

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

KUTAK ROCK LLP
SUITE 1800
2001 16th STREET
DENVER, CO 80202
ATTENTION: JOHN H.T. BALES, ESQ.

RELEASE OF TAX REGULATORY AGREEMENT

\$5,030,850
Adams County, Colorado
Multifamily Housing Revenue Senior Bonds
(Hughes Station Apartments Project)
2002 Series A

THIS RELEASE OF TAX REGULATORY AGREEMENT, dated as of January 24, 2025 (this “Release”), by and among **ADAMS COUNTY, COLORADO**, a duly organized county and political subdivision operating under the Constitution and laws of the State of Colorado (the “County”), **UMB BANK, N.A.** (the “Trustee”), as successor in interest to The Bank of Cherry Creek (the “Original Trustee”), and **HUGHES STATION BHA 2017 LLC** (the “Owner”), a Colorado limited liability company, as successor in interest to Hughes Station LLLP, a Colorado limited liability limited partnership (the “Original Owner”);

W I T N E S S E T H :

WHEREAS, the County, the Original Owner and the Original Trustee have previously entered into a Regulatory Agreement, dated as of September 1, 2002, recorded March 25, 2003, at Reception No. C1114882 (the “Regulatory Agreement”) with respect to the property described on Exhibit A hereto; and

WHEREAS, the County’s \$5,030,850 Adams County, Colorado Multifamily Housing Revenue Senior Bonds (Hughes Station Apartments Project) 2002 Series A was redeemed and is no longer outstanding; and

WHEREAS, the date of this Release is more than fifteen (15) years after the date on which at least 50% of the residential units in the Project (as defined in the Regulatory Agreement) are occupied;

NOW, THEREFORE, the Owner hereby certifies that the Qualified Project Period (as defined in the Regulatory Agreement) has ended, and in reliance on this certification the parties hereby covenant and agree that the Regulatory Agreement is hereby terminated in accordance with its terms.

[Remainder of page intentionally left blank]

IN WITNESS THEREOF, the County, the Trustee and the Owner have caused this instrument to be executed in their respective corporate names and attested by their duly authorized officers, all as of the date first above written.

ADAMS COUNTY, COLORADO:

[SEAL]

By: _____

ATTEST:

By: _____

Approved as to Form

By: _____

Adams County Attorney's Office

[Signature Page to Release of Tax Regulatory Agreement]

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appeared _____, who is acknowledged to be the _____ of Adams County, Colorado; and that, being the officer authorized to do so, executed the foregoing instrument for the purposes therein contained by signing his name to the Release of Tax Regulatory Agreement.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

[SEAL]

Notary Public

[Notary Page to Release of Tax Regulatory Agreement]

RELEASE ACKNOWLEDGED AND CONSENTED TO BY:

UMB BANK, N.A., as Trustee

By _____
Authorized Representative

STATE OF COLORADO)
) ss.
_____ COUNTY)

On this ____ day of January, 2025, before me, the undersigned Notary Public, personally appeared John Wahl, who acknowledged that, being an officer authorized to do so, executed the foregoing instrument for the purposes therein contained by signing the Release of the Tax Regulatory Agreement.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

[SEAL]

Notary Public

[Signature Page to Release of Tax Regulatory Agreement]

EXHIBIT A

LEGAL DESCRIPTION OF THE PROJECT

All that real property situate in Adams County, Colorado, described as follows:

LOT 1, BLOCK 1, HUGHES STATION, COUNTY OF ADAMS, STATE OF COLORADO.

EXCEPT THAT PORTION CONVEYED TO THE CITY OF BRIGHTON BY DEED RECORDED MARCH 26, 2010 UNDER RECEPTION NO. **20100000019936**, COUNTY OF ADAMS, STATE OF COLORADO.