

**DESIGNATION OF BUILDER
UNDER
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS
OF
SABELL**

This Designation of Builder (this "**Designation**") is made this 6th day of January, 2021, by REMINGTON HOMES CO., a Colorado corporation ("**Declarant**").

RECITALS

A. Declarant executed and caused to be recorded that certain Declaration of Covenants, Conditions and Restrictions of Sabell (the "**Declaration**"), on January 5, 2021, at Reception No. 2021001685 of the records of the Office of the Clerk and Recorder of Jefferson County, Colorado (the "**Records**").

B. Declarant desires to designate Meritage Homes of Colorado, Inc., an Arizona corporation, as a Builder under the Declaration with respect to the Meritage Property, as defined in the Declaration and any other Property subsequently acquired by Meritage that is subject to the Declaration.

DESIGNATION

Declarant, as the Declarant under and pursuant to the Declaration, hereby designates Meritage Homes of Colorado, Inc., an Arizona corporation, as a "Builder" as such term is defined in Section 1.2 of the Declaration with respect to that certain real property that is more particularly described in Exhibit A attached hereto and incorporated by reference herein.

This designation constitutes Declarant's written architectural approval of Builder's house plans and as such, Builder's house plans constitute "Declarant approved Improvements" under Section 2.15 of the Declaration and are exempt from ARC review and/or approval. This designation also constitutes Declarant's exemption of Builder from the provisions of Article 2 of the Declaration in accordance with the exemption provisions of Section 9.18 of the Declaration and all written approvals required by Declarant for such exemption have been given by Declarant.

Furthermore, this designation constitutes Declarant's written consent under Section 7.6 of the Declaration, for Builder to perform all activities identified within Section 7.6.

IN WITNESS WHEREOF, the Declarant has executed this Designation as of the day and year first above written

EXHIBIT A
TO
DESIGNATION OF BUILDER
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OF
SABELL

Legal Description of Meritage Property

Lots 1A through 70A, inclusive, Block 1A
Lots 1A through 50A, inclusive, Block 2A
Lots 11A through 22A, inclusive, Block 3A
Lots 38A through 50A, inclusive, Block 3A
Sabell Subdivision Amendment No. 1,
City of Arvada,
County of Jefferson,
State of Colorado,

As shown on the Final Plat of the Sabell Subdivision Amendment No. 1, recorded in the real property records of Jefferson County, Colorado on December 10, 2020, at Reception Number 2020163209.