

**Appendix C, Amendment No. 1 to Loan Contract CT2021-3927
Amendment to Deed of Trust**

Date: August 26, 2022
Grantor (Borrower): Tunnel Water Company
Beneficiary (Lender): Colorado Water Conservation Board
✓ Lender Address: 1313 Sherman Street, Room 718, Denver,
Colorado, 80203
Date of Original Deed of Trust: 03/19/2021
Recorded Date of Original Deed of Trust: 04/28/2021
County of Recording ("County"): Larimer
Deed of Trust Recording Information: Reception Number 20210042470
Loan Contract Number: CT20121-3927
Promissory Note: \$1,198,066.75; 1.70%; 30 years
Pledged Property: No change to pledged property per original Deed of
Trust

This Amendment to Original Deed of Trust is between the Grantor and the Public Trustee of the Boulder County, State of Colorado.

The Original Deed of Trust, recorded in Larimer County, was recorded to secure repayment of the indebtedness evidenced by the Loan Contract and Promissory Note between the Grantor and the Beneficiary.

Grantor and Beneficiary have agreed to amend the Deed of Trust to decrease the total loan amount.

NOW THEREFORE, the CWCB and Grantor agree that:

1. This Amendment to Deed of Trust, Appendix C, Amendment No. 1 to Contract Number CT2021-3927, *shall supplement and operate* in conjunction with the Deed of Trust attached to the Original Contract as Appendix 6. The original Deed of Trust was recorded in Larimer County and is incorporated herein by reference.
2. The Grantor has executed an amended Promissory Note, in the amount of \$1,198,066.75 to secure the repayment of the indebtedness, evidenced by Loan Contract Number CT2021-3927, Amendment No. 1, to be repaid to the State of Colorado for the use and benefit of the Department of Natural Resources, Colorado Water Conservation Board ("CWCB") the beneficiary herein, whose address is 1313 Sherman Street, Room 718, Denver, CO 80203, payable in annual installments, in accordance with said Promissory Note, or until the loan is paid in full.
3. In the event of any conflict, inconsistency, variance, or contradiction between the provisions of this amendment and any of the provisions of the Original Deed of Trust the provisions of this amendment shall in all respects supersede, govern, and control.
4. Any provisions of the Original Deed of Trust not expressly modified herein remain in full force and effect.

5. Executed on the date first written above.

Grantor: Tunnel Water Company

By Keith Amen
Signature

Name Keith Amen

Title President

Date 8-26-2022

ATTEST:

By Donald E Frick
Signature

Name Donald E Frick

Title General Manager

Date 8/26/22

NOTARY REQUIRED

State of Colorado)

County of Larimer)

) ss.

The foregoing instrument was acknowledged before me on August 26, 2022 by

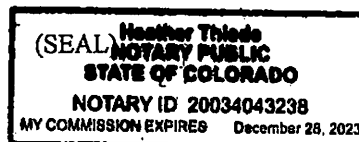
Keith Amen (Name) as President (Title) and

Don Frick (Name) as General Mgr (Title)

of Tunnel Water Company. Witness my hand and official seal.

Heather Thiele
Notary Public

My commission expires on 12/28/2023



(Colorado Water Conservation Board will record Amendment to Deed of Trust with the County.)