**DEDICATION:** KNOW ALL BY THESE PRESENTS THAT ACM HIGH POINT VI, LLC, A COLORADO LIMITED LIABILITY COMPANY, AS OWNER, HAS LAID OUT, PLATTED, AND SUBDIVIDED INTO BLOCKS, LOTS, AND TRACTS, AS SHOWN ON

A PARCEL OF LAND SITUATED IN THE WEST HALF OF SECTION 3, TOWNSHIP 3 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

<u>BEGINNING</u> AT THE CENTER QUARTER CORNER OF SECTION 3, TOWNSHIP 3 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO; THENCE S00°39'14"W A DISTANCE OF 2572.22 FEET ALONG THE EAST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 3 TO THE NORTHERLY RIGHT-OF-WAY LINE OF 64TH AVENUE BY ORDINANCE NO. 38-2006 IN THE CLERK AND RECORDER'S OFFICE OF THE CITY AND COUNTY OF DENVER; THENCE DEPARTING SAID WESTERLY LINE AND ALONG SAID NORTHERLY RIGHT-OF-WAY LINE OF 64TH AVENUE S89'25'17"W A DISTANCE OF 42.01 FEET; THENCE DEPARTING SAID NORTHERLY RIGHT-OF-WAY LINE NO0°39'14"E A DISTANCE OF 1061.60 FEET TO A POINT OF CURVATURE; THENCE 47.77 FEET ALONG THE ARC OF A CURVE TO THE LEFT HAVING A CENTRAL ANGLE OF 91°14'04", A RADIUS OF 30.00 FEET AND A CHORD THAT BEARS N44°57'48"W A DISTANCE OF 42.88 FEET; THENCE N01°44'32"E A DISTANCE OF 68.06 FEET; THENCE S89°25'10"W A DISTANCE OF 128.15 FEET TO A POINT OF CURVATURE; THENCE 313.50 FEET ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 45°42'19", A RADIUS OF 393.00 FEET AND A CHORD THAT BEARS N67'43'40"W A DISTANCE OF 305.25 FEET; THENCE N44\*52'31"W A DISTANCE OF 1082.73 FEET; THENCE S51\*09'07"W A DISTANCE OF 68.38 FEET; THENCE 43.11 FEET ALONG THE ARC OF A NON-TANGENT CURVE TO THE LEFT HAVING A CENTRAL ANGLE OF 82°20'19", A RADIUS OF 30.00 FEET AND A CHORD THAT BEARS N86°02'41"W A DISTANCE OF 39.50 FEET TO A POINT OF REVERSE CURVATURE; THENCE 508.97 FEET ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 36'38'07", A RADIUS OF 796.00 FEET AND A CHORD THAT BEARS S71'06'13"W A DISTANCE OF 500.34 FEET; THENCE S89'25'17"W A DISTANCE OF 102.02 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF ARGONNE STREET AS PLATTED BY HIGH POINT SUBDIVISION FILING NO.1, RECEPTION NO. 2008085984 IN THE CLERK AND RECORDER'S OFFICE OF THE CITY AND COUNTY OF DENVER; THENCE ALONG SAID EASTERLY RIGHT-OF-WAY LINE THE FOLLOWING TWO (2) COURSES; 1) NO1°39'18"E A DISTANCE OF 102.08 FEET; 2) THENCE 13.53 FEET ALONG THE ARC OF A NON-TANGENT CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 25°50'31", A RADIUS OF 30.00 FEET AND A CHORD THAT BEARS N77'39'28"W A DISTANCE OF 13.42 FEET; THENCE N89'25'17"E A DISTANCE OF 111.12 FEET TO A POINT OF CURVATURE; THENCE 633.90 FEET ALONG THE ARC OF A CURVE TO THE LEFT HAVING A CENTRAL ANGLE OF 52°33'41", A RADIUS OF 691.00 FEET AND A CHORD THAT BEARS N63'08'26"E A DISTANCE OF 611.91 FEET; THENCE N36'51'36"E A DISTANCE OF 798.63 FEET TO A POINT OF CURVATURE; THENCE 746.62 FEET ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 53°32'22", A RADIUS OF 799.00 FEET AND A CHORD THAT BEARS N63'37'47"E A DISTANCE OF 719.75 FEET TO A POINT OF REVERSE CURVATURE; THENCE 195.76 FEET ALONG THE ARC OF A CURVE TO THE LEFT HAVING A CENTRAL ANGLE OF 89'43'46", A RADIUS OF 125.00 FEET AND A CHORD THAT BEARS N45'32'05"E A DISTANCE OF 176.36 FEET; THENCE S89'19'48"E A DISTANCE OF 42.00 FEET TO THE EASTERLY LINE OF THE NORTHWEST QUARTER OF SAID SECTION 3; THENCE SO0°40'12"W A DISTANCE OF 730.11 FEET ALONG THE EAST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 3 TO THE POINT OF BEGINNING.

SAID PARCEL OF LAND CONTAINS 44.592 ACRES, (1,942,425 SQUARE FEET), MORE OR LESS.

UNDER THE NAME AND STYLE OF HIGH POINT SUBDIVISION FILING NO. 2, AND BY THESE PRESENTS DOES 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:**

- 1. TITLE COMMITMENT BY LAND TITLE, ORDER NO. ABC70580183-8, DATED JULY 5, 2019 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.
- 2. 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.
- 3.THE PRIVATE UTILITY AND ACCESS EASEMENTS ARE HEREBY CREATED TO BE UTILIZED FOR DRAINAGE AND DETENTION AND WILL BE OWNED AND MAINTAINED BY THE OWNER UNTIL SUCH TIME AS THE PRIVATE UTILITY AND ACCESS EASEMENTS ARE CONVEYED TO AND MAINTAINED BY DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT.
- 4.RANGE BOX TO BE SET UPON COMPLETION OF ROADWAY CONSTRUCTION PER CITY STANDARDS.
- 5.THIS SITE IS SUBJECT TO GATEWAY IMPACT FEES IN ACCORDANCE WITH D.R.M.C. SECTION 50-50 TO SECTION 50-67.
- 6.TEN-FOOT (10') WIDE DRY UTILITY EASEMENTS ARE HEREBY DEDICATED ON PRIVATE PROPERTY ADJACENT TO THE PUBLIC RIGHTS-OF-WAY DEDICATED ALONG HIGH POINT BOULEVARD AS SHOWN BY THIS PLAT. THESE EASEMENTS ARE DEDICATED FOR THE INSTALLATION, MAINTENANCE, AND REPLACEMENT OF ELECTRIC, GAS, TELEVISION CABLE, AND TELECOMMUNICATIONS FACILITIES (DRY UTILITIES), UTILITIES SHALL ALSO BE PERMITTED WITHIN ANY ACCESS EASEMENT AND PRIVATE STREET IN THE SUBDIVISION. PERMANENT STRUCTURES AND WATER METERS SHALL NOT BE PERMITTED WITHIN SAID DRY UTILITY EASEMENTS.
- 7.TRACTS A. B. C AND D. AS SHOWN, ARE HEREBY CREATED AS OPEN SPACE, MAINTENANCE AND SERVICE, DRAINAGE AND UTILITY CORRIDORS FOR THE PROJECT. SAID TRACTS SHALL BE OWNED, CONSTRUCTED, AND MAINTAINED BY OWNER UNTIL SUCH TIME AS THEY ARE CONVEYED TO THE HIGH POINT AT DIA METROPOLITAN DISTRICT.
- 8.TRACT G IS FOR FUTURE RIGHTS-OF-WAY, PUBLIC ACCESS AND ASSOCIATED INFRASTRUCTURE THEREIN AND SHALL BE OWNED AND MAINTAINED BY THE DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT UNTIL SUCH RIGHTS-OF-WAY ARE CONVEYED BY WARRANTY DEED TO AND ARE ACCEPTED BY THE CITY AND COUNTY OF DENVER. PRIOR TO SAID RIGHT-OF-WAY CONVEYANCE, THOSE PORTIONS OF THE 50' METRO WASTEWATER RECLAMATION DISTRICT EASEMENT RECEPTION NO. 2017137572 AND 16' ACCESS EASEMENT RECEPTION NO. 2011005970 CROSSING TRACT G SHALL BE RELINQUISHED BY SEPARATE DOCUMENT. FURTHERMORE, AN INTERGOVERNMENTAL AGREEMENT (IGA) SHALL BE ESTABLISHED BETWEEN THE CITY AND COUNTY OF DENVER AND THE CITY OF AURORA BY SEPARATE DOCUMENT REGARDING THE OWNERSHIP AND MAINTENANCE OF THE 72-INCH STORM SEWER WITHIN TRACT G PRIOR TO SAID RIGHT-OF-WAY CONVEYANCE.

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.

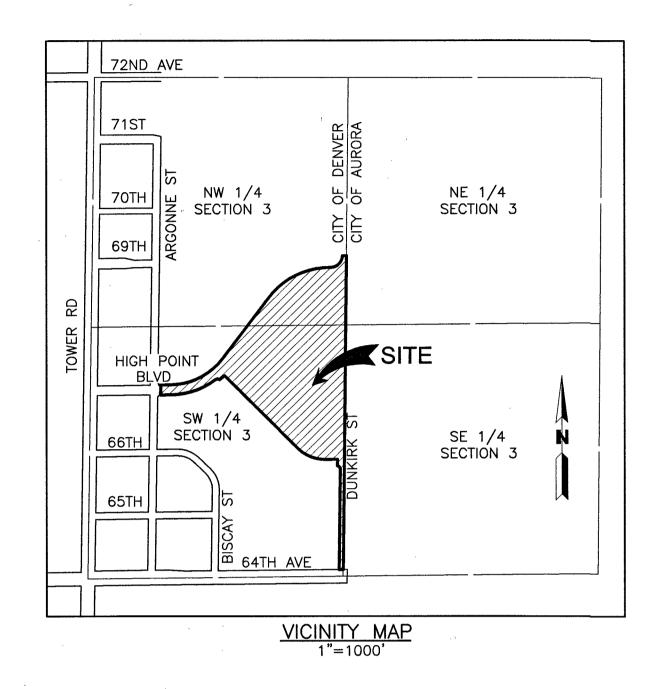
- 9. THERE ARE 1 LOT, 1 BLOCK AND 5 TRACTS IN HIGH POINT SUBDIVISION FILING NO.2.
- 10. BASIS OF BEARING: BEARINGS ARE BASED UPON THE ASSUMPTION THAT THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SECTION 3, TOWNSHIP 3 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN BEARS N89'25'17"E BETWEEN FOUND MONUMENTS AT THE SOUTHWEST CORNER OF SECTION 3, A 3 1/4" ALUMINUM CAP IN RANGE BOX LS #27278 AND THE SOUTH ONE QUARTER CORNER OF SECTION 3, A 3 1/4" ALUMINUM CAP IN RANGE BOX LS #27278.

# HIGH POINT SUBDIVISION FILING NO.2

A PORTION OF THE WEST HALF OF SECTION 3, TOWNSHIP 3 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER

SHEET 1 OF 4 SHEETS

STATE OF COLORADO



OWNER:	
ACM AIGH POINT VI LLC, A DELAWARE	LIMITED LIABILITY COMPANY
SIGNATURE 7/29/19	de participation de la contraction de la contrac
Andrew K. Klein	Authorized Signatory
PRINT NAME	PRINT TITLE
STATE OF Colorado ) COUNTY OF Arapahoe ) ) SS	
THE FOREGOING INSTRUMENT WAS ACK	NOWLEDGED BEFORE ME , 20 <u><b>! 9</b></u> A.D.
BY Andrew & Klein AS	Authorized Signatory
OF ACM High POINT VI LIC AS REPRESENTATIVE OF OWNERS.	,
WITNESS MY HAND AND OFFICIAL SEAL	DESCRIPT ST. DORGE CO. DORGE TO
WITNESS MY HAND AND OFFICIAL SEAL PATRICK SCHMITZ	Notary Pablic State of Colorado Notary ID 20154649532
PATRICK Schmitz NOTARY PUBLIC:	Notary Pablic State of Colorado Notary ID 20154-49532 My Commission Expires Dec 31, 2019
Patrick Schmitz	Notary Pablic State of Colorado Notary ID 20154-49532 My Commission Expires Dec 31, 2019
PATRICK Schmitz NOTARY PUBLIC:	Notary Pablic State of Colorado Notary ID 20154-49532 My Commission Expires Dec 31, 2019
PATRICK Schmitz NOTARY PUBLIC:	Notary Pablic State of Colorado Notary ID 20154-49532 My Commission Expires Dec 31, 2019
PATRICK SCHMITZ NOTARY PUBLIC:  MY COMMISSION EXPIRES: 12/31/19	Notary Pathic State of Colorado Notary ID 20154-49532 My Commission Expires Dec 31, 2019
PATRICK Schmitz NOTARY PUBLIC:	Notary Pathic State of Colorado Notary ID 20154-349532 My Commission Expires Dec 31, 2019
NOTARY PUBLIC:  MY COMMISSION EXPIRES: 12/31/19  ACCEPTANCE OF TRACE	Notary Pathic State of Colorado Notary ID 20154-349532 My Commission Expires Dec 31, 2019
NOTARY PUBLIC:  MY COMMISSION EXPIRES: 12/31/19  ACCEPTANCE OF TRACE	Notary Public State of Colorado Notary ID 20154-149532 My Commission Expires Dec 31, 2019
ACCEPTANCE OF TRACE  DENVER HIGH POINT AT DIA METROPOLE  O	Motary Pathic State of Colorado Notary ID 20154-49532 My Commission Expires Dec 31, 2019  T G: LITAN DISTRICT  ATTEST: BY: PRINT NAME: Kevin Sni+h
NOTARY PUBLIC:  MY COMMISSION EXPIRES: 12/31/19  ACCEPTANCE OF TRACE  DENVER HIGH POINT AT DIA METROPOL  BY: Andrew P. W.	Motary Pathic State of Colorado Notary ID 2015-8-49532 My Commission Expires Dec 31, 2019  T G: LITAN DISTRICT  ATTEST:

# ATTORNEY'S CERTIFICATION:

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 AUGUST A.D., 2019, AT 9 O'CLOCK, A.M., FREE AND CLEAR OF ENCUMBRANCES EXCEPT AS SHOWN OR LISTED HEREIN.

Kristin M. Branson ATTORNEY FOR THE CITY AND COUNTY OF DENVER 9-3-19 When PA ASSISTANT CITY ATTORNEY

## SURVEYOR'S CERTIFICATION

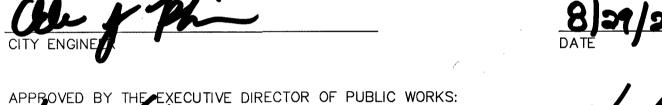
I HEREBY CERTIFY THAT THE SURVEY FOR THIS PLAT HAS BEEN MADE IN AGREEMENT WITH RECORDS ON FILE IN THE OFFICE OF THE CITY ENGINEER OF THE CITY AND COUNTY OF DENVER, AND THAT THIS PLAT IS IN CONFORMITY WITH SUCH RECORDS AND ALL MONUMENTS SHOWN HEREON EXIST AS DESCRIBED AND THAT ALL DIMENSIONAL AND GEODETIC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



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.

### 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.



	-
EXECUTIVE DIRECTOR	OF PUBLIC WORKS

APPROVED BY THE EXECUTIVE DIRECTOR OF COMMUNITY PLANNING AND	DEVELOPMENT:
EXECUTIVE DIRECTOR OF COMMUNITY PLANNING AND DEVELOPMENT	DATE

APPROVED	BY	THE	EXECUTIVE	DIRECTOR	OF	PARKS	AND	RECREATION:	

RKS	AND	RECREATION:	, ,	
		•	8/27/19	
NC			DĂTE	

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

DEPUTY CLERK AND RECORDER

# CLERK AND RECORDER'S CERTIFICATION:

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

I, HEREBY CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORD IN MY OFFICE

AT \_\_\_\_\_\_, 20\_\_\_, AND DULY RECORDED UNDER RECEPTION NO.\_\_\_\_\_

CLERK AND RECORDER

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

MARTIN/MARTIN

12499 WEST COLFAX AVENUE, LAKEWOOD, COLORADO 80215

303.431.6100 MARTINMARTIN.COM

JULY 10, 2019

# A PORTION OF THE WEST HALF OF SECTION 3, TOWNSHIP 3 SOUTH,

# RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER

STATE OF COLORADO

#### SHEET 2 OF 4 SHEETS

#### TITLE COMMITMENT NON-PLOTABLE EXCEPTIONS

9. 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).

11. 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. 2008005302 (DENVER COUNTY RECORDS); SECOND AMENDMENT RECORDED FEBRUARY 26, 2010 UNDER RECEPTION NO. 20100022814 (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.

NOTE: SAID LAND IS ANNEXABLE, BUT HAS NOT YET BEEN ANNEXED.

12. LARGE PLANNED COMMUNITY AFFIDAVIT RECORDED MAY 5, 2006 UNDER RECEPTION NO. 2006050505000467000 (ADAMS COUNTY RECORDS) AND RECORDED MAY 24, 2006 UNDER RECEPTION NO. 2006082276 (DENVER COUNTY RECORDS).

13. 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  $\underline{92}$  (ADAMS COUNTY RECORDS) AND RECORDED FEBRUARY 19, 1992 UNDER RECEPTION NO.  $R-\underline{92}-\underline{0015457}$  (DENVER COUNTY RECORDS).

14. 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).

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 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).

17. RIGHT-OF-WAY FOR LATERALS AND/OR CANALS AS INDICATED IN DEEDS RECORDED FEBRUARY 18, 1947 IN BOOK 331 AT PAGE 533 AND DECEMBER 18, 1948 IN BOOK 367 AT PAGE 242.

19. TERMS, CONDITIONS AND PROVISIONS OF MINERAL DEED RECORDED JANUARY 09, 2014 AT RECEPTION NO. 201400001917 (ADAMS COUNTY RECORDS).

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

22. TERMS, CONDITIONS AND PROVISIONS OF AGREEMENT BY AND BETWEEN VAN SCHAACK HOLDINGS, LTD. AND THE DENVER WATER DEPARTMENT RECORDED NOVEMBER 25, 1997 AT RECEPTION NO. 9700159345.

23. 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. 980071386, 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.

25. TERMS, CONDITIONS AND PROVISIONS OF AIR RIGHTS COVENANT AND AVIGATION EASEMENT RECORDED FEBRUARY 03, 2000 AT RECEPTION NO. 2000016832.

26. TERMS, CONDITIONS AND PROVISIONS OF ZONING ORDINANCE #131, SERIES OF 2000 RECORDED FEBRUARY 25, 2000 AT RECEPTION NO. 2000026679.

## TITLE COMMITMENT NON-PLOTABLE EXCEPTIONS

27. TERMS, CONDITIONS AND PROVISIONS OF ZONING ORDINANCE #139, SERIES OF 2000 RECORDED FEBRUARY 25, 2000 AT RECEPTION NO. 2000026687.

29. 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 RESONABLE 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.

30. TERMS, CONDITIONS AND PROVISIONS OF GRANT OF AVIGATION EASEMENT RECORDED SEPTEMBER 30, 2005 AT RECEPTION NO. 2005165618.

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

32. TERMS, CONDITIONS AND PROVISIONS OF HIGHPOINTE AT DIA GENERAL DEVELOPMENT PLAN RECORDED OCTOBER 06, 2005 AT RECEPTION NO. 2005169315, AND AMENDMENT NO. 1 RECORDED OCTOBER 25, 2010 UNDER RECEPTION NO. 2010132360

33. 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, INSTRUMENT RECORDED APRIL 21, 2016 UNDER RECEPTION NO. 2016052381 AND INSTRUMENT RECORDED APRIL 4, 2018 UNDER RECEPTION NO. 2018039127; 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.

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. 14 REGARDING THE IMPOSITION OF A MAINTENANCE FEE RECORDED DECEMBER 23, 2015 UNDER RECEPTION NO. 2015117220, AND FIRST AMENDMENT THERETO 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 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.

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 RECORDED 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.

ORDERS FOR INCLUSION RECORDED APRIL 21, 2016 UNDER RECEPTION NO. 2016052381 AND JUNE 22, 2016 UNDER RECEPTION NO. 2016081410.

AMENDED AND RESTATED JOINT RESOLUTION OF THE BOARD OF DIRECTORS OF THE DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 14 CONCERNING THE IMPOSITION OF FACILITIES FEE RECORDED APRIL 4, 2018 UNDER RECEPTION NO. 2018039537.

AMENDED AND RESTATED JOINT RESOLUTION OF THE BOARD OF DIRECTORS OF THE DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 14 CONCERNING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED APRIL 4, 2018 UNDER RECEPTION NO. 2018039550. NOTICE CONCERNING DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 14 RECORDED JANUARY 23, 2019 UNDER RECEPTION NO. 2019007546.

34. 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.

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, AND FIRST AMENDMENT THERETO 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 CONCERNING THE IMPOSITION OF A MAINTENANCE FEE RECORDED DECEMBER 23, 2015 UNDER RECEPTION NO. 2015177220, AND FIRST AMENDMENT THERETO 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 DECEMBER 9, 2008 UNDER RECEPTION NO. 2008165982.

# TITLE COMMITMENT NON-PLOTABLE EXCEPTIONS

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.

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. 2013013305 AND RECORDED JANUARY 26, 2018 UNDER RECEPTION NO. 2018010183, AND RECORDED JANUARY 23, 2019 UNDER RECEPTION NO. 2019007546

AMENDED AND RESTATED JOINT RESOLUTION OF THE BOARD OF DIRECTORS OF THE DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 14 CONCERNING THE IMPOSITION OF FACILITIES FEE RECORDED APRIL 4, 2018 UNDER RECEPTION NO. 2018039537.

AMENDED AND RESTATED JOINT RESOLUTION OF THE BOARD OF DIRECTORS OF THE DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT AND COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 14 CONCERNING THE IMPOSITION OF REGIONAL DEVELOPMENT FEE RECORDED APRIL 4, 2018 UNDER RECEPTION NO. 2018039550.

NOTICE CONCERNING DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 13 COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 14 RECORDED JANUARY 23, 2019 UNDER RECEPTION NO. 2019007546.

NOTE: ORDER FOR EXCLUSION RECORDED APRIL 3, 2018 UNDER RECEPTION NO. 2018038659 PROVIDES THAT THE SUBJECT PROPERTY SHALL REMAIN SUBJECT TO THE LEVY OF TAXES FOR THE PAYMENT OF ITS PROPORTIONATE SHARE OF ANY INDEBTEDNESS OF THE DISTRICT.

35. 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.

37. TERMS, CONDITIONS AND PROVISIONS OF DEEDS RECORDED JANUARY 07, 2013 AT RECEPTION NO. 2013000001583, AND FEBRUARY 24, 2014 UNDER RECEPTION NO. 2014000010739.

38. TERMS, CONDITIONS, PROVISIONS, BURDENS AND OBLIGATIONS AS SET FORTH IN INFRASTRUCTURE SITE PLAN HIGH POINT AT DIA COMMERCIAL SITE OFFSITE ROADWAY IMPROVEMENTS RECORDED JULY 25, 2016 UNDER RECEPTION NO. 2016000059532.

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 AND JOINT ESCROW INSTRUCTIONS DATED MAY 29, 2015, 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. 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.

43. TERMS, CONDITIONS, PROVISIONS, BURDENS AND OBLIGATIONS AS SET FORTH IN DRAINAGE AGREEMENT BY AND BETWEEN LNR CPI HIGH POINT, LLC, A COLORADO LIMITED LIABILITY COMPANY, AND CITY AND COUNTY OF DENVER, AS MEMORIALIZED BY, AND ASSIGNED TO ACM HIGH POINT VI LLC, A DELAWARE LIMITED LIABILITY COMPANY BY MEMORANDUM OF DRAINAGE AGREEMENT, ASSIGNMENT AND ASSIGNMENT RECORDED JULY 21, 2017 UNDER RECEPTION NO. 2017095539.

44. THOSE OIL, GAS AND OTHER MINERAL RIGHTS AS CONVEYED TO COPPER TRAIL ENERGY FUND I, LP BY THE DEED RECORDED JULY 21, 2017 UNDER RECEPTION NO. 2017095540.

45. OIL AND GAS LEASE BETWEEN COPPER TRAIL ENERGY FUND I LP, LESSOR, AND BISON OIL & GAS, LLC, LESSEE, RECORDED JULY 21, 2017 UNDER RECEPTION NO. 2017095541 AND ANY AND ALL ASSIGNMENTS THEREOF, OR INTEREST

46. OIL AND GAS LEASE BETWEEN ACM HIGH POINT VI LLC, A DELAWARE LIMITED LIABILITY COMPANY, LESSOR, AND BISON OIL & GAS, LLC, LESSEE, RECORDED JULY 21, 2017 UNDER RECEPTION NO. 2017095542 AND ANY AND ALL ASSIGNMENTS THEREOF, OR INTEREST THEREIN.

47. THOSE OIL, GAS AND OTHER MINERAL RIGHTS AS CONVEYED TO BULL MOOSE ROYALTIES, LLC BY THE DEED RECORDED JULY 21, 2017 UNDER RECEPTION NO. 2017095543.

MINERAL DEED RECORDED NOVEMBER 16, 2017 UNDER RECEPTION NO. 2017150626.

48. TERMS, CONDITIONS, PROVISIONS, BURDENS AND OBLIGATIONS AS SET FORTH IN SURFACE USE AGREEMENT RECORDED JULY 21, 2017 UNDER RECEPTION NO. 2017095544.

OT DATE: Wednesday, July 10, 2019 1:22 PM LAST SAVED BY: DPETER

23899 12499 WEST COLFAX AVENU 303.431.6100 MARTINMAR



