

LEGAL DESCRIPTION:

A TRACT IN THE SOUTH ONE HALF OF SECTION 15, AND IN THE NORTH ONE HALF OF SECTION 22, BOTH IN TOWNSHIP 17 SOUTH, RANGE 65 WEST OF THE 6TH P.M. IN EL PASO COUNTY, COLORADO DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID SECTION 15; THENCE N 00 DEGREES 59 MINUTES 22 SECONDS E ALONG THE WEST LINE OF SAID SECTION 15, 843.09 FEET TO THE NORTHWEST CORNER OF THE SOUTH HALF OF THE SOUTH HALF OF THE NORTH HALF OF THE SOUTH HALF OF THE SOUTHWEST QUARTER OF SAID SECTION; THENCE S 88 DEGREES 55 MINUTES 45 SECONDS E ALONG SAID NORTH LINE AND ITS EASTERLY EXTENSION 2700.00 FEET, MORE OR LESS, TO THE WESTERLY RIGHT OF WAY LINE OF INTERSTATE HIGHWAY 25; THENCE ALONG SAID WESTERLY RIGHT OF WAY LINE FOR THE FOLLOWING FIVE (5) COURSES: (1) S 20 DEGREES 04 MINUTES 13 SECONDS E, 313.59 FEET; (2) ALONG THE ARC OF A CURVE TO THE RIGHT WITH A RADIUS OF 5604.58 FEET, A CENTRAL ANGLE OF 02 DEGREES 00 MINUTES 00 SECONDS AN ARC DISTANCE OF 195.64 FEET; (3) S 18 DEGREES 04 MINUTES 13 SECONDS E, 294.80 FEET; (4) S 00 DEGREES 58 MINUTES 13 SECONDS E, 85.00 FEET; (5) S 18 DEGREES 04 MINUTES 13 SECONDS E, 599.66 FEET; THENCE N 88 DEGREES 59 MINUTES 13 SECONDS W, 3169.03 FEET TO THE WEST LINE OF SECTION 22; THENCE N 00 DEGREES 20 MINUTES 49 SECONDS E 566.75 FEET TO THE POINT OF BEGINNING; TOGETHER WITH A TRACT DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 15; THENCE N 00 DEGREES 59 MINUTES 22 SECONDS E ALONG THE WEST LINE OF SAID SECTION 15, 843.09 FEET TO THE NORTHWEST CORNER OF THE SOUTH HALF OF THE SOUTH HALF OF THE NORTH HALF OF THE SOUTH HALF OF THE SOUTHWEST QUARTER OF SAID SECTION; THENCE S 88 DEGREES 55 MINUTES 45 SECONDS E, ALONG SAID NORTH LINE, 1650.00 FEET TO THE TRUE POINT OF BEGINNING; THENCE N 00 DEGREES 59 MINUTES 22 SECONDS E 6.00 FEET; THENCE S 88 DEGREES 55 MINUTES 45 SECONDS E 400.00 FEET, MORE OR LESS TO THE WESTERLY LINE OF THE TRACT DESCRIBED IN BOOK 2550 AT PAGE 165; THENCE SOUTHERLY ALONG SAID WESTERLY LINE 6.00 FEET; THENCE N 88 DEGREES 55 MINUTES 45 SECONDS W 400.00 FEET TO THE POINT OF BEGINNING; BUT EXCEPTING FROM THESE TRACTS THE FOLLOWING PARCEL:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 15; THENCE N 00 DEGREES 59 MINUTES 22 SECONDS E ALONG THE WEST LINE OF SAID SECTION 15, 843.09 FEET TO THE NORTHWEST CORNER OF THE SOUTH HALF OF THE SOUTH HALF OF THE NORTH HALF OF THE SOUTH HALF OF THE SOUTHWEST QUARTER OF SAID SECTION; THENCE S 88 DEGREES 55 MINUTES 45 SECONDS E, ALONG SAID NORTH LINE, 1250.00 FEET TO THE TRUE POINT OF BEGINNING; THENCE S 00 DEGREES 59 MINUTES 22 SECONDS W 6.00 FEET; THENCE S 88 DEGREES 55 MINUTES 45 SECONDS E 400.00 FEET; THENCE N 00 DEGREES 59 MINUTES 22 SECONDS E 6.00 FEET; THENCE N 88 DEGREES 55 MINUTES 45 SECONDS W 400.00 FEET TO THE POINT OF BEGINNING.

LEGAL DESCRIPTION PROVIDED BY OLD REPUBLIC NATIONAL TITLE INSURANCE COMPANY

DEPOSITING CERTIFICATE:

Deposited this _____ day of ____ o'clock _____.M. in Book _____, Deposit Number ______ of the records of the Clerk and Recorder's Office of El Paso County, Colorado.

_____ By: Deputy

ALUA / NSPS SURVEY

A PORTION OF THE SOUTH 1/2 OF SECTION 15 AND THE NORTH 1/2 OF SECTION 22 TOWNSHIP 17 SOUTH, RANGE 65 WEST OF THE 6TH P.M. COUNTY OF EL PASO, STATE OF COLORADO.

Item No.

8. EXISTING LEASES AND TENANCIES. -NOT SURVEY RELATED.

SCHEDULE B-2 EXCEPTIONS:

- 9. ANY RIGHTS, INTERESTS OR EASEMENTS IN FAVOR OF THE STATE OF COLORADO, THE UNITED STATES OF AMERICA, OR THE GENERAL PUBLIC, WHICH EXIST OR ARE CLAIMED TO EXIST IN, OVER, UNDER AND/OR ACROSS THE WATERS AND PRESENT AND PAST BED AND BANKS OF THE CREEK. -NOT SURVEY RELATED.
- 10. ANY INTEREST WHICH MAY HAVE BEEN ACQUIRED BY THE PUBLIC IN AND TO THE SUBJECT PROPERTY BY REASON OF RESOLUTION OF BOARD OF COUNTY COMMISSIONERS DATED AND RECORDED OCTOBER 3, 1887, IN ROAD BOOK A AT PAGE 78 WHICH PROVIDED FOR PUBLIC ROADS 60 FEET IN WIDTH BEING 30 FEET ON EITHER SIDE OF SECTION LINES ON THE PUBLIC DOMAIN. -AFFECTS SUBJECT PARCEL, RESERVES THE RIGHT FOR A 60 FOOT RIGHT-OF-WAY, BEING 30 FEET ON EITHER SIDE OF SECTION LINES, FOR PUBLIC ROADS.
- 11. RIGHT OF PROPRIETOR OF A VEIN OR LODE TO EXTRACT AND REMOVE HIS ORE THEREFROM SHOULD THE SAME BE FOUND TO PENETRATE OR INTERSECT THE PREMISES AS RESERVED IN UNITED STATES PATENT RECORDED OCTOBER 30, 1877, IN BOOK 25 AT PAGE 57. -RECORDED DOCUMENT IS ILLEGIBLE.
- 12. EACH AND EVERY RIGHT OR RIGHTS OF ACCESS TO AND FROM INTERSTATE 25 AS CONVEYED TO THE STATE HIGHWAY COMMISSION OF COLORADO IN DEED RECORDED JULY 20, 1956 IN BOOK 1580 AT PAGE 633. -AFFECTS SUBJECT PARCEL, ALLOWED ACCESS TO INTERSTATE 25, NOT PLOTTABLE.
- 13. EACH AND EVERY RIGHT OR RIGHTS OF ACCESS TO AND FROM INTERSTATE 25 AS CONVEYED TO THE STATE HIGHWAY COMMISSION OF COLORADO IN DEED RECORDED APRIL 1, 1957 IN BOOK 1624 AT PAGE 130 AS AMENDED BY QUIT CLAIM DEED RECORDED JUNE 23, 1977 IN BOOK 2934 AT PAGE 348 AND AS AMENDED BY QUIT CLAIM DEED RECORDED SEPTEMBER 1, 1977 IN BOOK 2956 AT PAGE 874 AND AS AMENDED BY QUIT CLAIM DEED RECORDED SEPTEMBER 4, 1984 IN BOOK 3913 AT PAGE 119. -AFFECTS SUBJECT PARCEL, ALLOWED ACCESS TO INTERSTATE 25 NOT PLOTTABLE.
- 14. TERMS, CONDITIONS, PROVISIONS, BURDENS, OBLIGATIONS AND EASEMENTS AS SET FORTH AND GRANTED IN PERMANENT EASEMENT RECORDED JUNE 06, 1958 IN BOOK 1682 AT PAGE 311. -NOT LOCATED ON SUBJECT PARCEL.
- 15. RESERVATION OF MINERAL RIGHTS AS CONTAINED IN DEEDS RECORDED AUGUST 15, 1961 IN BOOK 1872 AT PAGE 284 AND JULY 3, 1962 IN BOOK 1916 AT PAGE 162. -AFFECTS SUBJECT PARCEL, BLANKET IN NATURE.
- 16. CONVEYANCE OF WATER RIGHTS AS CONTAINED IN DEEDS RECORDED FEBRUARY 13, 1963 IN BOOK 1946 AT PAGE 59 AND NOVEMBER 18. 1964 IN BOOK 2044 AT PAGE 969. -NOT SURVEY RELATED.
- 17. TERMS, CONDITIONS, PROVISIONS, BURDENS, OBLIGATIONS AND EASEMENTS AS SET FORTH AND GRANTED IN GRANT OF RIGHT-OF-WAY RECORDED FEBRUARY 13, 1963 IN BOOK 1946 AT PAGE 61. -LOCATION COULD NOT BE DETERMINED, CONTAINS INSUFFICIENT MATHEMATICAL DATA TO PLOT.
- 18. TERMS, CONDITIONS, PROVISIONS, BURDENS, OBLIGATIONS AND EASEMENTS AS SET FORTH AND GRANTED IN GRANT OF RIGHT-OF-WAY RECORDED FEBRUARY 13, 1963 IN BOOK 1946 AT PAGE 62. -LOCATION COULD NOT BE DETERMINED, CONTAINS INSUFFICIENT MATHEMATICAL DATA TO PLOT.
- 19. TERMS, CONDITIONS, PROVISIONS, BURDENS, OBLIGATIONS AND EASEMENTS AS SET FORTH AND GRANTED IN RIGHT OF WAY AND EASEMENT RECORDED OCTOBER 09, 1963 IN BOOK 1979 AT PAGE 757. -LOCATION COULD NOT BE DETERMINED, RECORDED DOCUMENT IS ILLEGIBLE.
- 20. TERMS, CONDITIONS, PROVISIONS, BURDENS, OBLIGATIONS AND EASEMENTS AS SET FORTH AND GRANTED IN GRANT OF RIGHT-OF-WAY RECORDED NOVEMBER 18, 1964 IN BOOK 2044 AT PAGE 967. -LOCATION COULD NOT BE DETERMINED, CONTAINS INSUFFICIENT MATHEMATICAL DATA TO PLOT.
- 21. TERMS, CONDITIONS, PROVISIONS, BURDENS, OBLIGATIONS AND EASEMENTS AS SET FORTH AND GRANTED IN GRANT OF RIGHT-OF-WAY RECORDED NOVEMBER 18, 1964 IN BOOK 2044 AT PAGE 971. -LOCATION COULD NOT BE DETERMINED, CONTAINS INSUFFICIENT MATHEMATICAL DATA TO PLOT.
- 22. TERMS, CONDITIONS, PROVISIONS, BURDENS, OBLIGATIONS AND EASEMENTS AS SET FORTH AND GRANTED IN GRANT OF RIGHT OF WAY RECORDED NOVEMBER 22, 1971 IN BOOK 2450 AT PAGE 933. -AFFECTS SUBJECT PARCEL, CONTAINS INSUFFICIENT MATHEMATICAL DATA TO PLOT.
- 23. TERMS, CONDITIONS, PROVISIONS, BURDENS, OBLIGATIONS AND EASEMENTS AS SET FORTH AND GRANTED IN GRANT OF RIGHT-OF-WAY RECORDED JULY 14, 1972 IN BOOK 2505 AT PAGE 705. -LOCATION COULD NOT BE DETERMINED, CONTAINS INSUFFICIENT MATHEMATICAL DATA TO PLOT.
- 24. TERMS, CONDITIONS, PROVISIONS, BURDENS, OBLIGATIONS AND EASEMENTS AS SET FORTH AND GRANTED IN GRANT OF RIGHT-OF-WAY RECORDED JULY 14, 1972 IN BOOK 2505 AT PAGE 706. -LOCATION COULD NOT BE DETERMINED, CONTAINS INSUFFICIENT MATHEMATICAL DATA TO PLOT.
- 25. TERMS, CONDITIONS, PROVISIONS, BURDENS, OBLIGATIONS AND EASEMENTS AS SET FORTH AND GRANTED IN GRANT OF RIGHT-OF-WAY RECORDED MARCH 01, 1974 IN BOOK 2659 AT PAGE 15. -LOCATION COULD NOT BE DETERMINED, CONTAINS INSUFFICIENT MATHEMATICAL DATA TO PLOT
- 26. CONVEYANCE OF MINERAL RIGHTS AS CONTAINED IN DEEDS RECORDED MARCH 6, 1975 IN BOOK 2737 AT PAGES 274 AND 276 AND DECEMBER 26, 1990 IN BOOK 5800 AT PAGE 230. -AFFECTS SUBJECT PARCEL, BLANKET IN NATURE.
- 27. TERMS, CONDITIONS, PROVISIONS, BURDENS, OBLIGATIONS AND EASEMENTS AS SET FORTH AND GRANTED IN GRANT OF RIGHT OF WAY RECORDED JANUARY 31, 1986 IN BOOK 5121 AT PAGE 37. -AFFECTS SUBJECT PARCEL, CONTAINS INSUFFICIENT MATHEMATICAL DATA TO PLOT.

28. THE EFFECT OF INCLUSION OF SUBJECT PROPERTY IN THE HANOVER FIRE PROTECTION DISTRICT, AS EVIDENCED

BY INSTRUMENT RECORDED AUGUST 18, 1993, IN BOOK 6239 AT PAGE 364. -NOT SURVEY RELATED. 29. TERMS, CONDITIONS, PROVISIONS, BURDENS, OBLIGATIONS AND EASEMENTS AS SET FORTH AND GRANTED IN

EASEMENT RECORDED FEBRUARY 09, 1999 UNDER RECEPTION NO. 99020926.

-AFFECTS SUBJECT PARCEL, SHOWN HEREON.

- 30. THE EFFECT OF RESOLUTION NO. 05-289 REGARDING VARIANCE OF USE, RECORDED AUGUST 11, 2005, UNDER RECEPTION NO. 205124919. -AFFECTS SUBJECT PARCEL, ALLOWED APPROVAL OF ZONING VARIANCE.
- 31. THE EFFECT OF ANY DAMAGE, FAILURE OF TITLE, OR OTHER LOSS, DIRECTLY OR INDIRECTLY ASSOCIATED WITH ANY TRAILER, MOBILE HOME OR SIMILAR PERSONAL PROPERTY LOCATED ON SUBJECT PROPERTY -NOT SURVEY RELATED.
- B-2 items not listed above are determined non-survey related items and are not plotted hereon.

NOTES:

1. Any underground utilities shown have been located from field survey information. The surveyor makes no guarantee that the underground utilities shown comprise all such utilities in the area, either in service or abandoned. The surveyor further does not warrant that the underground utilities shown are in the exact location indicated although he does certify that they are located as accurately as possible from the information available. This surveyor has not physically located the underground utilities.

Update the FEMA FIRM number and eference to the

December 2018 effective date

- 2. Basis of bearings is the south line of the property, monumented at the southeast corner with a No. 4 rebar with 1-1/2" aluminum cap, 3" below grade, stamped "RG Obering LS 13226" and at the southwest corner with a No. 4 rebar flush with grade and assumed to bear N88°59'13"W, a measured distance of 3,169.29 feet.
- 3. FEDERAL EMERGENCY MANAGEMENT AGENCY, Flood Insurance Rate Map, Map Number 08071C1160 F effective date March 7, 1997 and Map Number 08041C1170 F effective date March 17, 1997, indicates this parcel of land is located in Zone X (area determined to be out of the 500 year flood plain) and Zone A (no base flood elevations determined.
- 4. This survey does not constitute a title search by Clark Land Surveying, Inc. to determine ownership or easements of record. For all information regarding easements, rights of way and title of record, Clark Land Surveying, Inc. relied upon a Commitment for Title Insurance, prepared by Old Republic National Title Insurance Company, Order No. SC55066475—3 with an effective date of October 30, 2017 at 5:00 A.M..
- 5. The lineal units used in this drawing are U.S. Survey Feet.
- 6. The improvements shown hereon are as of the date of field work, December 22, 2017.
- 7. A zoning report was not provided to surveyor during time of survey.
- 8. This property contains a calculated area of 4,144,432 square feet (95.143 acres) more or less.
- 9. There are improvements along portions of the boundary as shown hereon. Ownership and/or maintenance responsibilities of said improvements was not determined by this survey.
- 10. Access is obtained directly from Midway Ranch Road. The right of way lines of said street and the boundary lines of subject property are coterminous and contain no gaps, gores or overlaps.
- 11. Easements and other record documents shown or noted on this survey were examined as to location and purpose and were not examined as to restrictions, exclusions, conditions, obligations, terms, or as to the right to grant the same.
- 12. This ALTA/NSPS Land Title Survey was prepared for the exclusive use of persons/parties listed in certification. Said statement does not extend to any unnamed person/parties without an express statement by the surveyor naming said
- 13. The subject property has an address of 18550 Midway Ranch Road, Fountain, Colorado (El Paso County Assessor).
- 14. There is no observable evidence of earth moving work, building construction or building additions within recent months.
- 15. There are no changes in street right of way lines either completed or proposed, per documents provided by title
- 16. There is no observable evidence of recent street or sidewalk construction or repairs.
- 17. There is no evidence of potential wetlands were observed on the subject property at the time the survey was conducted, nor have we received any documentation of any wetlands being located on the subject property. No markers were observed at the time of the survey.
- 18. Encroachment Statement: There were no visible encroachments at time of survey.

SURVEYOR'S CERTIFICATION:

To White Rock Motel, LLC, a Colorado Limited Liability Company and Old Republic National Title Insurance Company:

This is to certify that this map or plat and the survey on which it is based were made in accordance with the 2016 Minimum Standard Detail Requirements for ALTA/NSPS Land Title Surveys, jointly established and adopted by ALTA and NSPS, and includes Items 1, 2, 3, 4, 6a, 6b, 7a, 8, 11, and 13 of Table A thereof. The field work was completed on December 22, 2017. Date of Plat or Map: December 28, 2017.

The undersigned further certifies that the plat was surveyed and drawn to the normal standard of practice of surveyors in the State of Colorado under his direct responsibility and supervision and accurately shows the described tract of land thereof, and that the requirements of Title 38 of Colorado Revised Statues, 1973, as amended, have been met to the best of his professional knowledge, belief and opinion. This certification is neither a warranty nor guarantee, either expressed or implied.

> Mangini & Associates, Inc. ofessional Engineers and Professional Land Surveyors

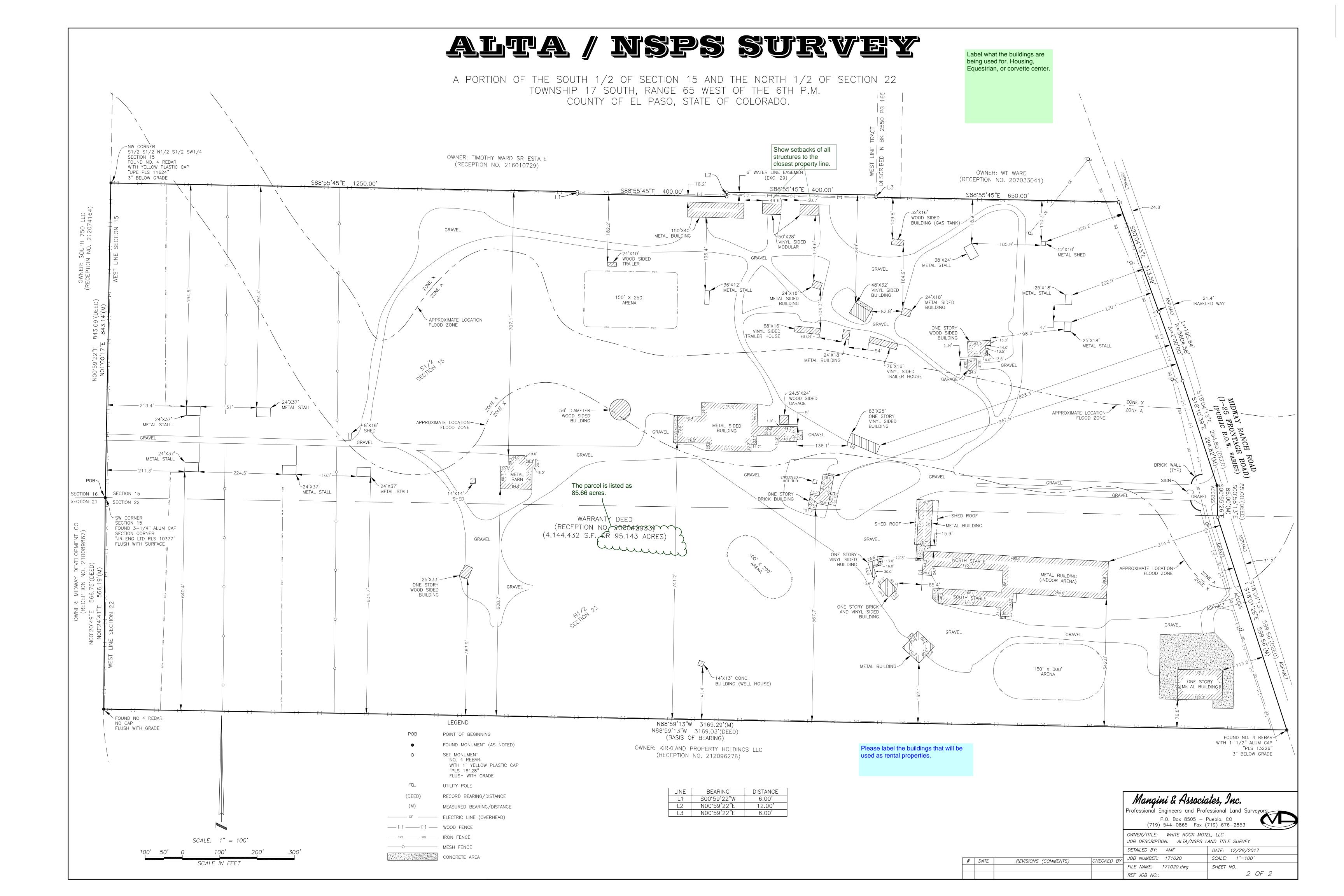
> > P.O. Box 8505 - Pueblo, CO

(719) 544-0865 Fax (719) 676-2853 OWNER/TITLE: WHITE ROCK MOTEL, LLC Rocky L. Mangini

JOB DESCRIPTION: ALTA/NSPS LAND TITLE SURVEY Colorado Professional Land Surveyor No. 16128 DETAILED BY: AMF DATE: 12/28/2017 JOB NUMBER: 171020 SCALE: 1"=100' CHECKED B # | DATF REVISIONS (COMMENTS) FILE NAME: 171020.dwg SHEET NO. 1 OF 2

REF JOB NO.:

Add PCD File No. VA187



Markup Summary

Daniel Torres (5)

NOTES

I. Any underground utilities shown how been located from field survey information. The test underground utilities shown congrised also utilities in the owns, officer in the first shown does not worself test the underground utilities about one in the exact localities that they are located on occurrety on possible from the information outlibbs. This is the underground utilities.

2. Since of Section in the author line of the property, recommended in the content of the conten

. This survey does not constitute a title search by Clork Land Surveying, Inc. to determine neces, for all elements regarding economists, rights of very used title of record. Capit of Commissed for Title Research, record by Collegality, Indicated Title Insurance Co with a reflective date of October 50, 2017 at 500 5As.

5. The linear units used in this desiring one U.S. Survey Fast.

6. The ingrovements above herein one on of the date of field each, December 22, 2017.

7. A braining report was not provided to surveyor during time of survey.

8. This property contains a colculated core of 4,144,452 square field (IS.143 ones) more

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8. There are improvements during portions of the bibundary on sharen hereon. Overanishy of and office provinces have not determined by the survey.

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Author: Daniel Torres Date: 1/28/2019 2:14:53 PM

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inted at the southeast corner with a No. 4 rebar with g LS 13226" and at the southwest corner with a No. 4 i measured distance of 3,169.29 feet.

Rate Map, Map Number 08041C1160 F effective date Morth rch 17, 1997, indicates this parcel of lond is located in slain) and Zone A (no base flood elevations determined. Surveying, Inc. to determine ownership or essements of ay and title of record, Clark Land Surveying, Inc. relied upon National Title Insurance Company, Order No. SC\$5066475—3

work, December 22, 2017.

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Author: Daniel Torres Date: 1/28/2019 2:14:53 PM

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shown have been located from field survey information. The surveyor makes no qua hown comprise all such utilities in the area, either in service or abandoned. The s that the underground utilities aboun one in the exact scottion instacted eithous accountally as possible from the information available. This surveyor has not physics

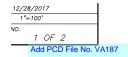
south lies of the property, morrowrested at the excludent corner with a No. 4 relace theory grade, stronged NO Oberrig IS 13226° and of the excludence corner with a dissumed to bear MBETGO 13-W, a measured distance of 3,169.20 feet. AGINDMT AGINATY, Proof Imsurance Rate May, Max Number CROPTICTS OF effective of ar GROPACTITY of First Corner and Corner CROPTICTS of India is not be cost of the Scot year Rate of India in Corner CROPTICTS of India is not be cost of the Scot year Rate of India in Corner CROPTICTS of India 100 be cost of the Scot year Rate of India in Corner CROPTICTS of India 100 be cost of the Scot year Rate of India in Corner CROPTICTS of India in Corner CROPTICTS of India 100 be cost of the Scot year Rate of India in Corner CROPTICTS of India in Corner CROPTICTS of India 100 be cost of the Scot Year Rate of India in Corner CROPTICTS of India in Corner CROPTIC Subject: Callout Page Label: 1 Lock: Locked Author: Daniel Torres

Date: 1/28/2019 2:14:54 PM

Color:

Update the FEMA FIRM number and reference to the December 2018 effective

date



Subject: Text Box Page Label: 1 Lock: Locked

Author: Daniel Torres Date: 1/28/2019 2:14:57 PM

Color:

Add PCD File No. VA187



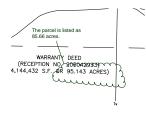
Subject: Text Box Page Label: 2 Lock: Locked Author: Daniel Torres

Date: 1/28/2019 2:14:59 PM

Color:

Please label the buildings that will be used as rental properties.

dsdkendall (3)



Subject: Cloud+ Page Label: 2 Lock: Locked Author: dsdkendall

Date: 1/28/2019 2:14:49 PM

Color:

The parcel is listed as 85.66 acres.

WATER LINE EASEMEN
(EXC. 29)

S88*55'45'E 400.00'

13 50.7 F1

Subject: Callout Page Label: 2 Lock: Locked Author: dsdkendall

Date: 1/28/2019 2:14:49 PM

Color:

Show setbacks of all structures to the

closest property line.

Label what the buildings are being used for. Housing, Equestrian, or corvette center.

Subject: Text Box Page Label: 2 Lock: Locked Author: dsdkendall

Date: 1/28/2019 2:14:51 PM

Color:

Label what the buildings are being used for. Housing, Equestrian, or corvette

center.