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2154 East Commons Avenue, Suite 2000
Centennial, Colorado 80122

Reception #: D1044974, 05/11/2011 at
02:16:05 PM, 1 OF 6, MEM, Rec Fee \$36.00
Arapahoe County CO Nancy A. Doty,
Clerk & Recorder

**MEMORANDUM
REGARDING A RESOLUTION OF THE BOARD OF DIRECTORS OF
SOUTHLANDS METROPOLITAN DISTRICT NO. 1**

CONCERNING THE IMPOSITION OF A GENERAL OPERATIONS FEE

TO ALL WHOM IT MAY CONCERN:

KNOW YE, that on May 4, 2011, the Board of Directors of Southlands Metropolitan District No. 1 (the "District") adopted a Resolution Concerning the Imposition of a General Operations Fee (the "Fee Resolution") affecting certain real property, the legal description of which is attached hereto as Exhibit A (the "Property").

THAT the provisions of the Fee Resolution may affect the legal rights and obligations of any party owning, purchasing, conveying or otherwise taking or giving an interest in the Property; and

THAT the District has agreed that a Memorandum be recorded against the Property to furnish notice to parties in interest of the Fee Resolution's existence, as adopted and as may be amended in the future, and the existence of fees which may be due and owing to the District; and

THAT any questions concerning the Fee Resolution or this Memorandum may be directed to the law firm of White, Bear & Ankele Professional Corporation:

White, Bear & Ankele Professional Corporation
Attn: Kristen D. Bear, Esq.
2154 E. Commons Avenue, Suite 2000
Centennial, Colorado 80122
303.858.1800 (p)
303.858.1801 (f)

EXECUTED THIS 10TH DAY OF MAY, 2011.

WHITE, BEAR & ANKELE
Professional Corporation



Clint C. Waldron, Esq.

Acknowledgement follows.

STATE OF COLORADO)
) ss.
COUNTY OF Arapahoe)

The foregoing instrument was acknowledged before me this 10th day of May, 2011 by Clint C. Waldron, as general counsel to Southlands Metropolitan District No. 1.

WITNESS my hand and official seal.



Notary Public

My commission expires: 4-30-13.

Acknowledgement to Memorandum of Fee Resolution.

**EXHIBIT A
THE PROPERTY**

See attached 3 sheets

Southlands Metropolitan District No. 1

Southlands Subdivision Filing No's 1, a portion of 3, 4 through 9, 11, 13, 16 and 18, Together with Southlands Subdivision Filing No's 7, 8 and 11 Amendments and the West half of South Aurora Parkway, located in Section 19, Township 5 South, Range 65 West of the 6th Principal Meridian, City of Aurora, County of Arapahoe, State of Colorado, more particularly described as follows:

Beginning at the North quarter corner of said section 19 and considering the West line of the Northeast one-quarter of said section 19 to bear $N00^{\circ}04'12''E$ with all bearings herein relative thereto;

thence along said North line $N89^{\circ}16'25''E$, a distance of 711.86 feet to a point on the centerline of the Right-of-Way for said South Aurora Parkway recorded at Reception No. B4000800 in the Clerk and Recorder's Office for Arapahoe County; thence the following five (5) courses along said centerline:

- 1) $S32^{\circ}05'09''E$, a distance of 666.42 feet;
- 2) along the arc of a 1,000.00 foot radius curve to the right through a central angle of $31^{\circ}21'21''$, an arc distance of 547.26 feet and having a chord which bears $S16^{\circ}24'28''E$, a distance of 540.46 feet;
- 3) $S00^{\circ}43'48''E$, a distance of 1,789.23 feet;
- 4) along the arc of a 1,000.00 foot radius curve to the right through a central angle of $33^{\circ}08'25''$, an arc distance of 578.41 feet and having a chord which bears $S15^{\circ}50'24''W$, a distance of 570.38 feet;
- 5) $S32^{\circ}24'37''W$, a distance of 1,094.22 feet to a point on the Northerly Right-of-Way for Smoky Hill Road recorded at Reception No. B3255708 in the Clerk and Recorder's Office for Arapahoe County;

thence the following three (3) courses along said Northerly line:

- 1) $N58^{\circ}37'52''W$, a distance of 1,352.95 feet;
- 2) along the arc of a 6,072.00 foot radius curve to the left through a central angle of $03^{\circ}07'26''$, an arc distance of 331.07 feet and having a chord which bears $N60^{\circ}11'36''W$, a distance of 331.03 feet;
- 3) $N61^{\circ}45'19''W$, a distance of 118.02 feet to a point on the Easterly Right-of-Way for E470 recorded at Reception No. A6066920 in the Clerk and Recorder's Office for Arapahoe County;

thence fifteen (15) courses along said Easterly line:

- 1) $N28^{\circ}37'23''E$, a distance of 76.29 feet;
- 2) $N54^{\circ}56'31''W$, a distance of 532.72 feet;
- 3) $N27^{\circ}27'22''E$, a distance of 39.65 feet;
- 4) along the arc of a 996.47 foot radius non-tangent curve to the left through a central angle of $29^{\circ}20'15''$, an arc distance of 510.23 feet and having a chord which bears $N12^{\circ}47'23''E$, a distance of 504.67 feet;
- 5) $N01^{\circ}53'11''W$, a distance of 328.52 feet;

6) along the arc of a 9,430.15 foot radius non-tangent curve to the right through a central angle of $01^{\circ}46'37''$, an arc distance of 292.47 feet and having a chord which bears $N00^{\circ}59'24''W$, a distance of 292.46 feet;
7) $N00^{\circ}06'06''W$, a distance of 182.66 feet;
8) $S90^{\circ}00'00''E$, a distance of 13.99 feet;
9) $N04^{\circ}39'48''W$, a distance of 664.30 feet;
10) $N13^{\circ}52'37''W$, a distance of 418.78 feet;
11) $N32^{\circ}08'16''W$, a distance of 105.75 feet;
12) $N17^{\circ}40'38''W$, a distance of 339.53 feet;
13) $N28^{\circ}54'42''W$, a distance of 151.82 feet;
14) $S89^{\circ}14'20''W$, a distance of 23.83 feet;
15) $N24^{\circ}04'13''W$, a distance of 77.23 feet to a point on the North line of the Northwest one-quarter of said Section 19;
thence along said North line $N89^{\circ}16'12''E$, a distance of 1,761.71 feet to the POINT OF BEGINNING.

Containing 9,639,697 square feet or 221.296 acres, more or less.

