

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

Civil Action No. 13-cv-2381-BNB-MJW

FELIX A. DEJEAN, III, AND
CAROLYNE DEJEAN,,

Plaintiff,

v.

COLLEN A. GROSZ, AS TRUSTEE OF THE DECLARATION OF TRUST FOR BENEFIT OF
COLLEEN A. GROSZ,
DATED 8/11/1989,
TIMOTHY C. RODELL, AN INDIVIDUAL, AND
MARJORIE M. RODELL, AN INDIVIDUAL,,

Defendant.

JUDGMENT

In accordance with the orders filed during the pendency of this case, judgment is hereby entered. Pursuant to the Order, docket entry #54 of Magistrate Judge Boyd N. Boland entered on 10/29/2014 it is ORDERED that Judgment shall enter in favor of the DeJeans on their claim for declaratory relief as follows: The rights of the Rodells and Ms. Grosz to enforce the Benedict Single Family Dwelling Restriction with respect to Lot 5 is modified so that the benefit of the restrictive covenant does not preclude the use of Lot 5 for a residential duplex structure.

Dated at Denver, Colorado this 30th day of October, 2014.

FOR THE COURT:
JEFFREY P. COLWELL, CLERK

By: s/ T.Schaffer

T.Schaffer
Deputy Clerk