

Recorded at 144 o'clock P M MAY - 2 1973
Reception No. 1354755 995439
MARJORIE PAGE, Recorder

C O V E N A N T

BOOK 2124 PAGE 100

BOOK 1854 PAGE 650

That the undersigned owners of lot(s) or parcel(s) of ground situate and being in the ~~xxxxxxx~~ Counties of Adams and Arapahoe, State of Colorado, and more particularly described as follows, to-wit:

"SELL, COAKES
SEE ATTACHED PAGE ENTITLED "BOUNDS ANNEXATION"

APR 3 8 07 AM '73

WILLIAM SOKOL
COUNTY RECORDER
ADAMS COUNTY, COLO.

995439

For themselves, their heirs, successors, administrators and assigns, covenant and agree with THE CITY OF AURORA, COLORADO, the STATE OF COLORADO and the UNITED STATES OF AMERICA, or any other governmental agency or department of any of the aforesated political entities or political subdivisions, that the owners or

occupants of the lands herein described shall have no right or cause of action, either in law or in equity, for damages or injury to any person or property arising out of or resulting, directly or indirectly, from the overflight of aircraft, or for damages or injury to any person or property resulting from any noise or nuisance of any kind or description resulting, directly or indirectly, from aircraft overflights above a plane seven hundred fifty feet (750 ft.) above ground level; provided, that nothing contained in the foregoing Covenant shall divest the owners or occupants, their heirs, successors, administrators or assigns, of any right or cause of action for damages to any person or property resulting from the negligent operation of aircraft overflights over the described premises at any altitude above ground level.

This Covenant shall run with the land and shall be binding upon each and every property owner owning any of the lands herein described. The CITY OF AURORA, COLORADO, is hereby nominated as agent for all purposes regarding the enforcement or removal of the within Covenant.

IT WITNESS WHEREOF, the undersigned owners have hereunto placed their hands and seals this 16th day of December, A.D. 1972.

Therese Mary Sell Murray Coates

Irwin K. Sell Bonds

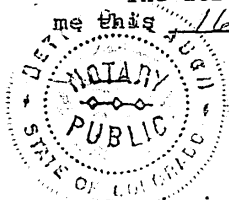
Myron E. Sell

ATTEST:

STATE OF COLORADO)
County of Denver)

ss.

The foregoing Covenant was subscribed and sworn to before me this 16th day of December, A.D. 1972.



Berry D. Stangl
NOTARY PUBLIC

My Commission Expires: _____

My Commission expires Feb. 2, 1976

SELL, COAKES
BOUNDS ANNEXATION

MES 3-4-73 JJS 3/2/73
3-4-73

A part of the northeast 1/4 of Section 34, Township 3 South, Range 66 West of the 6th Principal Meridian, Adams County, Colorado, more particularly described as follows: Beginning at the east 1/4 corner of said Section 34; thence westerly along the south line of said northeast 1/4, a distance of 2630.08 feet to the center of said Section 34; thence on an angle to the right of $90^{\circ}21'35''$ and along the west line of said northeast 1/4 a distance of 1995.05 feet to a point lying on the southerly right-of-way line of the Union Pacific Railroad; thence on an angle to the right of $96^{\circ}33'59''$ and along said southerly right-of-way line a distance of 2643.18 feet to a point lying on the east line of said northeast 1/4; thence on an angle to the right of $83^{\circ}17'33''$ and along said east line a distance of 356.13 feet; thence on an angle to the right of $90^{\circ}00'00''$ a distance of 330.00 feet; thence on an angle to the left of $90^{\circ}00'00''$ a distance of 330.00 feet; thence on an angle to the left of $90^{\circ}00'00''$ a distance of 330.00 feet to a point lying on said east line; thence on an angle to the right of $90^{\circ}00'00''$, a distance of 990.00 feet to the point of beginning; and the 100 foot right-of-way line of Smith Road Abutting thereto; and a part of the northwest 1/4 of Section 34, Township 3 South, Range 66 West of the 6th Principal Meridian, Adams County, Colorado; more particularly described as follows: The south 577.50 feet of the northwest 1/4 of said Section 34, except a parcel of land described as follows: Beginning at a point 20.00 feet north of the west 1/4 corner of said Section 34; thence easterly and parallel with the south line of said northwest 1/4 a distance of 518.35 feet; thence on an angle to the left of $89^{\circ}27'32''$ a distance of 257.5 feet; thence on an angle to the right of $89^{\circ}27'32''$ a distance of 232.25 feet; thence on an angle to the left of $89^{\circ}27'32''$ a distance of 300.00 feet; thence on an angle to the left of $90^{\circ}32'28''$ a distance of 750.60 feet; thence on an angle to the left of $89^{\circ}27'32''$ and along the west line of said northwest 1/4 a distance of 557.50 feet to the point of beginning; and the northeast 1/4 of the southwest 1/4 and the east 30 feet of the southeast 1/4 of the southwest 1/4 of Section 34, Township 3 South, Range 66 West of the 6th Principal Meridian, Adams County, Colorado; more commonly known as Dunkirk Street; and the north 73 feet of the east 30 feet of the northwest 1/4 of Section 3, Township 4 South, Range 66 West of the 6th Principal Meridian, Arapahoe County, Colorado; and the south 127 feet of the southeast 1/4 of Section 34, Township 3 South, Range 66 West of the 6th Principal Meridian, Adams County, Colorado; and the north 73 feet of the northeast 1/4 of Section 3, Township 4 South, Range 66 West of the 6th Principal Meridian, Arapahoe County, Colorado; and that part of the East Golfax Ave right-of-way line lying in Section 35, Township 3 South, Range 66 West of the 6th Principal Meridian, Adams County, Colorado; and the west 30 feet of the south 214.8 feet of the southwest 1/4 of Section 36, Township 3 South, Range 66 West of the 6th Principal Meridian, Adams County, Colorado; and the west 1/2 of Section 2, except the east 165 feet of the west 930.12 feet of the south 637 feet of the north 710 feet of said Section 2; and the northwest 1/4 of Section 11; and the northeast 1/4 of Section 2; and the west 30 feet of the northwest 1/4 of Section 1, Township 4 South, Range 66 West of the 6th Principal Meridian, Arapahoe County, Colorado; containing 853.57 acres.