED FOR.

Signature: Duane P. Swann  
CITY ENGINEER

DATE: 9-8-2020

APPROVED BY THE EXECUTIVE DIRECTOR OF DEPARTMENT OF TRANSPORTATION & INFRASTRUCTURE:

Signature: [Handwritten Signature]  
EXECUTIVE DIRECTOR OF DEPARTMENT OF TRANSPORTATION & INFRASTRUCTURE

DATE: 9-11-2020

APPROVED BY THE EXECUTIVE DIRECTOR OF COMMUNITY PLANNING AND DEVELOPMENT:

Signature: [Handwritten Signature]  
EXECUTIVE DIRECTOR OF COMMUNITY PLANNING AND DEVELOPMENT

DATE: 9-2-2020

APPROVED BY THE EXECUTIVE DIRECTOR OF PARKS AND RECREATION:

Signature: Happy Hagyard  
EXECUTIVE DIRECTOR OF PARKS AND RECREATION

DATE: 9/21/20

APPROVED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER, COLORADO, BY RESOLUTION NO. \_\_\_\_\_ OF SERIES 20 \_\_\_\_\_

WITNESS MY HAND AND OFFICIAL SEAL OF THE CITY AND COUNTY OF DENVER THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ A.D., 20 \_\_\_\_\_

CLERK AND RECORDER, EX-OFFICIO CLERK OF THE CITY AND COUNTY OF DENVER

BY: \_\_\_\_\_ DEPUTY CLERK AND RECORDER

**CLERK AND RECORDER'S CERTIFICATION:**

STATE OF COLORADO )  
CITY AND COUNTY OF DENVER ) S.S.

I, HEREBY CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORD IN MY OFFICE AT \_\_\_\_\_ O'CLOCK \_\_\_\_\_ M., \_\_\_\_\_, 20\_\_\_\_, AND DULY RECORDED

UNDER RECEPTION NO. \_\_\_\_\_

CLERK AND RECORDER

BY: \_\_\_\_\_ DEPUTY

FEE \_\_\_\_\_

JULY 28, 2020





**HIGH POINT SUBDIVISION FILING NO. 4**  
**A RESUBDIVISION OF LOT 1, BLOCK 2, HIGH POINT SUBDIVISION FILING NO.1**  
**SITUATED IN THE SOUTHWEST 1/4 OF SECTION 3, TOWNSHIP 3 SOUTH, RANGE 66 WEST OF THE 6TH P.M.,**  
**CITY AND COUNTY OF DENVER, STATE OF COLORADO**  
SHEET 2 OF 3 SHEETS

**TITLE COMMITMENT NON--PLOTABLE EXCEPTION**

9. ALL PRESCRIPTIVE RIGHTS AND USES AS EVIDENCED BY ASSIGNMENT OF PRESCRIPTIVE RIGHTS AND USES BY AND BETWEEN UNION RURAL ELECTRIC ASSOCIATION AND PUBLIC SERVICE COMPANY OF COLORADO RECORDED FEBRUARY 6, 1992 IN BOOK 3864 AT PAGE **92** (ADAMS COUNTY RECORDS) AND RECORDED FEBRUARY 19, 1992 UNDER RECEPTION NO. **R-92-0015457** (DENVER COUNTY RECORDS).

10. TERMS, CONDITIONS AND PROVISIONS OF AGREEMENT FOR TOWER ROAD SEWER LINE RECORDED MARCH 26, 1992 AT RECEPTION NO. **R-92-0029382**.

11. ANY TAX, LIEN, FEE, OR ASSESSMENT BY REASON OF INCLUSION OF SUBJECT PROPERTY IN THE GATEWAY REGIONAL METROPOLITAN DISTRICT, AS EVIDENCED BY INSTRUMENT RECORDED MAY 12, 1998 UNDER RECEPTION NO. **9800071386**, AND AS AMENDED IN INSTRUMENT RECORDED AUGUST 25, 1998 UNDER RECEPTION NO. **9800141049**, AND AUGUST 16, 1998 UNDER RECEPTION NO. **9800154977**; NOTE: ORDER FOR EXCLUSION RECORDED JULY 5, 2007 UNDER RECEPTION NO. **2007105230** AND CORRECTED ORDER FOR EXCLUSION RECORDED JULY 10, 2007 UNDER RECEPTION NO. **2007107753** AND SECOND CORRECTED ORDER FOR EXCLUSION RECORDED AUGUST 29, 2007 UNDER RECEPTION NO. **2007134598** PROVIDE THAT THE PROPERTY SHALL BE SUBJECT TO REPAYMENT OF ITS PROPORTIONATE SHARE OF THE INDEBTEDNESS OF THE DISTRICT.

13. RESTRICTIVE COVENANTS, WHICH DO NOT CONTAIN A FORFEITURE OR REVERTER CLAUSE, BUT OMITTING ANY COVENANTS OR RESTRICTIONS, IF ANY, BASED UPON RACE, COLOR, RELIGION, SEX, SEXUAL ORIENTATION, FAMILIAL STATUS, MARITAL STATUS, DISABILITY, HANDICAP, NATIONAL ORIGIN, ANCESTRY, OR SOURCE OF INCOME, AS SET FORTH IN APPLICABLE STATE OR FEDERAL LAWS, EXCEPT TO THE EXTENT THAT SAID COVENANT OR RESTRICTION IS PERMITTED BY APPLICABLE LAW, AS CONTAINED IN INSTRUMENT RECORDED SEPTEMBER 30, 2005, UNDER RECEPTION NO. **20050930001069840** (ADAMS COUNTY RECORDS) AND RECORDED SEPTEMBER 30, 2005 UNDER RECEPTION NO. **2005165621** (DENVER COUNTY RECORDS).

14. TERMS, CONDITIONS, PROVISIONS, BURDENS, OBLIGATIONS AND EASEMENTS AS SET FORTH AND GRANTED IN DRAINAGE EASEMENT AND REIMBURSEMENT AGREEMENT RECORDED NOVEMBER 09, 2005 UNDER RECEPTION NO. **20051109001242230** (ADAMS COUNTY RECORDS) AND RECORDED NOVEMBER 8, 2005 UNDER RECEPTION NO. **2005191742** (DENVER COUNTY RECORDS) (NOTE: ASSIGNMENT OF DRAINAGE EASEMENT AND REIMBURSEMENT AGREEMENT RECORDED SEPTEMBER 21, 2018 UNDER RECEPTION NO. **2018120260**); NOTE: DRAINAGE EASEMENT AND REIMBURSEMENT AGREEMENT RELEASE RECORDED SEPTEMBER 25, 2018 UNDER RECEPTION NO. **2018121478** (DENVER COUNTY RECORDS).

15. RESTRICTIVE COVENANTS, WHICH DO NOT CONTAIN A FORFEITURE OR REVERTER CLAUSE, BUT OMITTING ANY COVENANTS OR RESTRICTIONS, IF ANY, BASED UPON RACE, COLOR, RELIGION, SEX, SEXUAL ORIENTATION, FAMILIAL STATUS, MARITAL STATUS, DISABILITY, HANDICAP, NATIONAL ORIGIN, ANCESTRY, OR SOURCE OF INCOME, AS SET FORTH IN APPLICABLE STATE OR FEDERAL LAWS, EXCEPT TO THE EXTENT THAT SAID COVENANT OR RESTRICTION IS PERMITTED BY APPLICABLE LAW, AS CONTAINED IN INSTRUMENT RECORDED DECEMBER 28, 2005, UNDER RECEPTION NO. **20051228001418040** (ADAMS COUNTY RECORDS) AND RECORDED JANUARY 17, 2006 UNDER RECEPTION NO. **2006010581** (DENVER COUNTY RECORDS); FIRST AMENDMENT RECORDED JANUARY 15, 2008 UNDER RECEPTION NO. **200800003299** (ADAMS COUNTY RECORDS) AND RECORDED JANUARY 15, 2008 UNDER RECEPTION NO. **20080005302** (DENVER COUNTY RECORDS); SECOND AMENDMENT RECORDED FEBRUARY 26, 2010 UNDER RECEPTION NO. **2010000012779** (ADAMS COUNTY RECORDS) AND RECORDED FEBRUARY 26, 2010 UNDER RECEPTION NO. **2010022814** (DENVER COUNTY RECORDS); THIRD AMENDMENT RECORDED DECEMBER 23, 2015 UNDER RECEPTION NO. **2015000106637** (ADAMS COUNTY RECORDS), AND FOURTH AMENDMENT RECORDED DECEMBER 30, 2016 UNDER RECEPTION NO. **2016000114610** (ADAMS COUNTY RECORDS).

ASSIGNMENT OF DECLARANT'S RIGHTS RECORDED MAY 15, 2006 UNDER RECEPTION NO. **20060515000502020** (ADAMS COUNTY RECORDS) AND RECORDED MAY 12, 2006 UNDER RECEPTION NO. **2006074494** (DENVER COUNTY RECORDS).

ASSIGNMENT OF DECLARANT'S RIGHTS UNDER MASTER DECLARATION FOR HIGH POINT RECORDED JULY 21, 2017 UNDER RECEPTION NO. **2017095538** (DENVER COUNTY RECORDS) AND RECORDED JULY 24, 2017 UNDER RECEPTION NO. UNDER RECEPTION NO. **2017000063267** (ADAMS COUNTY RECORDS).

SUPPLEMENT DECLARATION RECORDED NOVEMBER 9, 2018 UNDER RECEPTION NO. **2018145232**.

SUPPLEMENT DECLARATION RECORDED MAY 12, 2020 UNDER RECEPTION NO. **2020064541**.

16. TERMS, CONDITIONS, PROVISIONS, BURDENS AND OBLIGATIONS AS SET FORTH IN JOINT DEVELOPMENT AGREEMENT RECORDED AUGUST 15, 2005 UNDER RECEPTION NO. **20050815000866760** (ADAMS COUNTY RECORDS) AND RECORDED JULY 14, 2005 UNDER RECEPTION NO. **2005118018** (DENVER COUNTY RECORDS).

17. RESTRICTIVE COVENANTS, WHICH DO NOT CONTAIN A FORFEITURE OR REVERTER CLAUSE, BUT OMITTING ANY COVENANTS OR RESTRICTIONS, IF ANY, BASED UPON RACE, COLOR, RELIGION, SEX, SEXUAL ORIENTATION, FAMILIAL STATUS, MARITAL STATUS, DISABILITY, HANDICAP, NATIONAL ORIGIN, ANCESTRY, OR SOURCE OF INCOME, AS SET FORTH IN APPLICABLE STATE OR FEDERAL LAWS, EXCEPT TO THE EXTENT THAT SAID COVENANT OR RESTRICTION IS PERMITTED BY APPLICABLE LAW, AS CONTAINED IN DECLARATION OF RESTRICTIVE COVENANT (DENVER) RECORDED SEPTEMBER 30, 2005, UNDER RECEPTION NO. **20050930001069850** (ADAMS COUNTY RECORDS) AND RECORDED SEPTEMBER 30, 2005 UNDER RECEPTION NO. **2005165620** (DENVER COUNTY RECORDS).

18. TERMS, CONDITIONS AND PROVISIONS OF ZONING ORDINANCE #679, SERIES OF 2005 RECORDED SEPTEMBER 23, 2005 AT RECEPTION NO. **2005161170**; NOTE: RECORDING OF WAIVERS OF CERTAIN RIGHT AND/OR REASONABLE CONDITIONS IN ACCORDANCE WITH ARTICLE IX OF THE REVISED MUNICIPAL CODE OF THE CITY AND COUNTY OF DENVER (ZONING CHAPTER) RECORDED OCTOBER 12, 2005 UNDER RECEPTION NO. **2005173072** AND **2005173073**.

19. TERMS, CONDITIONS AND PROVISIONS OF GRANT OF AVIGATION EASEMENT RECORDED SEPTEMBER 30, 2005 AT RECEPTION NO. **2005165616**.

20. TERMS, CONDITIONS AND PROVISIONS OF PLAIN LANGUAGE NOTICE--PROXIMITY TO AIRPORT RECORDED SEPTEMBER 30, 2005 AT RECEPTION NO. **2005165619**.

21. TERMS, CONDITIONS AND PROVISIONS OF HIGHPOINT AT DIA GENERAL DEVELOPMENT PLAN RECORDED OCTOBER 06, 2005 AT RECEPTION NO. **2005169315**, AND AMENDMENT NO. 1 RECORDED OCTOBER 25, 2010 UNDER RECEPTION NO. **2010122260**.

22. TERMS, CONDITIONS AND PROVISIONS OF NOTICE REGARDING THE COMMUNITY FEE DUE UPON TRANSFER OF A UNIT WITHIN HIGH POINT RECORDED DECEMBER 28, 2005 AT RECEPTION NO. **20051228001418030**, AND THE UNANIMOUS WRITTEN CONSENT NOTICE RECORDED DECEMBER 28, 2005 UNDER RECEPTION NO. **20051228001418020**, AND ANY LIENS, FEES OR ASSESSMENTS THEREIN.

23. LARGE PLANNED COMMUNITY AFFIDAVIT RECORDED MAY 5, 2006 UNDER RECEPTION NO. **20060505000467000** (ADAMS COUNTY RECORDS) AND RECORDED MAY 24, 2006 UNDER RECEPTION NO. **2006082276** (DENVER COUNTY RECORDS).

**TITLE COMMITMENT NON--PLOTABLE EXCEPTION**

24. ANY TAX, LIEN, FEE OR ASSESSMENT BY REASON OF INCLUSION OF SUBJECT PROPERTY IN THE COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 14, AS EVIDENCED BY INSTRUMENT RECORDED JUNE 26, 2006 UNDER RECEPTION NO. **2006099360**, INSTRUMENT RECORDED NOVEMBER 17, 2009 UNDER RECEPTION NO. **2009150705** AND INSTRUMENT RECORDED APRIL 21, 2018 UNDER RECEPTION NO. **2018052381**, AND INSTRUMENT RECORDED SEPTEMBER 22, 2017 UNDER RECEPTION NO. **2017083787** AND INSTRUMENT RECORDED APRIL 4, 2018 UNDER RECEPTION NO. **2018039172** AND INCLUSION OF SUBJECT PROPERTY IN THE COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 AS EVIDENCED BY INSTRUMENT RECORDED JUNE 26, 2006 UNDER RECEPTION NO. **2006099361** AND RECORDED APRIL 3, 2018 UNDER RECEPTION NO. **2018038635**; JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 REGARDING THE IMPOSITION OF FACILITIES FEES RECORDED DECEMBER 9, 2008 UNDER RECEPTION NO. **2008165980**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 REGARDING THE IMPOSITION OF A MAINTENANCE FEE RECORDED DECEMBER 9, 2008 UNDER RECEPTION NO. **2008165981**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 REGARDING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED DECEMBER 9, 2008 UNDER RECEPTION NO. **2008165982**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 14 REGARDING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED DECEMBER 9, 2008 UNDER RECEPTION NO. **2008165983**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 14 REGARDING THE IMPOSITION OF FACILITIES FEES RECORDED JANUARY 8, 2009 UNDER RECEPTION NO. **2009002228**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 REGARDING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED APRIL 4, 2018 UNDER RECEPTION NO. **2018039552**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 14 REGARDING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED APRIL 4, 2018 UNDER RECEPTION NO. **2018039550**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 REGARDING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED APRIL 4, 2018 UNDER RECEPTION NO. **2018039556**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 REGARDING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED APRIL 4, 2018 UNDER RECEPTION NO. **2018039557**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 REGARDING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED APRIL 4, 2018 UNDER RECEPTION NO. **2018039558**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 REGARDING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED APRIL 4, 2018 UNDER RECEPTION NO. **2018039559**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 REGARDING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED APRIL 4, 2018 UNDER RECEPTION NO. **2018039560**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 REGARDING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED APRIL 4, 2018 UNDER RECEPTION NO. **2018039561**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 REGARDING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED APRIL 4, 2018 UNDER RECEPTION NO. **2018039562**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 REGARDING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED APRIL 4, 2018 UNDER RECEPTION NO. **2018039570**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 REGARDING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED APRIL 4, 2018 UNDER RECEPTION NO. **2018037822**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 REGARDING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED APRIL 2, 2019 UNDER RECEPTION NO. **2019037823**, NOTICES CONCERNING DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT, COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 14 RECORDED JANUARY 30, 2007 UNDER RECEPTION NO. **2007014752**, JANUARY 28, 2008 UNDER RECEPTION NO. **2008010991**, JANUARY 30, 2009 UNDER RECEPTION NO. **2009010834**, JANUARY 26, 2010 UNDER RECEPTION NO. **2010009208**, JANUARY 25, 2011 UNDER RECEPTION NO. **2011009274**, JANUARY 26, 2012 UNDER RECEPTION NO. **2012009809**, AND JANUARY 29, 2013 UNDER RECEPTION NO. **2013013305** AND JANUARY 26, 2018 UNDER RECEPTION NO. **2018010183**; NOTE: ORDER OF EXCLUSION FROM THE COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 14 RECORDED NOVEMBER 17, 2009 UNDER RECEPTION NO. **2009150706**, AND AMENDED EXCLUSION RECORDED APRIL 3, 2018 UNDER RECEPTION NO. **2018038799**; ORDERS FOR INCLUSION RECORDED APRIL 21, 2018 UNDER RECEPTION NO. **2016052381** AND JUNE 22, 2016 UNDER RECEPTION NO. **2016081410**; JOINT RESOLUTION OF THE BOARDS OF DIRECTORS OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 14 CONCERNING THE IMPOSITION OF REGIONAL DEVELOPMENT FEES RECORDED MAY 27, 2020 UNDER RECEPTION NO. **2020070668**. JOINT RESOLUTION OF THE BOARDS OF DIRECTORS OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 14 CONCERNING THE IMPOSITION OF REGIONAL DEVELOPMENT FEES RECORDED MAY 27, 2020 UNDER RECEPTION NO. **2020070668**.

25. ANY TAX, LIEN, FEE OR ASSESSMENT BY REASON OF INCLUSION OF SUBJECT PROPERTY IN THE DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT, AS EVIDENCED BY INSTRUMENT RECORDED JUNE 26, 2006 UNDER RECEPTION NO. **2006099362**; NOTE: ORDER FOR EXCLUSION FROM THE DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT RECORDED NOVEMBER 17, 2009 UNDER RECEPTION NO. **2009150707** AND RECORDED SEPTEMBER 22, 2017 UNDER RECEPTION NO. **2017125535** AND **2017125534** AND **2017125532** AND RECORDED APRIL 3, 2018 UNDER RECEPTION NO. **2018038659**; JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 REGARDING THE IMPOSITION OF FACILITIES FEES RECORDED DECEMBER 9, 2008 UNDER RECEPTION NO. **2008165980**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 REGARDING THE IMPOSITION OF A MAINTENANCE FEE RECORDED DECEMBER 9, 2008 UNDER RECEPTION NO. **2008165981**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 REGARDING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED DECEMBER 9, 2008 UNDER RECEPTION NO. **2008165982**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 14 REGARDING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED DECEMBER 9, 2008 UNDER RECEPTION NO. **2008165983**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 14 REGARDING THE IMPOSITION OF FACILITIES FEES RECORDED JANUARY 8, 2009 UNDER RECEPTION NO. **2009002228**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 REGARDING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED APRIL 4, 2018 UNDER RECEPTION NO. **2018039532**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 14 REGARDING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED APRIL 4, 2018 UNDER RECEPTION NO. **2018039550**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 REGARDING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED APRIL 4, 2018 UNDER RECEPTION NO. **2018039552**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 REGARDING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED APRIL 4, 2018 UNDER RECEPTION NO. **2018039570**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 REGARDING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED JUNE 22, 2018 UNDER RECEPTION NO. **2018077369**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 14 REGARDING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED JUNE 22, 2018 UNDER RECEPTION NO. **2018077370**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 REGARDING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED APRIL 2, 2019 UNDER RECEPTION NO. **2019037822**, JOINT RESOLUTION OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 REGARDING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED APRIL 2, 2019 UNDER RECEPTION NO. **2019037823**, NOTICES CONCERNING DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT, COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 14 RECORDED JANUARY 30, 2007 UNDER RECEPTION NO. **2007014752** AND RECORDED JANUARY 28, 2008 UNDER RECEPTION NO. **2008010991**, AND RECORDED JANUARY 30, 2009 UNDER RECEPTION NO. **2009010834**, AND RECORDED JANUARY 26, 2010 UNDER RECEPTION NO. **2010009208**, AND JANUARY 25, 2011 UNDER RECEPTION NO. **2011009274**, JANUARY 26, 2012 UNDER RECEPTION NO. **2012009809**, AND JANUARY 29, 2013 UNDER RECEPTION NO. **2013013305** AND RECORDED JANUARY 23, 2019 UNDER RECEPTION NO. **2019007546**; JOINT RESOLUTION OF THE BOARDS OF DIRECTORS OF DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 14 CONCERNING THE IMPOSITION OF REGIONAL DEVELOPMENT FEES RECORDED MAY 27, 2020 UNDER RECEPTION NO. **2020070668**.

27. TERMS, CONDITIONS AND PROVISIONS OF DEVELOPMENT AGREEMENT (HIGH POINT) RECORDED AUGUST 16, 2010 AT RECEPTION NO. **2010091030**.

ASSIGNMENT AND ASSUMPTION OF DEVELOPMENT AGREEMENT RECORDED JULY 21, 2017 UNDER RECEPTION NO. **2017095537** (DENVER COUNTY RECORDS) JULY 24, 2017 UNDER RECEPTION NO. **2017000063266** (ADAMS COUNTY RECORDS).

29. MATTERS SET FORTH IN ARTICLE 1 AVIGATION EASEMENT ATTACHED TO SPECIAL WARRANTY DEED FROM LNR CPI HIGH POINT, LLC, A COLORADO LIMITED LIABILITY COMPANY TO ACM HIGH POINT VI LLC, A DELAWARE LIMITED LIABILITY COMPANY RECORDED JULY 21, 2017 UNDER RECEPTION NO. **2017095534** (DENVER COUNTY RECORDS) AND RECORDED JULY 24, 2017 UNDER RECEPTION NO. **2017000063263** (ADAMS COUNTY RECORDS).

30. TERMS, CONDITIONS, PROVISIONS, BURDENS AND OBLIGATIONS AS SET FORTH IN MEMORANDUM OF DRAINAGE AGREEMENT ASSIGNMENT AND ASSUMPTION OF DRAINAGE AGREEMENT, AND CONSENT TO ASSIGNMENT RECORDED JULY 21, 2017 UNDER RECEPTION NO. **2017095539**.

**TITLE COMMITMENT NON--PLOTABLE EXCEPTION**

31. MINERAL DEED RECORDED JULY 21, 2017 UNDER RECEPTION NO. **2017095540** (DENVER COUNTY RECORDS) JULY 24, 2017 UNDER RECEPTION NO. **2017000063268** (ADAMS COUNTY RECORDS).

32. OIL AND GAS LEASE BETWEEN COPPER TRAIL ENERGY FUND I, LP AND BISON OIL & GAS, LLC, RECORDED JULY 21, 2017 UNDER RECEPTION NO. **2017095541** (DENVER COUNTY RECORDS) JULY 24, 2017 UNDER RECEPTION NO. **2017000063269** (ADAMS COUNTY RECORDS) AND ANY AND ALL ASSIGNMENTS THEREOF, OR INTEREST THEREIN.

33. OIL AND GAS LEASE BETWEEN ACM HIGH POINT VI LLC, AND BISON OIL & GAS, LLC, RECORDED JULY 21, 2017 UNDER RECEPTION NO. **2017095542** (DENVER COUNTY RECORDS) AND RECORDED JULY 24, 2017 UNDER RECEPTION NO. **2017000063270** (ADAMS COUNTY RECORDS) AND ANY AND ALL ASSIGNMENTS THEREOF, OR INTEREST THEREIN.

34. MINERAL DEED RECORDED JULY 21, 2017 UNDER RECEPTION NO. **2017095543** (DENVER COUNTY RECORDS) AND RECORDED JULY 24, 2017 UNDER RECEPTION NO. **2017000063271** (ADAMS COUNTY RECORDS).

35. TERMS, CONDITIONS, PROVISIONS, BURDENS AND OBLIGATIONS AS SET FORTH IN SURFACE USE AGREEMENT RECORDED JULY 21, 2017 UNDER RECEPTION NO. **2017095544** (DENVER COUNTY RECORDS) AND RECORDED JULY 24, 2017 UNDER RECEPTION NO. **2017000063272** (ADAMS COUNTY RECORDS); FIRST AMENDMENT RECORDED MAY 8, 2018 UNDER RECEPTION NO. **2018000037326** (ADAMS COUNTY RECORDS) AND RECORDED APRIL 2, 2019 UNDER RECEPTION NO. **2019037919** (DENVER COUNTY RECORDS) AND RECORDED MAY 1, 2019 UNDER RECEPTION NO. **2019052240** (DENVER COUNTY RECORDS) AND SECOND AMENDMENT RECORDED FEBRUARY 22, 2019 UNDER RECEPTION NO. **2019000013129** (ADAMS COUNTY RECORDS) AND RECORDED MARCH 26, 2019 UNDER RECEPTION NO. **2019033932** (DENVER COUNTY RECORDS) AND RECORDED MAY 2, 2019 UNDER RECEPTION NO. **2019052282** (DENVER COUNTY RECORDS).

36. MINERAL DEED RECORDED NOVEMBER 16, 2017 UNDER RECEPTION NO. **2017150626** (DENVER COUNTY RECORDS) AND RECORDED NOVEMBER 30, 2017 UNDER RECEPTION NO. **2017000105531** (ADAMS COUNTY RECORDS).

37. TERMS, CONDITIONS, PROVISIONS, BURDENS AND OBLIGATIONS AS SET FORTH IN DECLARATION OF COVENANTS CONCERNING PAYMENT IN LIEU OF TAXES RECORDED APRIL 11, 2018 UNDER RECEPTION NO. **2018042251**.

39. OIL AND GAS LEASE BETWEEN COPPER TRAIL ENERGY FUND I, LP AND CTEF I WI, LLC, RECORDED MARCH 08, 2019 UNDER RECEPTION NO. **2019027872** AND ANY AND ALL ASSIGNMENTS THEREOF, OR INTEREST THEREIN.

40. TERMS, CONDITIONS, PROVISIONS, BURDENS AND OBLIGATIONS AS SET FORTH IN UNRECORDED RESIDENTIAL OPTION AGREEMENT DATED MARCH 24, 2014, BY AND BETWEEN LNR CPI HIGH POINT, LLC, A COLORADO LIMITED LIABILITY COMPANY, AND CENTURY LAND HOLDINGS, LLC, A COLORADO LIMITED LIABILITY COMPANY, AS AMENDED, AS DISCLOSED IN THE AGREEMENT OF PURCHASE AND SALE AND JOINT ESCROW INSTRUCTIONS.

41. TERMS, CONDITIONS, PROVISIONS, BURDENS AND OBLIGATIONS AS SET FORTH IN UNRECORDED RESIDENTIAL OPTION AGREEMENT DATED MARCH 24, 2014, BY AND BETWEEN LNR CPI HIGH POINT, LLC, A COLORADO LIMITED LIABILITY COMPANY, AND MELODY HOMES, INC., A DELAWARE CORPORATION, AS AMENDED, AS DISCLOSED IN THE AGREEMENT OF PURCHASE AND SALE AND JOINT ESCROW INSTRUCTIONS.

42. TERMS, CONDITIONS, PROVISIONS, BURDENS, OBLIGATIONS AND EASEMENTS AS SET FORTH AND GRANTED IN GRANT OF EASEMENT RECORDED DECEMBER 08, 2000 UNDER RECEPTION NO. **2000178684**, PARTIAL ASSIGNMENT OF EASEMENTS IN CONNECTION THEREWITH RECORDED DECEMBER 28, 2002 UNDER RECEPTION NO. **2002241448**, AMENDMENT TO GRANT OF EASEMENT IN CONNECTION THEREWITH RECORDED JULY 6, 2007 UNDER RECEPTION NO. **2007105374**, PARTIAL RELEASE OF EASEMENT IN CONNECTION THEREWITH RECORDED MARCH 31, 2020 UNDER RECEPTION NO. **2020044457**, PARTIAL SUBORDINATION OF UTILITY INTERESTS IN CONNECTION THEREWITH RECORDED APRIL 6, 2020 UNDER RECEPTION NO. 2020047599.

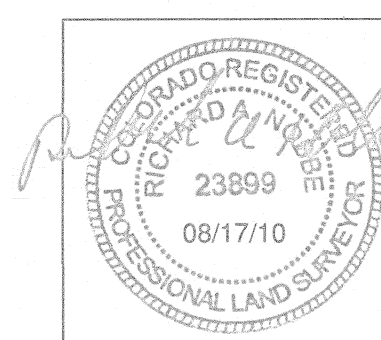
43. TERMS, CONDITIONS, PROVISIONS, BURDENS, OBLIGATIONS AND EASEMENTS AS SET FORTH AND GRANTED IN RIGHT OF WAY CONTRACT RECORDED NOVEMBER 01, 2019 UNDER RECEPTION NO. **2019153146**, AND AMENDED AND RESTATED RIGHT-OF-WAY CONTRACT RECORDED JANUARY 22, 2020 UNDER RECEPTION NO. **2020008853**; NOTE: ADDITIONAL UPDATES TO THE EFFECTIVE DATE OF THE BINDER MAY BE REQUESTED BY THE PROPOSED INSURED. ONE UPDATE IS INCLUDED WITH THIS BINDER AT NO ADDITIONAL COST. ANY ADDITIONAL UPDATES WILL BE ISSUED AT THE COST OF \$125 PER UPDATE. FOR EACH UPDATE PROVIDED, A REVISED BINDER WILL BE ISSUED SHOWING A NEW EFFECTIVE DATE AND ANY MATTERS RECORDED SINCE THE EFFECTIVE DATE OF THE PREVIOUS BINDER. NOTE: THIS BINDER DOES NOT REFLECT THE STATUS OF TITLE TO WATER RIGHTS OR REPRESENTATION OF SAID RIGHTS, RECORDED OR NOT. NOTE: THIS BINDER IS NOT A REPORT OR REPRESENTATION AS TO MINERAL INTERESTS, AND SHOULD NOT BE USED, OR RELIED UPON, IN CONNECTION WITH THE NOTICE REQUIREMENTS THAT ARE SET FORTH IN CRS 24--65.5-103.

44. RESTRICTIONS AND RESERVATIONS AS SET FORTH IN SPECIAL WARRANTY DEEDS BY AND BETWEEN ACM HIGH POINT VI LLC, A DELAWARE LIMITED LIABILITY COMPANY AND ECHELON HIGH POINT, LLC, A DELAWARE LIMITED LIABILITY COMPANY RECORDED MAY 12, 2020 UNDER RECEPTION NO. **2020064614** AND JULY 24, 2020 UNDER RECEPTION NO. **2020106308**; QUIT CLAIM DEEDS IN CONNECTION THEREWITH RECORDED MAY 12, 2020 UNDER RECEPTION NO. **2020064615** AND **2020064616**.

45. TERMS, CONDITIONS, PROVISIONS, BURDENS AND OBLIGATIONS AS SET FORTH IN DEVELOPER COVENANTS, CONDITIONS AND RESTRICTIONS FOR THE GARRETT MF PROJECT RECORDED MAY 12, 2020 UNDER RECEPTION NO. **2020064617**, AND FIRST AMENDMENT THERETO RECORDED JULY 24, 2020 UNDER RECEPTION NO. **2020106309**.

46. DEED OF TRUST DATED MAY 12, 2020, FROM ECHELON HIGH POINT, LLC, A DELAWARE LIMITED LIABILITY COMPANY TO THE PUBLIC TRUSTEE OF DENVER COUNTY, COLORADO FOR THE USE OF ASSOCIATED BANK, NATIONAL ASSOCIATION TO SECURE THE SUM OF \$35,542,500.00 RECORDED MAY 12, 2020, UNDER RECEPTION NO. **2020064618**, AND CORRECTION THERETO RECORDED JULY 24, 2020 UNDER RECEPTION NO. **2020106310**; SAID DEED OF TRUST WAS FURTHER SECURED BY ASSIGNMENT OF LEASES AND RENTS RECORDED MAY 12, 2020, UNDER RECEPTION NO. **2020064619**, AND CORRECTION THERETO RECORDED JULY 24, 2020 UNDER RECEPTION NO. **2020106311**.

47. FINANCING STATEMENT WITH ASSOCIATED BANK, NATIONAL ASSOCIATION, THE SECURED PARTY, RECORDED MAY 12, 2020, UNDER RECEPTION NO. **2020064620**, AND AS AMENDED IN INSTRUMENT RECORDED JULY 24, 2020 UNDER RECEPTION NO. **2020106312**; NOTE: ADDITIONAL UPDATES TO THE EFFECTIVE DATE OF THE BINDER MAY BE REQUESTED BY THE PROPOSED INSURED AT THE COST OF \$125 PER UPDATE. FOR EACH UPDATE PROVIDED, A REVISED BINDER WILL BE ISSUED SHOWING A NEW EFFECTIVE DATE AND ANY MATTERS RECORDED SINCE THE EFFECTIVE DATE OF THE PREVIOUS BINDER. NOTE: THIS BINDER DOES NOT REFLECT THE STATUS OF TITLE TO WATER RIGHTS OR REPRESENTATION OF SAID RIGHTS, RECORDED OR NOT. NOTE: THIS BINDER IS NOT A REPORT OR REPRESENTATION AS TO MINERAL INTERESTS, AND SHOULD NOT BE USED, OR RELIED UPON, IN CONNECTION WITH THE NOTICE REQUIREMENTS THAT ARE SET FORTH IN CRS 24--65.5-103.



JULY 28, 2020



# HIGH POINT SUBDIVISION FILING NO. 4

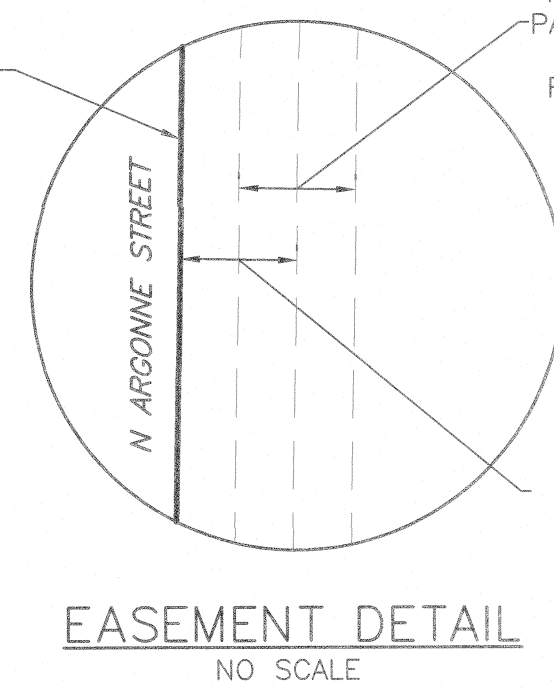
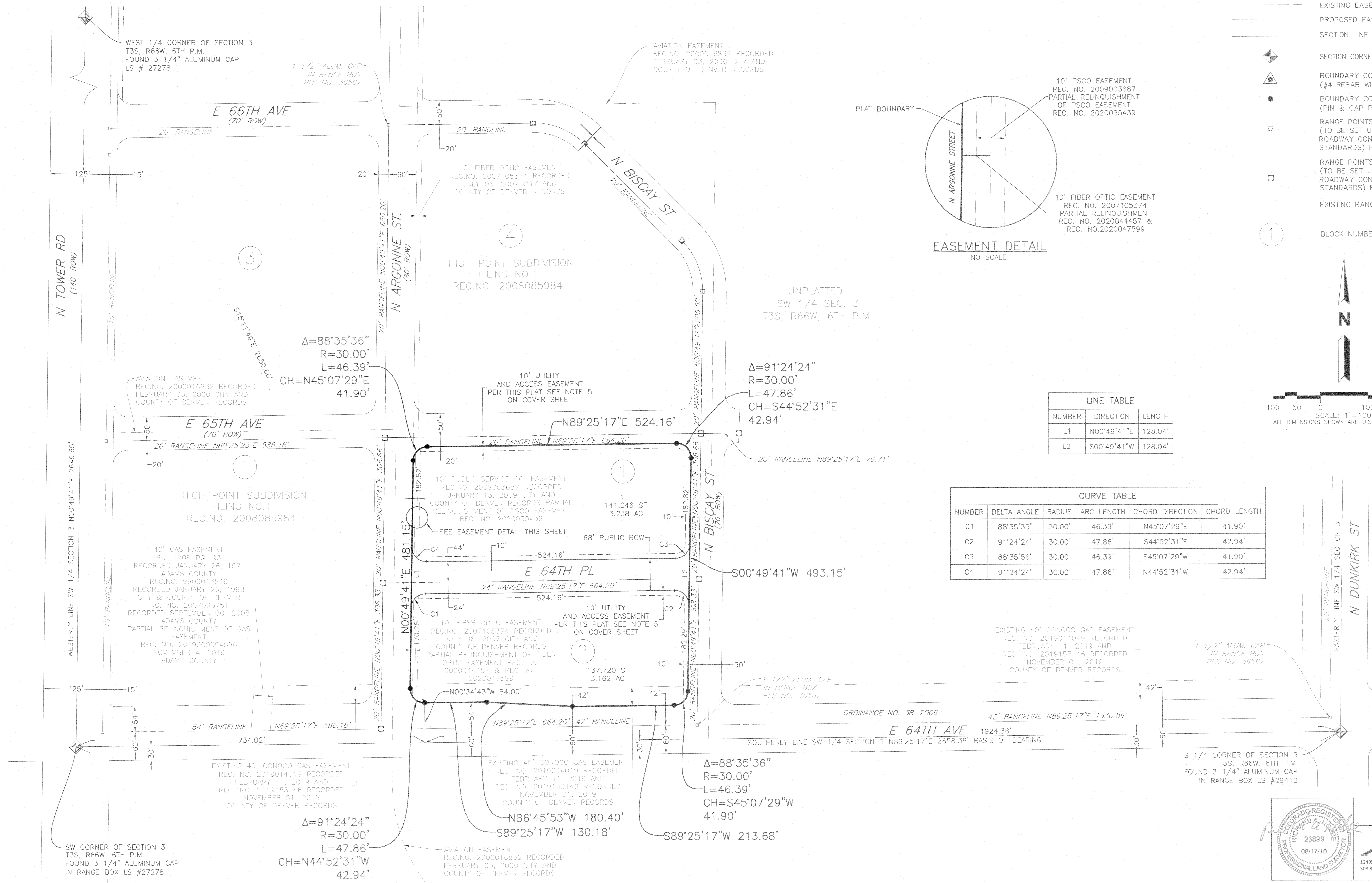
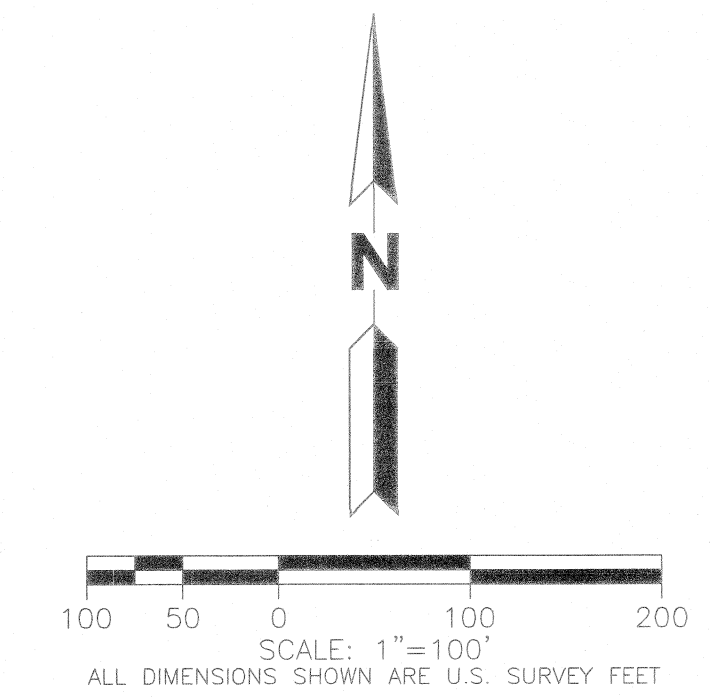
## A RESUBDIVISION OF LOT 1, BLOCK 2, HIGH POINT SUBDIVISION FILING NO.1

SITUATED IN THE SOUTHWEST 1/4 OF SECTION 3, TOWNSHIP 3 SOUTH, RANGE 66 WEST OF THE 6TH P.M.,  
CITY AND COUNTY OF DENVER, STATE OF COLORADO

SHEET 3 OF 3 SHEETS

### LEGEND

- BOUNDARY LINE
- LOT LINE
- RIGHT-OF-WAY
- EXISTING EASEMENT LINE
- PROPOSED EASEMENT LINE
- SECTION LINE
- SECTION CORNER FOUND
- BOUNDARY CORNER FOUND (#4 REBAR WITH CAP PLS NO.23899)
- BOUNDARY CORNER SET (PIN & CAP PLS NO.23899)
- RANGE POINTS AND RANGE BOXES (TO BE SET UPON COMPLETION OF ROADWAY CONSTRUCTION PER CITY STANDARDS) FOR HIGH POINT FILING NO.1
- RANGE POINTS AND RANGE BOXES (TO BE SET UPON COMPLETION OF ROADWAY CONSTRUCTION PER CITY STANDARDS) FOR HIGH POINT FILING NO.4
- EXISTING RANGE BOX
- BLOCK NUMBER



10' PSCO EASEMENT  
REC. NO. 2009003687  
PARTIAL RELINQUISHMENT  
OF PSCO EASEMENT  
REC. NO. 2020035439

10' FIBER OPTIC EASEMENT  
REC. NO. 2007105374  
PARTIAL RELINQUISHMENT  
REC. NO. 2020044457 &  
REC. NO. 2020047599

LINE TABLE		
NUMBER	DIRECTION	LENGTH
L1	N00°49'41"E	128.04'
L2	S00°49'41"W	128.04'

CURVE TABLE					
NUMBER	DELTA ANGLE	RADIUS	ARC LENGTH	CHORD DIRECTION	CHORD LENGTH
C1	88°35'35"	30.00'	46.39'	N45°07'29"E	41.90'
C2	91°24'24"	30.00'	47.86'	S44°52'31"E	42.94'
C3	88°35'56"	30.00'	46.39'	S45°07'29"W	41.90'
C4	91°24'24"	30.00'	47.86'	N44°52'31"W	42.94'

JULY 28, 2020

**MARTIN/MARTIN**  
CONSULTING ENGINEERS

12499 WEST COLFAX AVENUE, LAKEWOOD, COLORADO 80215  
303-431-5100 - MARTIN@MARTIN.COM