



**Appendix C, Amendment No.2 to Loan Contract CT2019-2099
Amendment to Deed of Trust**

Date: May 17, 2024
Grantor (Borrower): Ogilvy Irrigating and Land Company
Beneficiary (Lender): Colorado Water Conservation Board
Lender Address: 1313 Sherman Street, Room 718, Denver,
Colorado, 80203
Total Loan Amount: \$3,284,520.00
Loan Contract Number: CT2019-2099
Recorded Date of Original Deed of Trust: February 26, 2019
County of Recording ("County"): Weld
Deed of Trust Recording Information: Reception Number 4469384 (3 pages)
Pledged Property: No change to property pledged per original Deed of
Trust
Reason for Amendment to Deed of Trust: Increase the total loan amount by \$1,010,000.00 from
\$2,274,520.00 to \$3,284,520.00

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

The Original Deed of Trust was recorded, in Weld County, 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 Original Loan Contract and Deed of Trust to increase the Total Loan Amount by \$1,010,000.00 from \$2,274,520.00 to \$3,284,520.00.

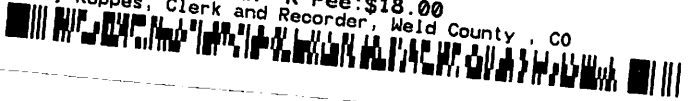
NOW THEREFORE, the Beneficiary and Grantor agree that:

1. This Amendment to Deed of Trust, Appendix C, Amendment No. 1 to Contract Number CT2019-2099, *shall supplement and operate* in conjunction with the Deed of Trust attached to the Original Contract as Appendix 6, recorded in Weld County, Reception Number 4469384, recorded on February 26, 2019 and incorporated herein by reference.
2. The Grantor has executed an amended Promissory Note, in the amount of \$3,284,520.00 to secure the repayment of the indebtedness, evidenced by Loan Contract Number CT2019-2099, Amendment No.2, 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 to Deed of Trust and any of the provisions of the Original Deed of Trust the provisions of this Amendment to Deed of Trust 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.

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Pages: 2 of 2

08/26/2024 10:26 AM R Fee: \$18.00
Carly Koppes, Clerk and Recorder, Weld County, CO



5. Executed on the date first written above.

Grantor:

By

Scott R. Cockroft
Signature

Name

Scott R. Cockroft

Title

President

Date

6-18-24

ATTEST:

By

Cristian Wacker
Signature

Name

Cristian Wacker

Title

Board Director

Date

6-18-24

NOTARY REQUIRED

State of Colorado

)

) ss.

County of

Weld

)

The foregoing instrument was acknowledged before me on June 18, 2024, by

Scott R. Cockroft (Name) as President (Title)

and

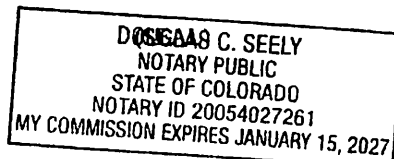
Cristian Wacker (Name) as Director (Title)

of Agile Technology. Witness my hand and official seal.

& Land Company

Daylen C. Seely
Notary Public

My commission expires on 1/15/2027



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