



**SUPPLEMENT WITHDRAWING
RESIDENTIAL PROPERTY FROM PIF COVENANT**

THIS SUPPLEMENT WITHDRAWING RESIDENTIAL PROPERTY FROM PIF COVENANT ("**Supplement**") is made as of August 16, 2022 (the "**Effective Date**") by RAIL STOP LLC, a Colorado limited liability company ("**Declarant**").

1. Declarant recorded the Declaration of Covenants Imposing and Implementing the Aviation Station North Public Improvement Fee on June 12, 2015, at Reception No. 2015077733 in the real property records of the City and County of Denver, State of Colorado (the "**Records**")(the "**PIF Covenant**"). The PIF Covenant encumbers the real property described in Exhibit A attached to the PIF Covenant (the "**PIF Property**").

2. Section 20 of the PIF Covenant provides that Declarant shall have the right and ability, from time to time and upon 30 days prior written notice to the District (as defined in the PIF Covenant), but otherwise without the consent of any other person, to withdraw from the application of the PIF Covenant and from the definition of PIF Property under the PIF Covenant any Residential Property (as defined below) by recording a supplement to the PIF Covenant.

3. The PIF Covenant defines "**Residential Property**" as all portions of the PIF Property that are platted exclusively for residential use, zoned exclusively for residential use or otherwise restricted by recorded instrument exclusively for residential use, as of or after the PIF Commencement Date (as defined in the PIF Covenant).

4. The real property described in Schedule I attached hereto, and made a part hereof, is Residential Property (the "**Subject Property**").

5. With respect to the foregoing, Declarant has given 30 days' notice to the District regarding the matters herein and hereby withdraws the Subject Property from the application of the PIF Covenant and from the definition of PIF Property under the PIF Covenant.

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RAIL STOP LLC,
a Colorado limited liability company

By: L.C. Fulenwider, Inc.,
a Colorado corporation, Manager

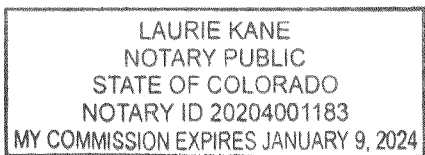
By: [Signature]
Name: F.L. BEBE III
Title: President

STATE OF COLORADO)
) ss.
COUNTY OF DENVER)

This instrument was acknowledged before me this 14th day of August, 2022, by Ferdinand L. Bebe III as President of L.C. Fulenwider, Inc. a Colorado corporation, as Manager of Rail Stop LLC, a Colorado limited liability company.

Witness my hand and official seal.

My commission expires: Jan 9, 2024



[Signature]
Notary Public

(SEAL)

Schedule 1**SUBJECT PROPERTY**

A PARCEL OF LAND BEING A PORTION OF BLOCK 3, PENA STATION FILING NO. 1, RECORDED AUGUST 12, 2015 UNDER RECEPTION NO. 2015112439 IN THE RECORDS OF THE DENVER COUNTY CLERK AND RECORDER, SITUATED IN THE NORTHEAST ONE-QUARTER OF SECTION 9, 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:

BASIS OF BEARINGS: THE WESTERLY LINE OF BLOCK 3, BEARING NORTH $00^{\circ} 07'32''$ EAST AS PLATTED.

COMMENCING AT THE SOUTHWESTERLY CORNER OF BLOCK 3, PENA STATION FILING NO. 1, RECORDED AUGUST 8, 2015 UNDER RECEPTION NO. 2015112439 IN THE RECORDS OF THE DENVER COUNTY CLERK AND RECORDER;

THENCE ON THE WESTERLY LINE OF SAID BLOCK 3, NORTH $00^{\circ} 07'32''$ EAST A DISTANCE OF 515.30 FEET, TO THE POINT OF BEGINNING;

THENCE ON THE WESTERLY, NORTHERLY AND EASTERLY LINES OF SAID BLOCK 3, THE FOLLOWING SIX (6) COURSES:

1. NORTH $00^{\circ} 07'32''$ EAST A DISTANCE OF 162.74 FEET, TO A POINT OF CURVE;
2. ON THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 215.00 FEET, A CENTRAL ANGLE OF $46^{\circ} 27'24''$ AND AN ARC LENGTH OF 174.33 FEET, TO A POINT OF TANGENT;
3. NORTH $46^{\circ} 34'56''$ EAST A DISTANCE OF 111.54 FEET TO A POINT OF CURVE;
4. ON THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 30.00 FEET, A CENTRAL ANGLE OF $91^{\circ} 57'16''$ AND AN ARC LENGTH OF 48.15 FEET, TO A POINT OF COMPOUND CURVE;
5. ON THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 1936.00 FEET, A CENTRAL ANGLE OF $12^{\circ} 14'41''$ AND AN ARC LENGTH OF 413.74 FEET, TO A POINT OF COMPOUND CURVE;
6. ON THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 970.50 FEET, A CENTRAL ANGLE OF $03^{\circ} 48'35''$, AN ARC LENGTH OF 64.53 FEET, TO A POINT OF NON-TANGENT;

THENCE NORTH $89^{\circ} 52'28''$ WEST A DISTANCE OF 460.18 FEET, TO THE POINT OF BEGINNING.