

EXHIBIT D – AMENDMENT 6

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March 22, 2006

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Schedule of Performance

Event

Performance to be on or Before the Listed Date or Time

General Items

- 1. The Parties approve the Approved Budget and Eligible Expenditures for Phases 1A and 1B (Completed) 2/1/06
- 2. Authority enters into City Contract, the Banks Contract, and GDGID Contract (Completed) 12/21/05
- 3. Authority obtains the Authority Financing for Phases 1A and 1B (Completed) 12/21/05
- 4. Authority obtains title to all property to be transferred by the City to the Authority 04/28/06

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Phase 1A

- 1. Developer obtains Developer Financing for Phase 1A 2/9/06
- 2. Developer assigns 708 Parcel contract to Authority and acquires title to 1219 Parcel and 1299 Parcel 2/14/06
- 3. Developer obtains Authority Approval of Developer Financing for Phase 1A (Completed) 2/7/06
- 4. Developer obtains City approval of Alleyway transfers. 5/11/06
- 5. Developer submits Phase 1A Schematic Documents (except for utility plans) to Authority and City (Completed) 12/12/05
- 6. Developer submits Phase 1A utility plans to Authority and City 04/7/06
- 7. Developer obtains Authority Approval of Phase 1A Schematic Documents (except utility plans) (Completed) 12/21/05
- 8. Developer obtains Authority and City Approval of Phase 1A utility plans 04/28/06

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9.. Developer satisfies all conditions precedent for issuance of a building permit for Phase 1A	<u>08/07/06</u>	Deleted: 07/01/06
10. Developer Commences Construction of Phase 1A	<u>08/08/06</u>	Deleted: 08/01/06
11. Developer gives notice to Authority of number of parking spaces to be purchased for Phase 1A.	Prior to Completion of Phase 1A	
12. Developer Completes Construction of Phase 1A	<u>10/08/07</u>	Deleted: 10/01/07

Phase 1B

1. Authority approves title to and Phase I analysis of 708 Parcel (Completed)	<u>12/21/05</u>	
2. Authority obtains review of VCUP by CDPHE (Completed)	<u>12/21/05</u>	
3. Authority obtains Financing for construction of Phase 1B (Completed)	<u>12/21/05</u>	
4. Developer submits Fixed Price Contract for the construction of the Parking Structure Improvements to the Authority (Completed)	<u>12/01/05</u>	
5. Developer obtains Authority Approval of Fixed Price Contract for construction of Phase 1B (Completed)	<u>2/1/06</u>	
6. Authority acquires title to 708 Parcel (Completed)	<u>2/14/06</u>	Deleted: 2/14/06
7. Authority acquires title to City Parcel, GDGID Parcel, and Banks Parcel	<u>04/28/06</u>	
8. Authority undertakes VCUP (Completed)	<u>2/24/06</u>	
9. Authority and Developer complete replatting and Authority creates the Parking Structure Parcel and the Phase 2 Parcel	<u>05/25/06</u>	
10. Developer submits Phase 1B utility plan and drawings to Authority	<u>04/07/06</u>	Formatted: Highlight Deleted: 02/24/06
11. Developer obtains Approval of Phase 1B utility plans and drawings by Authority and City	<u>04/28/06</u>	Deleted: 03/10/06 Formatted: Highlight

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12. Developer submits Phase 1B Construction Documents to Authority and City

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13. Developer submits Parking Condominium Documents to Authority

05/04/06

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14. Developer obtains Authority and City Approval of Phase 1B Construction Documents

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15. Developer obtains Authority Approval of Parking Condominium Documents

06/12/06

16. Authority secures No Further Action Determination for VCUP

12/31/09

17. Developer satisfies all conditions precedent for issuance of a building permit for Phase 1B

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18. Developer Commences Construction of Phase 1B

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19. Developer Completes Construction of Phase 1B

05/01/07

Phase 2

1. Authority obtains No Action Determination for Phase 2 Parcel

06/09/06

2. Developer notifies Authority of satisfaction or waiver of Conditions and election to proceed with Phase 2

01/01/08

3. Authority gives notice to Developer of funds it will accept for Phase 2 parking so that the Authority retains its tax-exempt loan status.

#2 + 30 days

4. Developer approves titles to Phase 2 Parcel

#2 + 60 days

5. Developer gives Authority notice of number of parking spaces or credits to be purchased for Phase 2

#3 + 30 days

6. Developer obtains Developer Financing for Phase 2

#2 + 180 days

7. Developer obtains Authority Approval of developer Financing for Phase 2

#6 + 30 days

<u>Event</u>	<u>Performance to be on or Before the Listed Date or Time</u>
8. Developer submits Phase 2 Construction Documents to Authority	<u>#2 + 180 days</u>
9. Developer obtains Authority Approval of Phase 2 Construction Documents	<u>#8 + 30 days</u>
10. Developer pays purchase price and Authority delivers title to Phase 2 Parcel	<u>#9 + 30 days</u>
11. Developer satisfies all conditions precedent for issuance of a building permit for Phase 2	<u>#10 + 120 days</u>
12. Developer Commences Construction of Phase 2	<u>#11 + 30 days</u>
13. Developer Completes Construction of Phase 2 and purchases parking spaces.	<u>#12 + 390 days</u>