

FIFTH AMENDMENT TO SUBDIVISION AGREEMENT
Trails at Crowfoot Filing No. 4

THIS FIFTH AMENDMENT is made and entered into this 1st day of December, 2021, by and between the Town of Parker, Colorado, a home rule municipal corporation (the "Town"), and Taylor Morrison of Colorado, Inc., a Colorado corporation (the "Developer").

RECITALS

A. The Town and the Developer entered into the Subdivision Agreement Trails at Crowfoot Filing No. 4, on January 2, 2019, which was recorded on January 2, 2019, at Reception No. 2019000191 (the "Agreement").

B. The Town and the Developer entered into the First Amendment to the Agreement on January 29, 2019, which was recorded on January 29, 2019, at Reception No. 2019004614 (the "First Amendment").

C. The Town and the Developer entered into the Second Amendment to the Agreement on May 29, 2020, which was recorded on May 29, 2020, at Reception No. 2020046129 (the "Second Amendment").

D. The Town and the Developer entered into the Third Amendment to the Agreement on December 30, 2020, which was recorded on December 30, 2020, at Reception No. 2020130756 (the "Third Amendment").

E. The Town and the Developer entered into the Fourth Amendment to the Agreement on June 25, 2021, which was recorded on June 28, 2021, at Reception No. 2021078753 (the "Fourth Amendment").

F. The Town and the Developer desire to enter into this Fifth Amendment to the Agreement (the "Fifth Amendment") in order to amend Paragraph 4.f. of the Agreement to update the timeline for construction of the pool

NOW, THEREFORE, for and in consideration of the mutual promises and covenants contained herein, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree to the Fifth Amendment as follows:

Section 1. Paragraph 4. Specific Conditions, subparagraph f. of the Agreement is amended to provide as follows:

f. The Developer shall construct and receive a certificate of occupancy for the clubhouse and pool to be located on Lot 1 of the Trails at Crowfoot Filing No. 1, according to the approved site plan for the clubhouse and pool. This shall be completed either prior to issuance of the 633rd building permit for the entire Trails at Crowfoot development, including all sixteen filings proposed at the time of this Agreement and all future subdivisions of

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these filings, or no later than May 20, 2022, whichever is earlier.

Section 2. The Town and the Developer acknowledge and agree that the Agreement has not been amended, except as provided in the First Amendment, the Second Amendment, the Third Amendment, the Fourth Amendment and this Fifth Amendment.

WHEREFORE, the parties hereto have executed this Fifth Amendment on the day and year first above written.

TOWN OF PARKER, COLORADO

By: [Signature]
John Fussa, Community Development Director

By: [Signature]
Tom Williams, Director Engineering/ Public Works

ATTEST:

[Signature]
Chris Vanderpool, Town Clerk

APPROVED AS TO FORM:

[Signature]
Town Attorney's Office

DEVELOPER: TAYLOR MORRISON OF COLORADO, INC., a Colorado corporation

By: [Signature]
Peter J. Klymkow, V.P. Land Development

STATE OF COLORADO)
) ss.
COUNTY OF Apache

The foregoing instrument was acknowledged before me this 15th day of November, 2021, by Peter J. Klymkow, as V.P. Land Development, of Taylor Morrison of Colorado, Inc.

My commission expires: 10/7/25

SEAL

[Signature]
Notary Public

LAUREN HEADRICK
Notary Public
State of Colorado
Notary ID # 20174024157
My Commission Expires 06-07-2025