

LEGAL DESCRIPTION

Block 34, Lots 1A and 2A; Block 35, Lots 1A through 5A; and Tract RR-A, 1ST Amendment to The Villages at Castle Rock, 2ND Amendment-Liberty Village Portion recorded at Reception No. 2007040628 and Tract H-1, per the Final Plat, The Villages at Castle Rock, 2ND Amendment-Liberty Village Portion recorded at Reception No. 2006035530, Douglas County Records and a portion of Oasis Drive described as follows:

Commencing at the Southeast corner of the Northeast quarter of the Northeast quarter of Section 28, Township 7 South, Range 66 West of the 6th Principal Meridian; thence N70°14'41"W, 1638.60 feet to a point on said right-of-way of Oasis Drive, said point also being the Point of Beginning; thence along the arc of a curve to the left having a radius of 375.00 feet, a central angle of 11°35'06" (the chord of which bears N06°20'41"E, 75.70 feet), 75.82 feet to a point of tangent; thence along said tangent N00°33'08"E, 52.21 feet to a point of curve; thence along the arc of a curve to the left having a radius of 20.00 feet, a central angle of 106°13'41" and an arc length of 37.08 feet to a point of reverse curve; thence along the arc of a curve to the right having a radius of 50.00 feet, a central angle of 219°27'28" and an arc length of 191.51 feet to a point of reverse curve; thence along the arc of a curve to the left having a radius of 20.00 feet, a central angle of 101°38'41" and an arc length of 35.48 feet to the Point of Beginning, said parcel contains 7,903 square feet, more or less.

CERTIFICATE OF DEDICATION AND OWNERSHIP

The undersigned, being all of the Owners, of certain lands in the Town of Castle Rock, Douglas County, Colorado, described herein, have laid out, platted, and subdivided the same into a lot, a tract and easements as shown on this plat, under the name and style of 3RD AMENDMENT TO THE VILLAGES AT CASTLE ROCK, 2ND AMENDMENT-LIBERTY VILLAGE PORTION. The undersigned hereby dedicate to the Town of Castle Rock for purposes of ownership and maintenance all utility easements as described and shown hereon.

Previous lot lines are being abandoned with this 3RD AMENDMENT TO THE VILLAGES AT CASTLE ROCK, 2ND AMENDMENT-LIBERTY VILLAGE PORTION. Front, rear and side lot easements are also being abandoned with the previous lot lines. The abandonment ordinance must be recorded prior to this document.

The undersigned hereby further dedicate to the public utilities and cablevision the right to install, maintain, and operate mains, transmission lines, service lines, cable television lines and appurtenances to provide such utility, communication, and cable television services within this subdivision, or property contiguous thereto, under, along and across public roads as shown on this plat and also under, along, and across these utility easements as described and identified for specific uses hereon.

Executed this 13th day of MAY, 2008

OWNERS(S):

OWNERSHIP CERTIFICATION

The undersigned are all of the owners of certain lands known herein as 3RD AMENDMENT TO THE VILLAGES AT CASTLE ROCK, 2ND AMENDMENT-LIBERTY VILLAGE PORTION, Town of Castle Rock.

BY: Michael Touff, Vice President MDC Land Corporation, A Colorado Corporation

ATTEST: Joseph H. Fretz, Secretary

Signed This 13th day of MAY, 2008

STATE OF COLORADO

COUNTY OF DENVER

The foregoing instrument was acknowledged before me this 13th day of MAY, 2008 by Michael Touff as Vice President and Joseph H. Fretz as Secretary of MDC Land Corporation, A Colorado Corporation.

WITNESS MY HAND AND SEAL

Bonnie S. Schlueter, Notary Public

MY COMMISSION EXPIRES:

11-13-2010

BY: James Yates, President Villages At Castle Rock Metropolitan District No. 6

ATTEST: Paula S. Williams

Signed This 13th day of MAY, 2008

STATE OF COLORADO

COUNTY OF DENVER

The foregoing instrument was acknowledged before me this 13th day of MAY, 2008 by James Yates as President and Paula S. Williams as Secretary of Villages At Castle Rock Metropolitan District No. 6.

WITNESS MY HAND AND SEAL

Bonnie S. Schlueter, Notary Public

MY COMMISSION EXPIRES:

11-13-2010

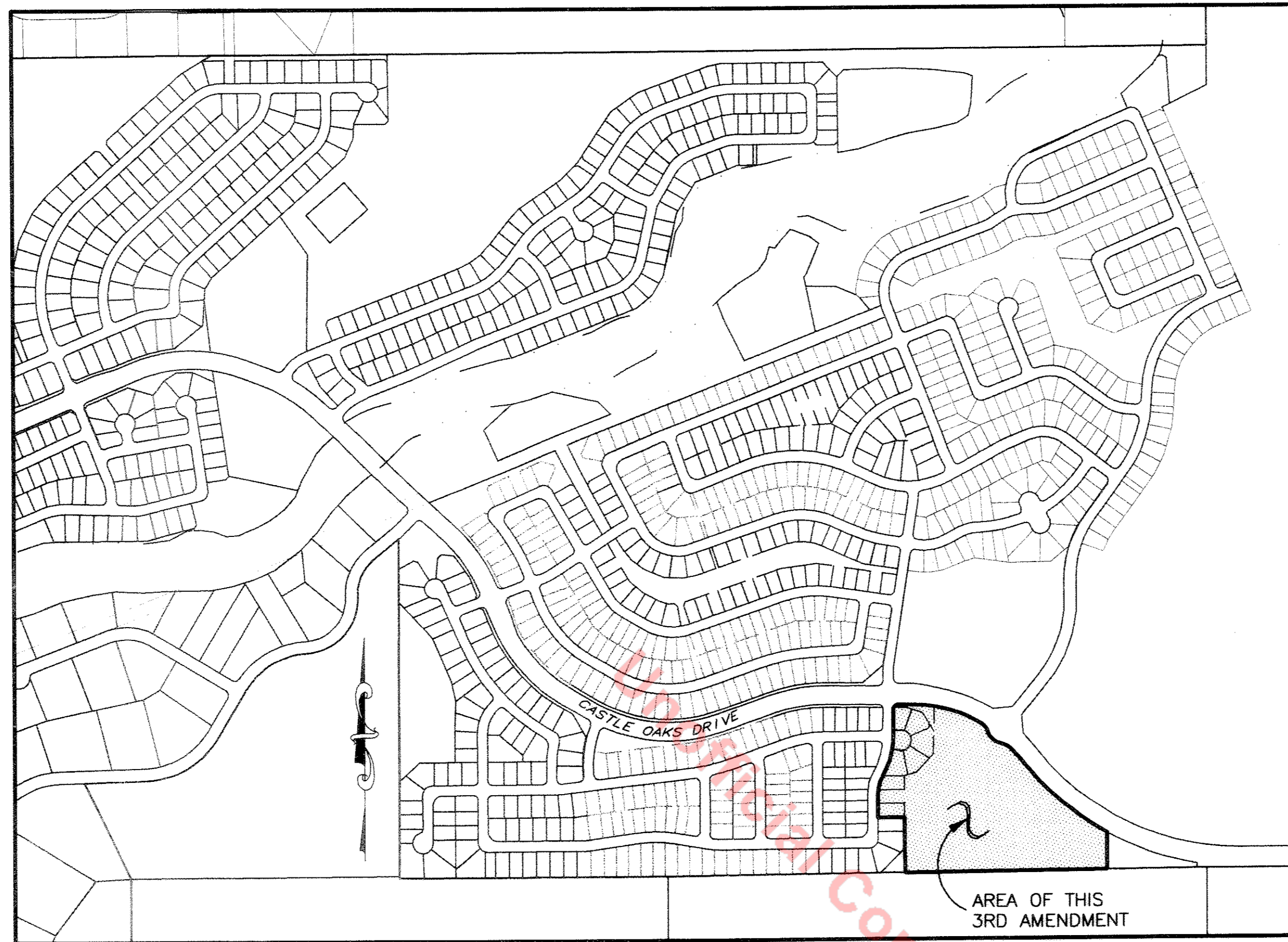
NOTES:

- 1. The Town of Castle Rock requires that maintenance access be provided to all storm drainage facilities to assure continuous operational capability of the system. The Property Owner, subsequent owners, heirs, successors and assigns shall be responsible for the maintenance of all drainage facilities including, but not limited to, inlets, pipes, culverts, channels, ditches, hydraulic structures, and detention basins located on this property unless modified by the Subdivision Improvements Agreement. Should the Owner fail to adequately maintain said facilities, the Town shall have the right to enter said property for the purposes of operation and maintenance. All such maintenance costs will be assessed to the Property Owner, subsequent owners, heirs, successors and assigns. The maintenance costs shall include all actual costs for labor, equipment and materials and a 15% fee.
2. The Owner of the property, subsequent owners, heirs, successors and assigns shall be responsible for the maintenance of the area subject to the approved Final PD Site Plan. Landscaping within public rights-of way is to be maintained by the adjacent private property owner or the Homeowners Association, if applicable. Landscaping shall be continuously maintained including necessary staking, weeding, pruning, mowing, pest control, and replacement of dead or diseased plant material. Replacement for dead or diseased plant material shall be the same type of plant material as set forth in the approved Final PD Site Plan; for example, a tree must replace a tree, a shrub must replace a shrub, ground cover must replace ground cover, etc. Upon written notice by the Town, the Owner will have six (6) months to cure or replace damaged or dead landscape material. In the case of diseased landscape material, a shorter compliance period may be specified in said notice. The Town of Castle Rock Water Conservation Ordinance regulates times of seasonal irrigation and prohibits the wasting of potable water through improper irrigation.
3. Cherry Creek and McMurdo Gulch floodplains are as referenced from the Flood Insurance Rate Map, Douglas County, Colorado, and incorporated areas, Panel 192 of 495, Map Number 08035C0192F, effective date: September 30, 2005. Also Panel 191 of 495, Map Number 08035C0191F, effective date: September 30, 2005.
4. All utility, drainage, emergency access, sight distance easements and public access/trail easements as shown on this Plat Amendment shall be granted to the Town of Castle Rock.
5. Zoning is per the Villages at Castle Rock, 2nd Amendment Liberty Village Portion Preliminary Planned Development Site Plan, recorded August 17, 2004, reception number 2004085669.
6. Basis of Bearings: The South line of the Southwest quarter of Section 29, Township 7 South, Range 66 West bearing S89°44'49"E with both ends of said line being monumented as shown hereon.
7. This symbol "O" indicates a found No. 5 rebar with cap and L.S. No. 12405 unless otherwise shown. This symbol "•" indicates set 18" long No. 5 rebar with 1-1/2" Alum. cap and L.S. No. 12405.
8. According to Colorado law, you must commence any legal action based upon any 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 the certification shown hereon.

3RD AMENDMENT to The Villages at Castle Rock, 2nd Amendment-Liberty Village Portion

A REPLAT OF BLOCK 34, LOTS 1A AND 2A; BLOCK 35, LOTS 1A THROUGH 5A; AND TRACT RR-A, 1ST AMENDMENT TO THE VILLAGES AT CASTLE ROCK, 2ND AMENDMENT-LIBERTY VILLAGE PORTION RECORDED AT RECEPTION NO. 2007040628 AND TRACT H-1 AND A PORTION OF OASIS DRIVE, FINAL PLAT OF THE VILLAGES AT CASTLE ROCK, 2ND AMENDMENT-LIBERTY VILLAGE PORTION RECORDED AT RECEPTION NO. 2006035530, DOUGLAS COUNTY RECORDS.

SHEET 1 OF 3



VICINITY MAP

SCALE: 1"=1000'

PURPOSE OF PLAT AMENDMENT:

TO ABANDON TRACT RR-A AND 7 LOTS, 1ST AMENDMENT TO THE VILLAGES AT CASTLE ROCK, 2ND AMENDMENT-LIBERTY VILLAGE PORTION AND CREATE A TRACT FOR DETENTION POND 1 (TRACT H-1A) AND A LOT FOR A RECREATION CENTER SITE (LOT 1).

SHEET INDEX

Table with 3 columns: Sheet Number, Description, and Page Number. Row 1: 1 OF 3 SIGNATURES AND APPROVALS. Row 2: 2 OF 3 LOT 1 & TRACT H-1A. Row 3: 3 OF 3 EMERGENCY VEHICLE ACCESS & DRAINAGE EASEMENT DETAILS.

SITE DATA COMPARISON TABLE

Table comparing site data between the final plat and the current amendment. Columns include: Number of Lots, Grand Total No. of Lots, Tract H-1 (Now as Tract H-1A), Tract RR-A (Now as Lot 1), Per Final Plat & 1st Amendment, Per This Plat Amendment, Ownership, Maintenance, Use, and SFE's.

PROJECT BENCHMARK: STANDARD DOUGLAS COUNTY GIS CONTROL MONUMENT STAMPED 1.023021. LOCATED ON THE NORTH SIDE OF CASTLE OAKS DRIVE 2 MILES WEST OF STATE HIGHWAY 83. PUBLISHED DOUGLAS COUNTY NAVD88 ELEVATION = 6166.29

ENGINEER/SURVEYOR:

EMK Consultants, Inc. 7006 S. Alton Way Bldg. F Centennial, CO 80112 303-694-1520

PREPARED BY:

EMK CONSULTANTS, INC. 7006 SOUTH ALTON WAY, BUILDING F CENTENNIAL, COLORADO 80112-2019

LANDSCAPE & PLANNING:

Norris Design 1101 Bannock St. Denver, CO 80204 303-892-1166

OWNER/APPLICANT:

MDC Land Corporation and Richmond American Homes of Colorado, Inc. 6550 S. Greenwood Plaza Blvd. Suite 3-117 Centennial, Colorado 80111 Attn: Eric Kubly 303-804-7231

APRIL, 2007



LEGEND

- UE UTILITY EASEMENT
DE DRAINAGE EASEMENT
N/R NON-RADIAL
S.F. SQUARE FEET
AC. ACRES
MONUMENT
BLOCK NUMBER
TE TRAIL EASEMENT
ROW RIGHT-OF-WAY
R RADIUS
SIGHT DISTANCE EASEMENT

NOTES CONT:

- 9. Unless otherwise noted, all lots shall have a 10-foot Utility Easement along the front and rear lot lines and along all public rights-of-way and shall have five-foot Utility Easements along each side lot line. These Utility Easements are for the installation, maintenance and operation of utilities and drainage facilities including, but not limited to, electric lines, gas lines, cable television lines, fiber optic lines and telephone lines, as well as perpetual right for ingress and egress for installation, maintenance and replacement of such lines.
10. Lot square footage areas as shown on this plat are rounded to the nearest square foot.
11. No solid object exceeding thirty (30) inches in height above the flowline elevation of the adjacent street, including but not limited to buildings, utility cabinets, walls, fences, landscaping plantings, crops, cut slopes, and berms, shall be placed in a Sight Distance Easement as shown on this Final Plat. Trees with a diameter no greater than twelve (12) inches and a branching height no less than eight (8) feet will be allowed in a Sight Distance Easement as long as it can be demonstrated that these trees will not negatively impact the vehicular sight distance at the intersection.
12. The Villages at Castle Rock, 2nd Amendment - Liberty Village Portion is not located within protected areas as defined by the Town of Castle Rock Skyline Ridgeline Protection Ordinance. Map dated February 26, 1999, adopted as an amendment to the Zoning District Map in CODC 17.12.030.
13. Emergency access easements utilized as a second means of ingress/egress, are subject to the following:
- Access will be designed, constructed and maintained in good condition and accessible at all times per fire department requirements.
Easements will be:
- Provided with a paved surface (concrete or asphalt), including curb ramps at each end.
- Capable of supporting a minimum of 75,000 pounds.
- Provided with controlled access at each end in a manner approved by a Gate with opticom devices in both directions.
Signs identifying the access will be posted and maintained per fire department requirements.
The easement will be maintained by, and at the expense of, the developer or Homeowners' Association, as appropriate.
14. Other than overlot grading, no improvements within any Planning Area may be made without the approval of the Construction Plans for that Planning Area.
15. Pursuant to Section 14.02.040 of the Town of Castle Rock Municipal Code, the Town of Castle Rock hereby abandons a portion of the Oasis Drive public street right-of-way and 30' UE & DE on Tract H-1 as shown created by Final Plat, The Villages at Castle Rock, 2nd Amendment-Liberty Village Portion together with all utility easements identified on lots 1A and 2A of Block 34 and Lots 1A through 5A, inclusive, of Block 35 and Tract RR-A together with the 30' UE & DE created by the 1ST Amendment to The Villages at Castle Rock, 2nd Amendment-Liberty Village Portion depicted hereon. It is the unequivocal intent of the Town Council to so abandon these easements. These abandonments must be approved by the Town Council. (APPROVED 5-6-08)

SURVEYOR'S CERTIFICATE:

I, Jon S. McDaniel, a duly registered Professional Land Surveyor in the State of Colorado, do hereby certify that this Plat truly and correctly represents the results of a survey made on June 22, 2007, by me or under my direct supervision and that all monuments exist as shown hereon; that mathematical closure errors are less than 1:50,000 (second order); and that said Plat has been prepared in full compliance with all applicable laws of the State of Colorado dealing with monuments, subdivisions or surveying of land and all provisions, within my control, of the Town of Castle Rock Subdivision Regulations.

Jon S. McDaniel, P.L.S. 12405 Date 4-15-08 EMK Consultants, Inc.

TITLE CERTIFICATION:

I, Laura Rittel, an authorized representative of Stewart Title of Colorado, Inc., Denver Division, a title insurance company licensed to do business in the State of Colorado, have made an examination of the public records and state that all owners, mortgages and lienholders of the property are listed in the Certificate of Ownership and Lienholder Subordination Certificate. Signed this 5th day of JUNE, 2008.

Laura Rittel, Authorized Representative, Stewart Title of Colorado, Inc., Denver Division.

The foregoing instrument was acknowledged before me this 5th day of JUNE, 2008, by Laura Rittel of Stewart Title of Colorado, Inc., Denver Division.

Witness my hand and seal. Brianna Hern, Notary Public

My Commission Expires: Mar. 15, 2010

TOWN APPROVAL AND ACCEPTANCE:

On behalf of the Town Council of the Town of Castle Rock, Colorado, I hereby certify that this Plat Amendment was approved in accordance with all applicable regulations and that the dedications on this Plat are hereby accepted by the Town.

Attest: Sally Ann, Town Clerk; Mark Steen, Town Manager

STATEMENT OF DEVELOPMENT SERVICES DIRECTOR'S APPROVAL

This Plat Amendment was approved by the Director of Development Services of the Town of Castle Rock, Colorado, the 17th day of JUNE, 2008.

Director of Development Services

DOUGLAS COUNTY CLERK AND RECORDER'S CERTIFICATE:

This Plat Amendment was filed for record in the Office of the County Clerk and Recorder of Douglas County at 1:59 P.M. on the 22nd day of JUNE, 2008, at Reception No. 2008047339

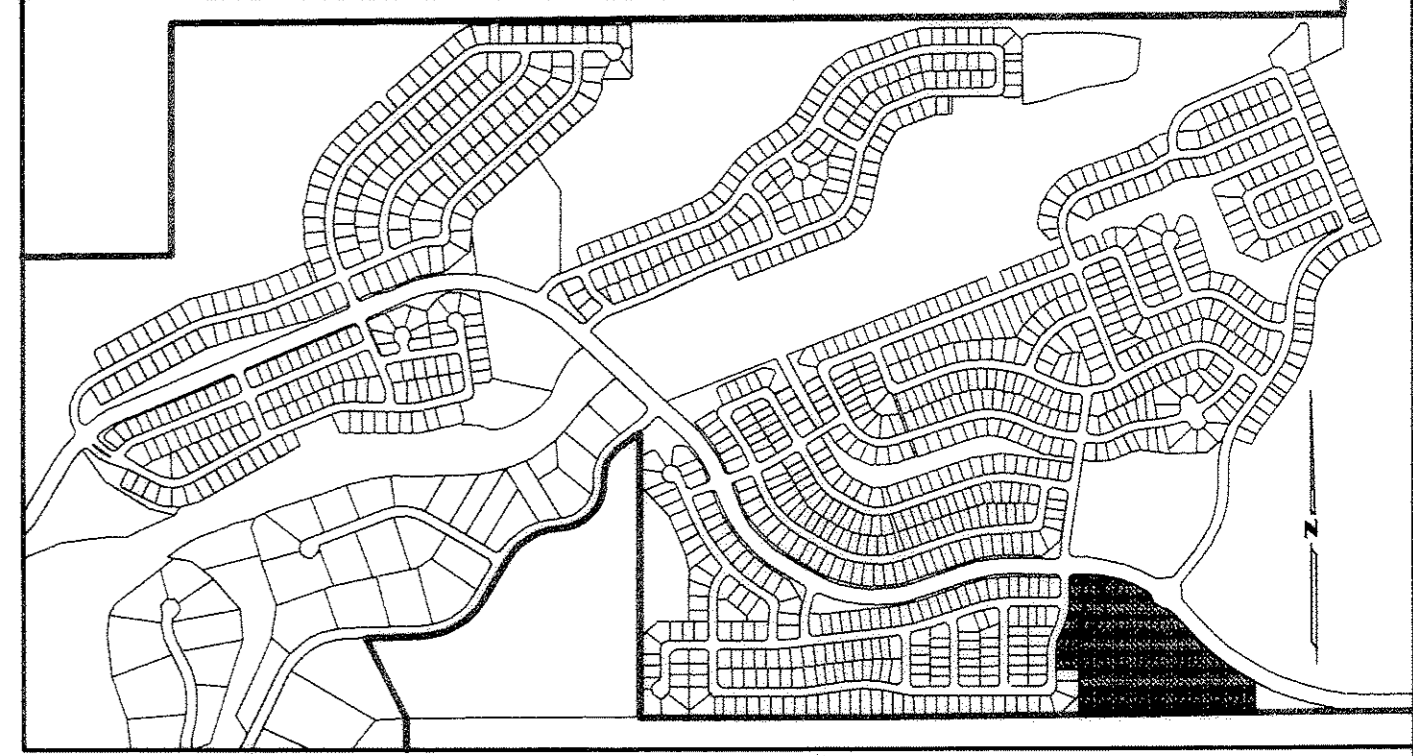
Douglas County Clerk and Recorder By: Deputy

3RD AMENDMENT TO THE VILLAGES AT CASTLE ROCK, 2ND AMENDMENT-LIBERTY VILLAGE PORTION SIGNATURES AND APPROVALS SHEET 1 OF 3 EMK JOB No. 11948.02

3RD AMENDMENT to The Villages at Castle Rock, 2nd Amendment-Liberty Village Portion

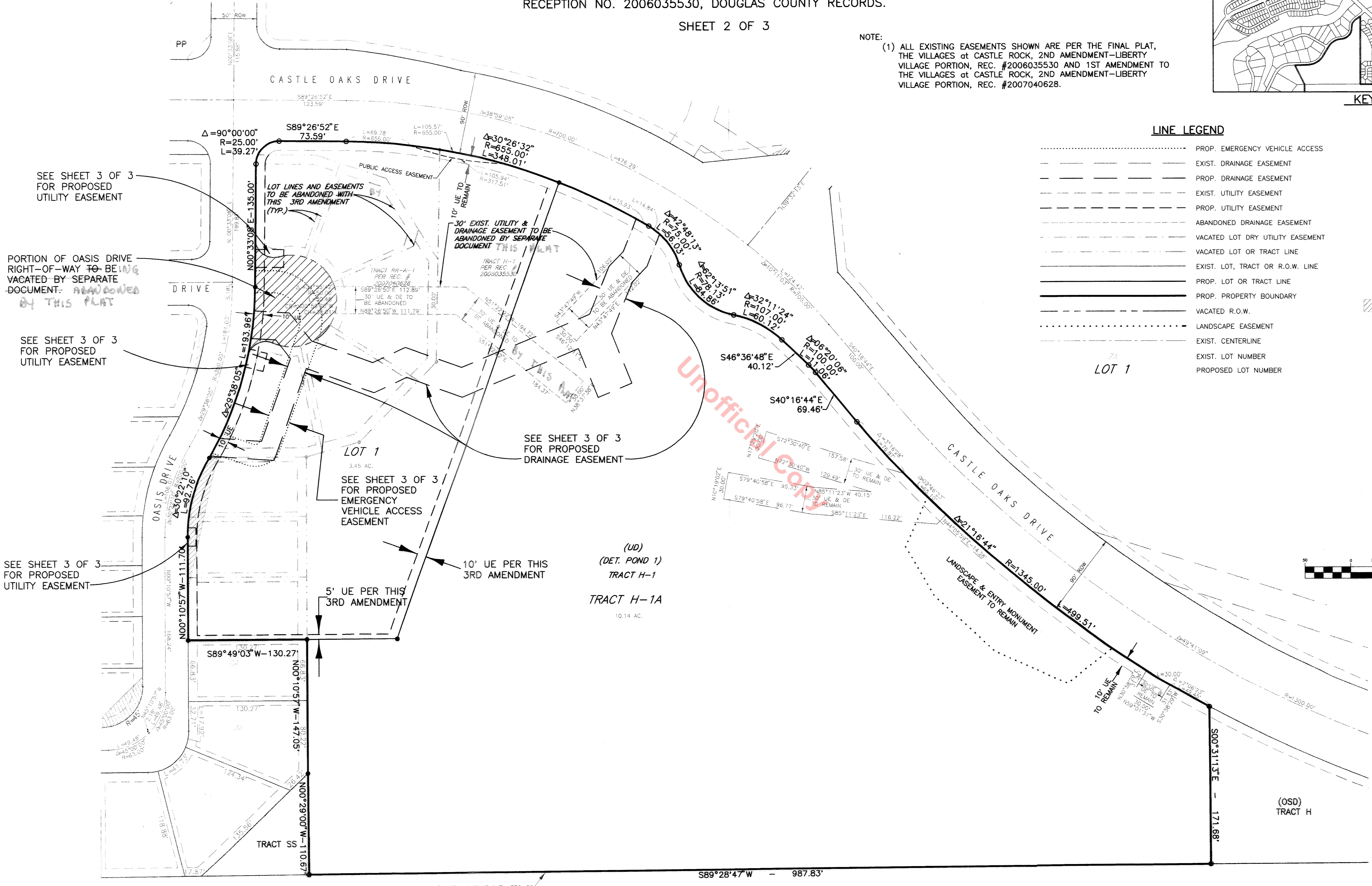
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SHEET 2 OF 3



KEY MAP

NOTE:
 (1) ALL EXISTING EASEMENTS SHOWN ARE PER THE FINAL PLAT, THE VILLAGES at CASTLE ROCK, 2ND AMENDMENT-LIBERTY VILLAGE PORTION, REC. #2006035530 AND 1ST AMENDMENT TO THE VILLAGES at CASTLE ROCK, 2ND AMENDMENT-LIBERTY VILLAGE PORTION, REC. #2007040628.

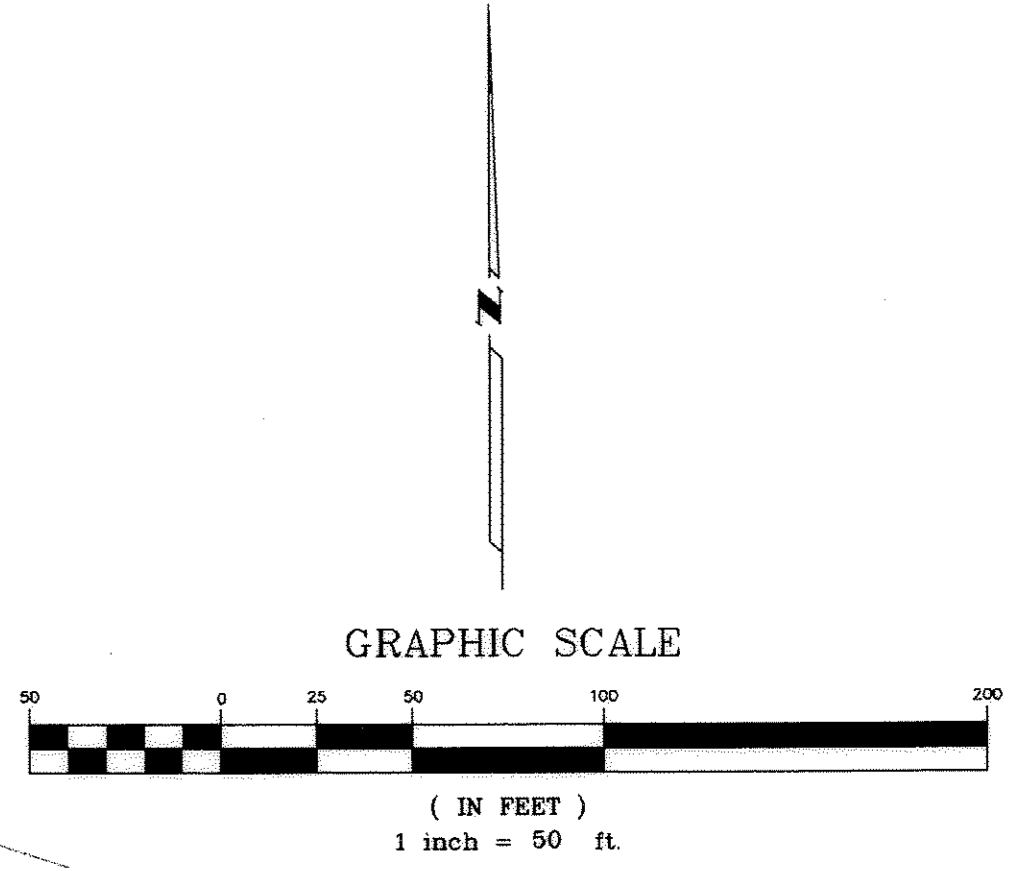


LINE LEGEND

.....	PROP. EMERGENCY VEHICLE ACCESS
---	EXIST. DRAINAGE EASEMENT
---	PROP. DRAINAGE EASEMENT
---	EXIST. UTILITY EASEMENT
---	PROP. UTILITY EASEMENT
---	ABANDONED DRAINAGE EASEMENT
---	VACATED LOT DRY UTILITY EASEMENT
---	VACATED LOT OR TRACT LINE
---	EXIST. LOT, TRACT OR R.O.W. LINE
---	PROP. LOT OR TRACT LINE
---	PROP. PROPERTY BOUNDARY
---	VACATED R.O.W.
---	LANDSCAPE EASEMENT
---	EXIST. CENTERLINE
---	EXIST. LOT NUMBER
---	PROPOSED LOT NUMBER

LEGEND

UE	UTILITY EASEMENT
DE	DRAINAGE EASEMENT
N/R	NON-RADIAL
S.F.	SQUARE FEET
AC.	ACRES
⊕	MONUMENT
Ⓢ	BLOCK NUMBER
TE	TRAIL EASEMENT
ROW	RIGHT-OF-WAY
R	RADIUS
▨	SIGHT DISTANCE EASEMENT



SEE SHEET 3 OF 3 FOR PROPOSED UTILITY EASEMENT

PORTION OF OASIS DRIVE RIGHT-OF-WAY TO BE VACATED BY SEPARATE DOCUMENT. ABANDONED BY THIS PLAT

SEE SHEET 3 OF 3 FOR PROPOSED UTILITY EASEMENT

SEE SHEET 3 OF 3 FOR PROPOSED UTILITY EASEMENT

LOT LINES AND EASEMENTS TO BE ABANDONED WITH THIS 3RD AMENDMENT (TYP.)

30' EXIST. UTILITY & DRAINAGE EASEMENT TO BE ABANDONED BY SEPARATE DOCUMENT THIS PLAT

SEE SHEET 3 OF 3 FOR PROPOSED DRAINAGE EASEMENT

SEE SHEET 3 OF 3 FOR PROPOSED EMERGENCY VEHICLE ACCESS EASEMENT

10' UE PER THIS 3RD AMENDMENT

5' UE PER THIS 3RD AMENDMENT

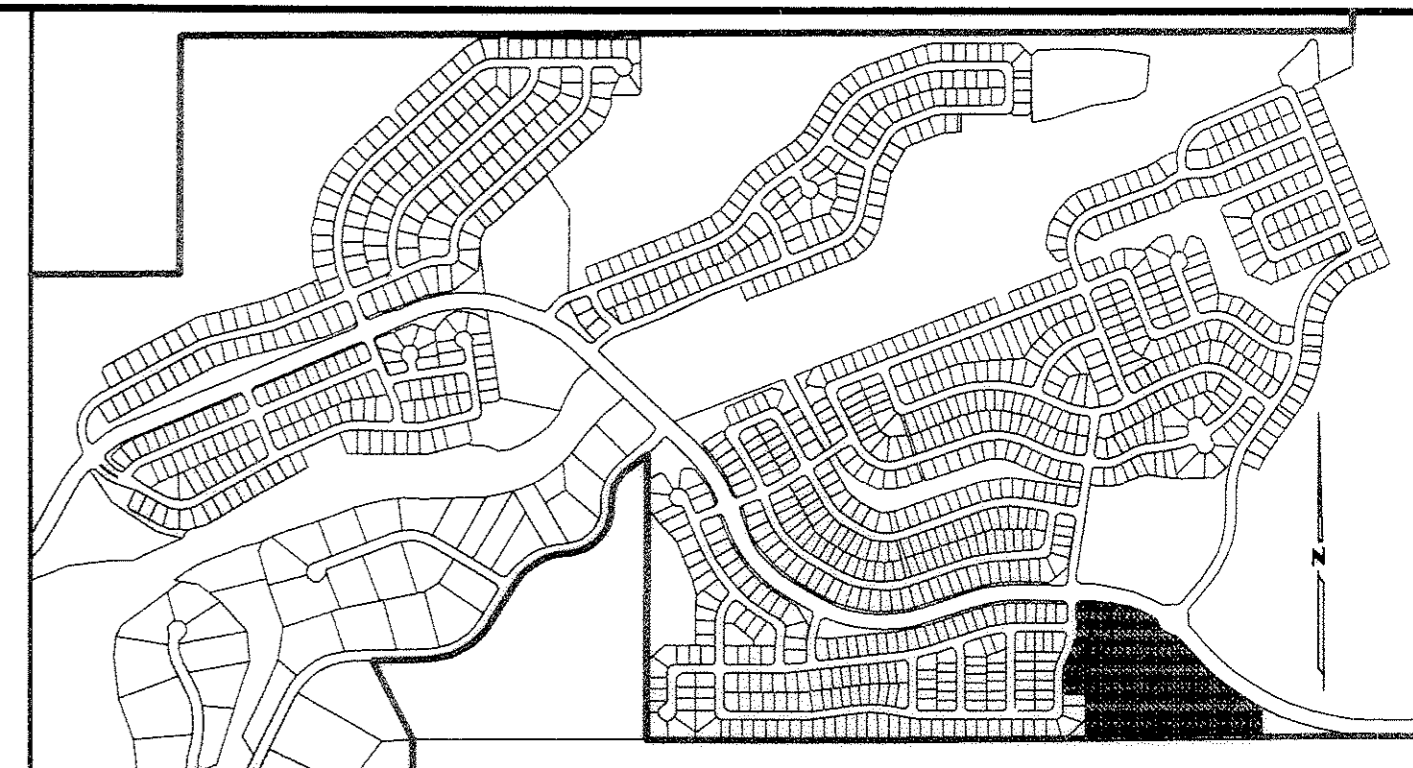
(UD)
 (DET. POND 1)
 TRACT H-1
 TRACT H-1A
 10.14 AC.

3RD AMENDMENT TO THE VILLAGES at CASTLE ROCK, 2ND AMENDMENT-LIBERTY VILLAGE PORTION LOT 1 & TRACT H-1A SHEET 2 OF 3 EMK JOB No. 11948.02

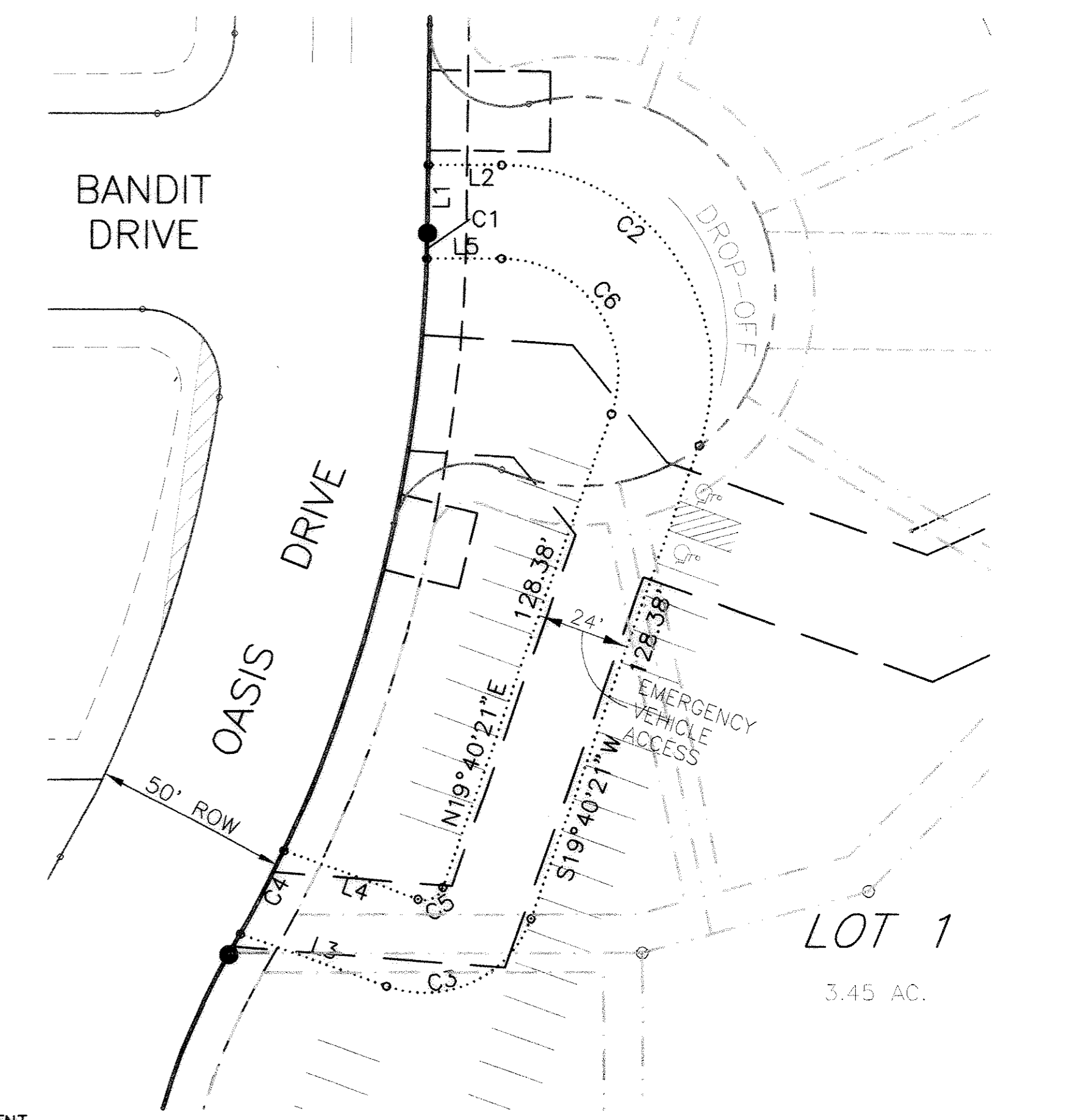
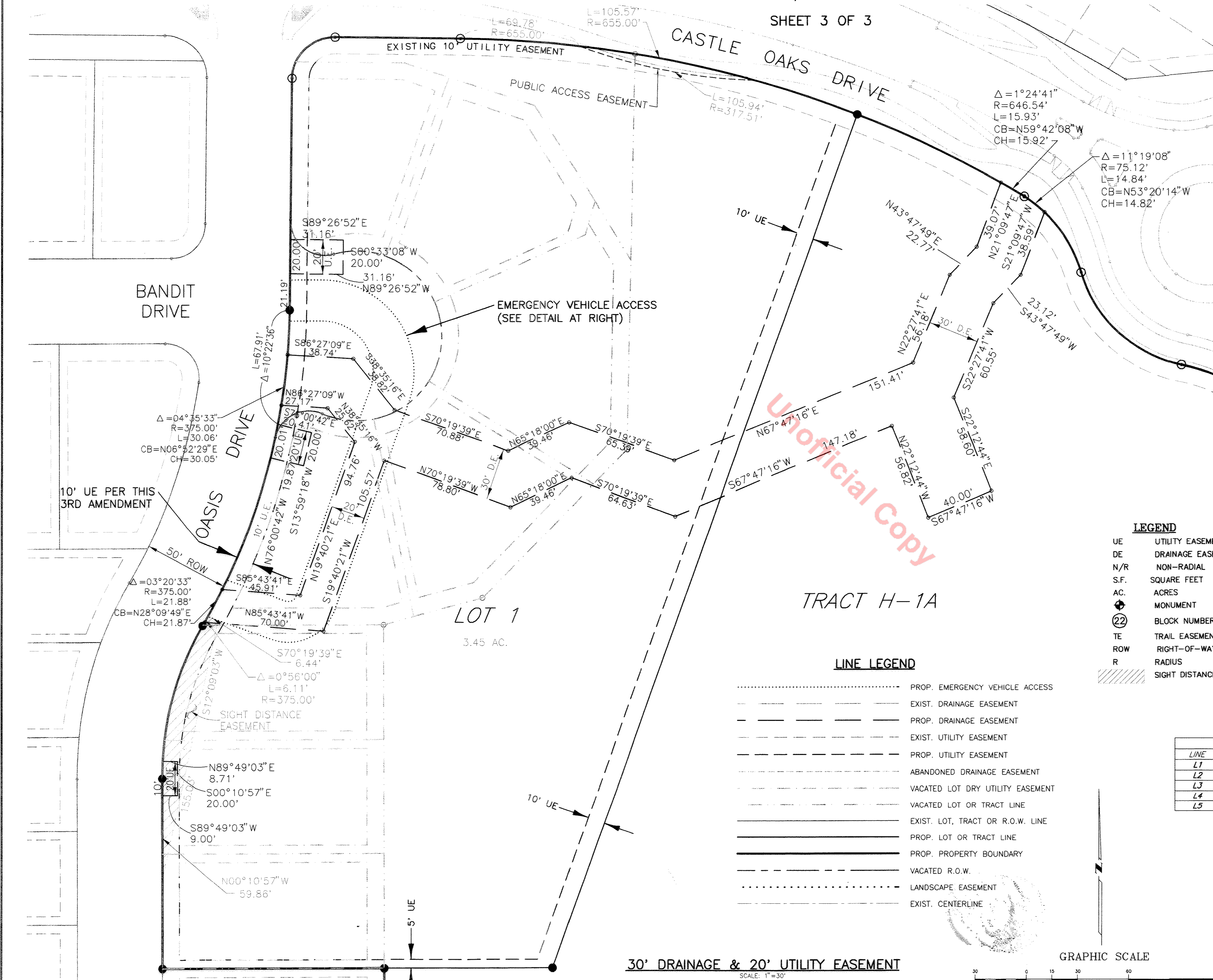
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SHEET 3 OF 3



KEY MAP



24' EMERGENCY VEHICLE ACCESS EASEMENT

SCALE: 1"=30'

- LEGEND**
- UE UTILITY EASEMENT
 - DE DRAINAGE EASEMENT
 - N/R NON-RADIAL
 - S.F. SQUARE FEET
 - AC. ACRES
 - ⊙ MONUMENT
 - Ⓢ BLOCK NUMBER
 - TE TRAIL EASEMENT
 - ROW RIGHT-OF-WAY
 - R RADIUS
 - /// SIGHT DISTANCE EASEMENT

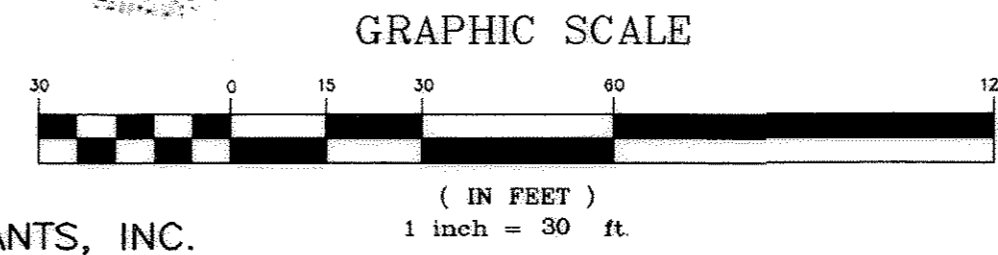
- LINE LEGEND**
- PROP. EMERGENCY VEHICLE ACCESS
 - EXIST. DRAINAGE EASEMENT
 - PROP. DRAINAGE EASEMENT
 - EXIST. UTILITY EASEMENT
 - PROP. UTILITY EASEMENT
 - ABANDONED DRAINAGE EASEMENT
 - VACATED LOT DRY UTILITY EASEMENT
 - VACATED LOT OR TRACT LINE
 - EXIST. LOT, TRACT OR R.O.W. LINE
 - PROP. LOT OR TRACT LINE
 - PROP. PROPERTY BOUNDARY
 - VACATED R.O.W.
 - LANDSCAPE EASEMENT
 - EXIST. CENTERLINE

LINE TABLE			CURVE TABLE					
LINE	LENGTH	BEARING	CURVE	LENGTH	RADIUS	DELTA	CHORD	LENGTH
L1	17.50'	N00°33'08"E	C1	6.50'	375.00'	0°59'37"	N01°02'56"E	6.50'
L2	18.80'	N89°49'03"E	C2	103.54'	54.00'	109°51'18"	N35°15'18"W	88.39'
L3	39.84'	N70°19'39"W	C3	45.55'	29.00'	90°00'00"	N64°40'21"E	41.01'
L4	36.58'	S70°19'39"E	C4	24.22'	375.00'	3°42'04"	N27°24'11"E	24.22'
L5	19.17'	S89°49'03"W	C5	7.85'	5.00'	90°00'00"	N64°40'21"E	7.07'
			C6	57.52'	30.00'	109°51'18"	N35°15'18"W	49.11'

NOTE:
 (1) ALL EXISTING EASEMENTS SHOWN ARE PER THE FINAL PLAT, THE VILLAGES at CASTLE ROCK, 2ND AMENDMENT-LIBERTY VILLAGE PORTION, REC. #2006035530 AND 1ST AMENDMENT TO THE VILLAGES at CASTLE ROCK, 2ND AMENDMENT-LIBERTY VILLAGE PORTION, REC. #2007040628.

30' DRAINAGE & 20' UTILITY EASEMENT

SCALE: 1"=30'



EMK CONSULTANTS, INC.
 ENGINEERS · SURVEYORS
 7006 SOUTH ALTON WAY, BUILDING F
 CENTENNIAL, COLORADO 80112-2019
 (303) 694-1520