

SECOND EXTENSION OF TOLLING AGREEMENT

This Second Extension of Tolling Agreement (this “**Second Extension**”) is made and effective this ____ day of October, 2021 (“**Effective Date**”) by and between H4 INVESTMENTS, LLLP, a Colorado limited liability limited partnership; COMMERCE PLACE, INC., a Colorado corporation; KREMMLING CENTER, INC., a Colorado corporation; DAVID W. HAMMER; and KAREN J. HAMMER; (collectively, “Hammer”); CITY OF COMMERCE CITY, a Colorado home rule municipal corporation (the “City”), and SOUTH ADAMS COUNTY WATER AND SANITATION DISTRICT, a Colorado Special District (the “District”).

1. On November 12, 2020 the Parties to this Second Extension entered into a Tolling Agreement, which was to expire by its terms on May 1, 2021.
2. On April, 30, 2021 the parties extended the Tolling Agreement for an additional six (6) months, and agreed that the Tolling Agreement would expire six months from May 1, 2021, or November 1, 2021.
3. The parties now wish to extend the terms of the Tolling Agreement for an additional six (6) months through and including March 31, 2022.
4. All other terms of the Tolling Agreement remain in effect.

David Hammer

Karen Hammer

COMMERCE PLACE, INC.

By: _____

Name: _____

Title: _____

Date: _____

KREMMLING CENTER, INC.

By: _____
Name: _____
Title: _____
Date: _____

H4 INVESTMENTS, LLLP

By: _____
Name: _____
Title: _____
Date: _____

CITY OF COMMERCE CITY

By: _____
Name: _____
Title: _____
Date: _____

SOUTH ADAMS COUNTY WATER &
SANITATION DISTRICT

By: _____
Name: _____
Title: _____
Date: _____