



AMENDMENT TO CONSERVATION EASEMENT

This Amendment to Conservation Easement is entered into this 9th day of ~~December~~ April, 2009, by and between **Haas Farm, LLLP**, a Colorado limited liability limited partnership ("Grantor") and the **County of Boulder**, a body corporate and politic, whose legal address is P.O. Box 471, Boulder, Colorado 80306 ("Grantee") (the "Amendment").

RECITALS

A. Grantor is the owner of approximately 7.3 acres of land in Boulder County, Colorado more particularly described as Lot 1, Block 1 of the Haas Subdivision, recorded on May 9, 1983 at Reception Number 548528 (the "Property")

B. The Property is encumbered by that certain Deed of Conservation Easement in Gross dated the 2nd day of May, 1983 and recorded on May 9, 1983 at Reception Number 548530 (the "Haas Conservation Easement").

C. The Property has been replatted via that certain exemption plat known as Boulder County Land Use Docket Number 08-007 ("Exemption Plat") dated the 10th day of April, 2009 and recorded just prior to this Amendment. Said Exemption Plat divided the Property into two parcels, now known as Outlots A and B of the Haas Subdivision Replat B.

D. The Exemption Plat and that certain Intergovernmental Agreement Concerning Purchase of the P.M. 66 Property, Exchange of Reciprocal Conservation Easements, and Lykins Gulch Drainage Improvements ("IGA") dated September 30, 2008 and recorded on October 2, 2008 at Reception Number 2957607 approved use of Outlot B by the City of Longmont, a Colorado municipal corporation (the "City") for public improvements to the Lykins Gulch drainage (the "City Property").

E. Pursuant to the Exemption Plat and the IGA, the City Property will be subject to a separate conservation easement and shall be excluded from the Haas Conservation Easement.

F. Therefore, Grantor and Grantee desire to amend the Haas Conservation Easement to specify that only Outlot A of the Haas Subdivision Replat B remains subject to the Haas Conservation Easement.

G. Grantor and Grantee further desire to amend the Haas Conservation Easement to clarify that the existing home on Outlot A of the Haas Subdivision Replat B is allowed to exist and is classified by Boulder County land use regulations as a homestead.

H. Grantor and Grantee have determined that this Amendment is consistent with the conservation purposes of the Haas Conservation Easement.

AGREEMENT

NOW THEREFORE, in consideration of the above recitals and the mutual covenants contained herein, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, but subject to the terms and conditions more fully set forth below, Grantor and Grantee hereby agree as follows:



1. All references to Lot 1 of the Haas Subdivision in the Haas Conservation Easement shall hereafter reference Outlot A of the Haas Subdivision Replat B.

2. Paragraph 1 of the Haas Conservation Easement is hereby replaced in its entirety with the following paragraph:

1. Grantor and Grantee acknowledge that Outlot A contains a residence that was built in the early 1900's. Pursuant to Boulder County land use regulations, the residence is classified as a homestead, and as such, is allowed to remain under specific conditions described in the Boulder County land use regulations. The Grantor shall not erect any other residential structures or any structures which are not accessory to an agricultural use on Outlot A, except in compliance with applicable land use regulations.

3. The remainder of the Haas Conservation Easement is hereby ratified and confirmed, and except as otherwise amended herein, the Haas Conservation Easement shall remain in full force and effect.

4. This Amendment may be executed in one or more counterparts, each of which shall be deemed an original, and such counterparts shall together constitute one and the same document.

IN WITNESS WHEREOF, the parties have caused this instrument to be duly executed this 25th day of March 2009.

Unofficial Copy

GRANTOR:

Haas Farm, LLLP

Darlene M. Hyde
By Darlene M. Hyde, General Partner

Donna K. Renoad
By Donna K. Renoad, General Partner

Dianne M. Jones
By Dianne M. Jones, General Partner



STATE OF COLORADO)
) ss.
COUNTY OF BOULDER)

The foregoing instrument was acknowledged before me this 15th day of MARCH, 2009, by Darlene M. Hyde, a General Partner of Haas Farm, L.L.P., Colorado limited liability limited partnership.

Witness my hand and official seal.

(S E A L)

Ronald A. Loose
Notary Public

My Commission Expires: 02/20/2010

Unofficial Copy



STATE OF COLORADO)
) ss.
COUNTY OF BOULDER)

The foregoing instrument was acknowledged before me this 25th day of MARCH, 2009, by the Donna K. Renoad, a General Partner of Haas Farm, LLLP, a Colorado limited liability limited partnership.

Witness my hand and official seal.

(S E A L)

Ronald A. Loose
Notary Public

My Commission Expires: 02/20/2010





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Boulder County Clerk, CO AMEND R 0.00 D 0.00

STATE OF COLORADO)
) ss.
COUNTY OF BOULDER)

The foregoing instrument was acknowledged before me this 25th day of MARCH, 2009, by the Dianne M. Jones, a General Partner of Haas Farm, L.P., a Colorado limited liability limited partnership.

Witness my hand and official seal.

(S E A L)

Unofficial Copy

Ronald G. Loose
Notary Public

My Commission Expires: 02/21/10





GRANTEE:

COUNTY OF BOULDER,

a body corporate and politic

By: _____ (EXCUSED)

Ben Pearlman
Board of County Commissioners

By: _____

Cindy Domenico
Will Toor, Vice-Chair
Board of County Commissioners

By: _____

Cindy Domenico, Commissioner
Board of County Commissioners

Unofficial Copy

STATE OF COLORADO)
) ss.
COUNTY OF BOULDER)

The foregoing instrument was acknowledged before me this 9th day of APRIL, 2009, by ~~Ben Pearlman, Chair, Will Toor, Vice-Chair, and Cindy Domenico~~, Commissioner, of the Board of County Commissioners of Boulder County.

WILL TOOR

Witness my hand and official seal.

(S E L)



Notary Public

Mike Hyder

My Commission Expires 06/08/2011 6/8/2011

