KNOW ALL MEN BY THESE PRESENTS THAT DIA COLORADO JV LLC, A NEVADA LIMITED LIABILITY COMPANY AND SPUR 10 HOLDINGS, LP, A TEXAS LIMITED PARTNERSHIP, AS OWNERS. HAVE LAID OUT, PLATTED AND SUBDIVIDED INTO BLOCKS, LOTS AND TRACT, AS SHOWN ON THIS MAP, THE LAND DESCRIBED AS FOLLOWS:

A PARCEL OF LAND LOCATED IN THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 16, TOWNSHIP 3 SOUTH, RANGE 66 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

CONSIDERING THE EAST LINE OF THE SOUTHWEST 1/4 OF SECTION 16, TOWNSHIP 3 SOUTH, RANGE 66 WEST OF THE 6TH P.M. AS BEARING N 00°04'35" W AND WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO

COMMENCING AT THE SOUTH 1/4 CORNER OF SAID SECTION 16; THENCE ALONG THE EAST LINE OF SAID SOUTHWEST 1/4 OF SAID SECTION 16, N 00°04'35" W, 84.90 FEET;

THENCE S 89°55'25" W, 112.00 FEET TO A POINT ON A CURVE CONCAVE TO THE NORTHWEST HAVING A CENTRAL ANGLE OF 89°57'25, A RADIUS OF 25.00 FEET AND THE CHORD WHICH BEARS S 44°54'07" W, 35.34 FEET, SAID POINT ALSO ON THE WEST RIGHT OF WAY OF TELLURIDE STREET AS DESCRIBED IN THE TOWER 160 SUBDIVISION ON FILE AT THE CITY AND COUNTY OF DENVER CLERK AND RECORDER AT RECEPTION NO. 2008079854 SAID POINT BEING THE POINT OF BEGINNING;

THENCE ALONG THE ARC OF SAID CURVE 39.25 FEET TO THE NORTH RIGHT OF WAY LINE OF GREEN VALLEY RANCH BOULEVARD AS DESCRIBED IN THE TOWER 160 SUBDIVISION ON FILE AT THE CITY AND COUNTY OF DENVER CLERK AND RECORDER AT RECEPTION NO. 2008079854; THENCE ALONG SAID NORTH RIGHT OF WAY LINE S 89°52'50" W, 1185.30 FEET TO THE WEST LINE OF THE EAST HALF OF THE SOUTHWEST 1/4 OF SAID SECTION 16; THENCE ALONG SAID WEST LINE OF THE EAST HALF OF THE SOUTHWEST 1/4, N 00°00'04" W, 1121.93 FEET; THENCE, N 89°52'50" E, 920.68 FEET; THENCE N 00°04'35" W, 550.95 FEET; THENCE, S 39°59'10" E, 89.03 FEET TO A NON-TANGENT CURVE CONCAVE TO THE NORTHEAST HAVING A CENTRAL ANGLE OF 5017'52", A RADIUS OF 294.00 FEET AND THE CHORD WHICH BEARS S 6508'06" E, 249.88 FEET; THENCE ALONG THE ARC OF SAID NON-TANGENT CURVE 258.09 FEET; THENCE N 89°42'58" E, 22.42 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF TELLURIDE STREET AS DESCRIBED IN THE TOWER 160 SUBDIVISION ON FILE AT THE CITY AND COUNTY OF DENVER CLERK AND RECORDER AT RECEPTION NO. 2008079854; THENCE ALONG SAID WEST RIGHT OF WAY LINE THE FOLLOWING THREE (3) COURSES AND DISTANCES: S 00°04'35" E, 1045.72 FEET; THENCE S 04°09'35" W, 243.67 FEET; THENCE S 00°04'35" E, 185.38 FEET TO THE POINT OF BEGINNING

THE ABOVE DESCRIBED PARCEL CONTAINS 34.476 ACRES, 1,501,774 SQUARE FEET, MORE OR LESS AND IS SUBJECT TO ALL EASEMENTS AND RIGHTS OF WAY NOW ON RECORD OR EXISTING

UNDER THE NAME AND STYLE OF GATEWAY LANDING SUBDIVISION AND BY THESE PRESENTS DO HEREBY DEDICATE TO THE CITY AND COUNTY OF DENVER THE STREETS, AVENUES, EASEMENTS, AND OTHER PUBLIC PLACES HEREON SHOWN AND NOT ALREADY OTHERWISE DEDICATED FOR PUBLIC USE; AND GRANT, DEDICATE AND CONVEY TO THE CITY AND COUNTY OF DENVER, IN FEE SIMPLE, TRACT A, TOGETHER WITH ALL APPURTENANCES THERETO, FOR PUBLIC USE AS A CITY PARK.

## **ACCESS NOTES**

1. 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.

2. AN ACCESS EASEMENT FOR MUNICIPAL SERVICES PROVIDED BY THE CITY AND COUNTY OF DENVER IS HEREBY GRANTED TO THE CITY AND COUNTY OF DENVER ON AND ACROSS ALL PRIVATE DRIVES.

## **GENERAL NOTES**

1. NOTICE: ACCORDING TO COLORADO LAW, YOU MUST COMMENCE ANY LEGAL ACTION BASED ON ANY DEFECT IN THIS SURVEY WITHIN THREE (3) 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 (10) YEARS FROM THE DATE OF THE CERTIFICATION SHOWN HEREON.

2. ANY PERSON WHO KNOWINGLY REMOVES, ALTERS, OR DEFACES ANY PUBLIC LAND SURVEY SYSTEM MONUMENT OR ACCESSORY OR LEGAL LAND BOUNDARY MONUMENT COMMITS A CLASS 2 MISDEMEANOR PURSUANT TO STATE STATUTE 18-4-508, C.R.S.

3. THE LINEAL UNIT USED IN THE PREPARATION OF THIS SURVEY IS THE U.S. SURVEY FOOT AS DEFINED BY THE UNITED STATES DEPARTMENT OF COMMERCE, NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY.

4. THE BASIS OF BEARINGS FOR THIS SURVEY IS NORTH 00°04'35" WEST ALONG THE EAST LINE OF THE SOUTHWEST QUARTER OF SECTION 16, TOWNSHIP 3 SOUTH, RANGE 66 WEST MONUMENTED BY A NO. 6 REBAR, LENGTH UNKNOWN, WITH A 3 1/4" ALUMINUM CAP, PLS 36053, IN A MONUMENT BOX AT THE SOUTH AND A 2 3/4" ALUMINUM PIPE, LENGTH UNKNOWN, WITH A 3 1/4" ALUMINUM CAP, LS 20699 AT THE NORTH.

5. FIDELITY NATIONAL TITLE COMMITMENT NO. 100-N0019558-020-ME2, AMENDMENT NO. 12, EFFECTIVE SEPTEMBER 15, 2020, WAS ENTIRELY RELIED UPON FOR INFORMATION REGARDING EASEMENTS, RIGHTS-OF-WAY AND ENCUMBRANCES AFFECTING THIS

NON-PLOTTABLE EXCEPTIONS INCLUDE: 7, 10, 11, 15-19, 21, 23, 28, 32 AND 33

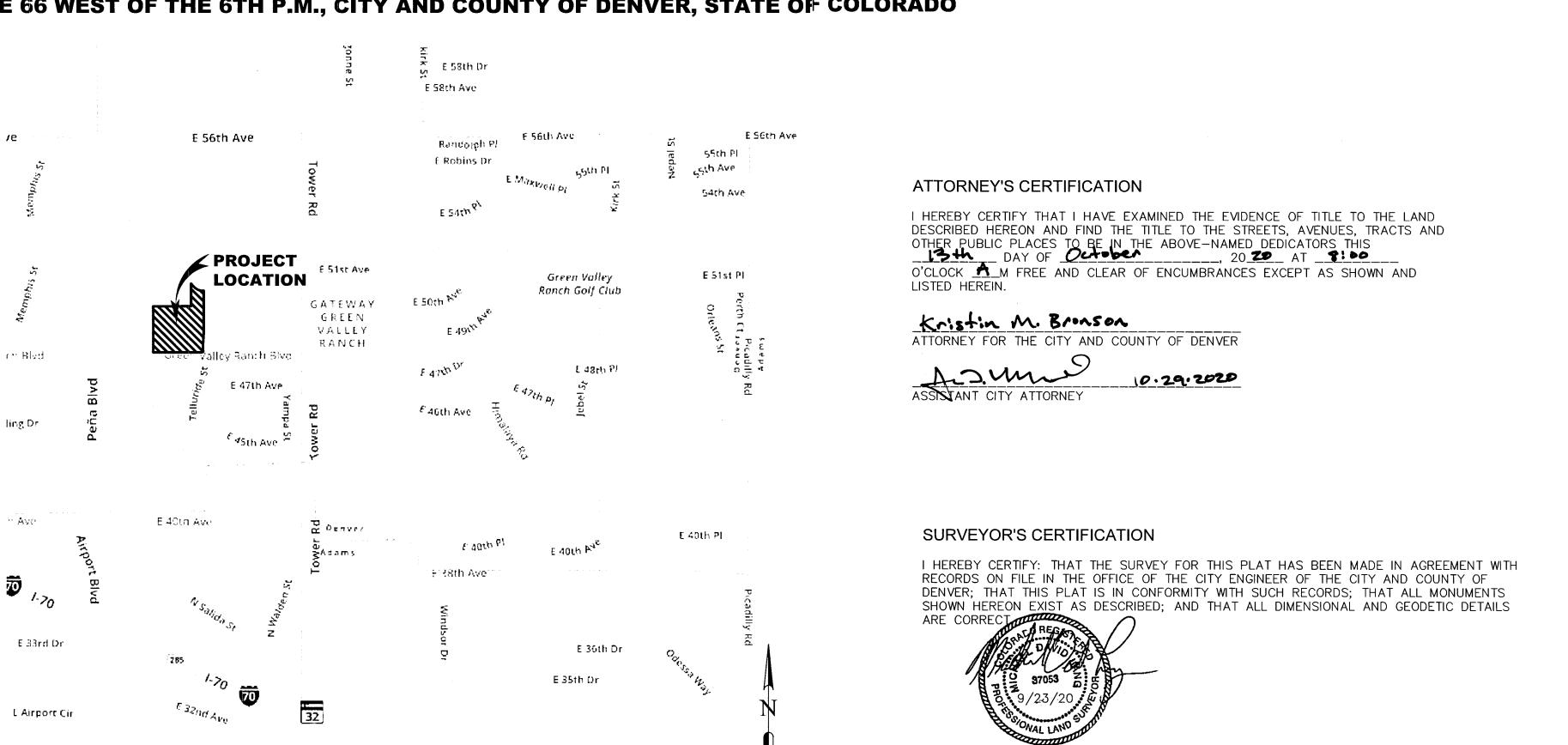
- 7. REAL ESTATE TAXES AND ASSESSMENTS FOR THE YEAR 2020 AND SUBSEQUENT YEARS, A LIEN, NOT YET DUE AND PAYABLE.
- 10. ANY VESTED AND ACCRUED WATER RIGHTS FOR MINING, AGRICULTURAL, MANUFACTURING OR OTHER PURPOSES, AND RIGHTS TO DITCHES AND RESERVOIRS USED IN CONNECTION WITH SUCH WATER RIGHTS, AS MAY BE RECOGNIZED AND ACKNOWLEDGED BY THE LOCAL CUSTOMS, LAWS AND DECISIONS, OR AS PROVIDED BY LAW, ALL AS CONTAINED IN PATENT AS SET FORTH BELOW, AND ANY AND ALL ASSIGNMENTS THEREOF OR INTERESTS THEREIN: RECORDING DATE: DECEMBER 19, 1899 RECORDING NO.: BOOK A64 AT PAGE 263 (ADAMS COUNTY RECORDS)
- 11. RESERVATIONS OF (1) OIL, GAS, COAL AND OTHER MINERALS UNDERLYING THE LAND, (2) THE EXCLUSIVE RIGHT TO PROSPECT FOR, MINE AND REMOVE OIL, GAS, COAL AND OTHER MINERALS, AND (3) THE RIGHT OF INGRESS AND EGRESS AND REGRESS TO PROSPECT FOR, MINE AND REMOVE OIL, GAS, COAL AND OTHER MINERALS, ALL AS CONTAINED IN DEED AS SET FORTH BELOW, AND ANY AND ALL ASSIGNMENTS THEREOF OR INTERESTS THEREIN: RECORDING DATE: FEBRUARY 10, 1932 RECORDING NO.: BOOK 201 AT PAGE 578 (ADAMS COUNTY RECORDS) DECREE OF INTEREST IN REAL PROPERTY RECORDED MARCH 14, 2019 AT RECEPTION NO. 2019029661.
- 15. TERMS, CONDITIONS, PROVISIONS, AGREEMENTS AND OBLIGATIONS SPECIFIED UNDER THE AFFIDAVITS OF NONDEVELOPMENT AND NONPAYMENT OF RENTAL, WHICH WERE RECORDED JULY 12, 1972 IN BOOK 1806 AT PAGE 659, IN BOOK 1806 AT PAGE 661, IN BOOK 1806 AT PAGE 663, IN BOOK 1806 AT PAGE 665, IN BOOK 1806 AT PAGE 667, IN BOOK 1806 AT PAGE 669, IN BOOK 1806 AT PAGE 671 AND IN BOOK 1806 AT PAGE 673 (IN THE ADAMS COUNTY
- 16. TERMS, CONDITIONS, PROVISIONS, AGREEMENTS AND OBLIGATIONS SPECIFIED UNDER THE ORDER, WHICH WAS RECORDED JULY 29, 1980 IN BOOK 2477 AT PAGE 159 IN THE ADAMS COUNTY RECORDS, AND AS RECORDED AUGUST 13, 1981 IN BOOK 2432 AT PAGE 361 IN THE DENVER COUNTY RECORDS.
- 17. TERMS, CONDITIONS, PROVISIONS, EASEMENTS, AGREEMENTS AND OBLIGATIONS SPECIFIED UNDER THE STIPULATION AND ORDER AS SET FORTH BELOW: RECORDING DATE: AUGUST 13, 1982 RECORDING NO.: BOOK 2432 AT PAGE 361 AND BOOK 2432 AT PAGE 365
- 18. THE EFFECT OF ANNEXATION PLAT I, WHICH DEPICTS THE TERRITORY TO BE ANNEXED TO THE CITY AND COUNTY OF DENVER, WHICH WAS RECORDED MAY 26, 1988 AT RECEPTION NO. 817174 (IN THE ADAMS COUNTY RECORDS) AND MAY 26, 1988 AT RECEPTION NO. R-88-0270668 (IN THE DENVER COUNTY
- 19. TERMS, CONDITIONS, PROVISIONS, AGREEMENTS AND OBLIGATIONS CONTAINED IN THE INTERGOVERNMENTAL AGREEMENT ON ANNEXATION RECORDED MAY 26, 1988 AT RECEPTION NO. 88-0270668 (DENVER COUNTY RECORDS) AND IN BOOK 3450 AT PAGE 751 AND JANUARY 16, 1990 IN BOOK 3639 AT PAGE 318 AND MAP RECORDED MAY 26, 1988 AT RECEPTION NO. 817174 (ADAMS COUNTY RECORDS).
- 21. ANY TAX, LIEN, FEE, OR ASSESSMENT BY REASON OF INCLUSION OF THE LAND IN THE GATEWAY REGIONAL METROPOLITAN DISTRICT, AS EVIDENCED BY INSTRUMENT(S) RECORDED MAY 12, 1998 AT RECEPTION NO. 9800071386 AND RECORDED AUGUST 25, 1998 AT RECEPTION NO. 9800141049 AND ON
- 23. TERMS, CONDITIONS, PROVISIONS, AGREEMENTS AND OBLIGATIONS CONTAINED IN THE ORDINANCE NO. 136, SERIES OF 2000 AS SET FORTH BELOW: RECORDING DATE: FEBRUARY 25, 2000 RECORDING NO.: RECEPTION NO. 2000026684
- 28. TERMS, CONDITIONS, PROVISIONS, AGREEMENTS AND OBLIGATIONS CONTAINED IN THE MEMORANDUM OF TENANCY IN COMMON AGREEMENT AS SET FORTH BELOW: RECORDING DATE: APRIL 19, 2018 RECORDING NO.: RECEPTION NO. 2018046002
- 32. ZONE LOT AMENDMENT APPLICATION RECORDED MAY 7, 2020 AT RECEPTION NO. 2020062606.
- 33. ANY CLAIM BASED ON THE FAILURE TO COMPLY WITH THE PROVISIONS OF GOVERNMENTAL LAWS AND REGULATIONS REGARDING THE DIVISION OF LAND.
- 6. GATEWAY LANDING HAS 6 LOTS, 1 TRACT AND 3 BLOCKS.
- 7. THE EXISTING 1/16 CORNER IS MATHEMATICALLY ACCEPTABLE IN THE FOUND LOCATION. PREVIOUS PLATS (TOWER 160 SUBDIVISION, REC. NO. 2008079854) HAVE RECORD DIMENSIONS THAT ARE INCONSISTENT WITH EXISTING MONUMENTATION AND PROPER METHODOLOGY FOR ESTABLISHING 1/16 SUBDIVISION CORNERS.

8. TRACT A AS SHOWN, IS HEREBY CREATED AND CONVEYED TO THE CITY AND COUNTY OF DENVER, IN FEE SIMPLE, TOGETHER WITH ALL APPURTENANCES THERETO, FOR PUBLIC USE AS A CITY PARK.

9. IF TITLE TO LOT 1, BLOCK 3 IS NOT CONVEYED THROUGH A RECORDED DOCUMENT TO THE CITY AND COUNTY OF DENVER WITHIN 12 MONTHS OF THIS SUBDIVISION PLAT BEING RECORDED, A 6 FOOT UTILITY EASEMENT ALONG THE ENTIRE INTERIOR PERIMETER OF LOT 1, BLOCK 3 IS HEREBY GRANTED TO THE CITY AND COUNTY OF DENVER FOR THE USE OF APPLICABLE PUBLIC UTILITIES AND TELECOMMUNICATION COMPANIES.

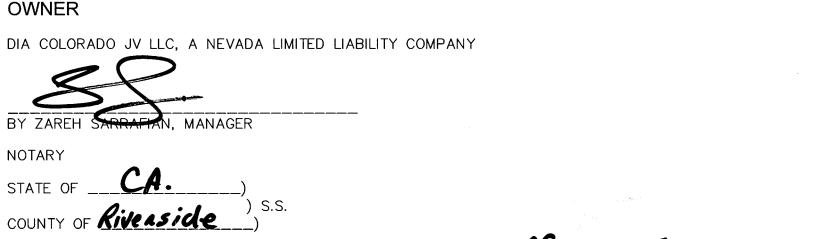
## GATEWAY LANDING SUBDIVISION

LOCATED IN THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 16, TOWNSHIP 3 SOUTH, RANGE 66 WEST OF THE 6TH P.M., CITY AND COUNTY OF DENVER, STATE OF COLORADO



- ξ ⊉6th Ave

VICINITY MAP SCALE 1"=2000'



BY DIA COLORADO JV LLC, A NEVADA LIMITED LIABILITY COMPANY

WITNESS MY HAND AND OFFICIAL SEAL

Smith Rd

**OWNER** S10H MANAGEMENT, LLC, AS GENERAL PARTNER OF SPUR 10 HOLDINGS LP'

TIFFANY ANN LEON

Notary Public

State of Colorado Notary ID # 20154028053

THE FORGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS BY SPUR 10 HOLDINGS, LP, A TEXAS LIMITED PARTNERSHIP

APPROVALS

MICHAEL DAVID LANG

COLORADO REGISTRATION NO. 37053

RIDGETOP ENGINEERING AND SURVEYING

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.

FRANSPORTATION AND INFRASTRUCTURE TIVE DIREGTOR OF COMMUNITY PLANNING AND DEVELOPMENT

IRECTOR OF COMMUNITY PLANNING AND DEVELOPMENT:

APPROVED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER, COLORADO, BY RESOLUTION NUMBER \_\_\_\_\_\_ OF SERIES 2020

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

**CLERK AND RECORDER'S CERTIFICATION** 

STATE OF COLORADO

CITY AND COUNTY OF DENVER HEREBY CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORD IN MY OFFICE AT \$\int\_{15}^{5}\$ O'CLOCK

WID DULY RECORDED UNDER RECEPTION NO. 2020201.41



SEAL

Page: 1 of 3

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PLT

R \$33.00

12/01/2020 01:55 PM

City & County of Denver

DIVI WNSHIP

