

AMENDMENT TO
AMENDED DECLARATION OF PROTECTIVE COVENANTS
FOR
NORTH ELK MEADOWS FILING II

THIS AMENDMENT TO THE AMENDED DECLARATION OF PROTECTIVE COVENANTS FOR NORTH ELK MEADOWS FILING II is executed with an effective date of the 1st day of April, 2005, by the Owners of not less than 75% or more of the Lots, as follows:

1. AMENDMENT. The Amended Declaration of Protective Covenants for North Elk Meadows Filing II, recorded August 12, 1986, in Book 632 at page 493, Reception No. 395795 of the records of Gunnison County, Colorado, is amended as hereafter set forth.

2. SANITATION. Section 16 of said Amended Declaration of Protective Covenants is amended to read in its entirety as follows:

16. SANITATION. All buildings and dwellings erected or constructed within the subdivision shall be connected to and served exclusively by the community sewage treatment facilities of the subdivision, until such time as any central sewage facilities owned and/or operated by the City and/or County of Gunnison are provided to serve the subdivision. All dwellings within the subdivision shall utilize the central sewage facilities owned and/or operated by the City and/or the County of Gunnison if and when the subdivision is served by such facilities.

3. FULL FORCE AND EFFECT. Except only as above amended, the Amended Declaration of Protective Covenants for North Elk Meadows Filing II, and all other covenants and agreements concerning sanitation services, facilities and tap fees, remain in full force and effect.

4. RIGHT TO AMEND. The undersigned execute this Amendment to the Amended Declaration of Protective Covenants for North Elk Meadows Filing II in accordance with Section 24 of the Amended Declaration of Protective Covenants for North Elk Meadows Filing II.

5. PURPOSE OF AMENDMENT. The purpose of this Amendment is to revise the Amended Declaration of Protective Covenants for North Elk Meadows Filing II to allow the subdivision to be served by central sewage facilities owned and/or operated by the City and/or the County of Gunnison.

6. COUNTERPARTS. This Amendment to Declaration of Protective Covenants for North Elk Meadows Filing II may be executed in counterparts, each of which shall for all purposes be deemed an original and all of which together shall constitute one and the same agreement, document or instrument.



IN WITNESS WHEREOF, the undersigned have executed this Amendment to the Amended Declaration of Protective Covenants for North Elk Meadows Filing II the effective date first above written.

Cheri Laird / Cheri Anderson
Cheri Laird

LOT 2

STATE OF Colorado)
County of Gunnison)ss.

The foregoing was acknowledged before me this 30 day of Aug, 2005, by Cheri Laird - Anderson

Witness my hand and official seal.
My commission expires: 5/20/2006

Cynthia Bolton
Notary Public



My Commission Expires 05/20/2006



558360

Page: 2 of 22
09/20/2005 11:41A

S Dominguez Gunnison Cty Co 539 R 111.00 D 0.00

IN WITNESS WHEREOF, the undersigned have executed this Amendment to the Amended Declaration of Protective Covenants for North Elk Meadows Filing II the effective date first above written.

Pamela S Johnston

LOT 5

STATE OF Colorado)
County of Gunnison)ss.

The foregoing was acknowledged before me this 16th day of March, 2005, by PAMELA S. JOHNSTON

Witness my hand and official seal.

My commission expires: 1-10-09

[Signature]
Notary Public



558360

Page: 3 of 22
09/20/2005 11:41A

S Dominguez Gunnison Cty Co 539 R 111.00 D 0.00

IN WITNESS WHEREOF, the undersigned have executed this Amendment to the Amended Declaration of Protective Covenants for North Elk Meadows Filing II the effective date first above written.

Mary J. Bolamperti

John F. Bolamperti

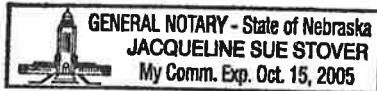
LOT 7

STATE OF Nebraska)
County of Douglas)ss.

The foregoing was acknowledged before me this 21st day of March, 2005, by Jacqueline Sue Stover

Witness my hand and official seal.

My commission expires: 10-15-2005



Jacqueline Sue Stover
Notary Public



558360

Page: 4 of 22
09/20/2005 11:41A
D 0.00

S Dominguez Gunnison Cty Co 539 R 111.00

IN WITNESS WHEREOF, the undersigned have executed this Amendment to the Amended Declaration of the Protective Covenants for North Elk Meadows Filing II the effective date first above written.

R Weiler

151 Sandpiper Trail Gunnison

LOT 8

STATE OF Colorado

County of Gunnison



The foregoing was acknowledged before me this 18th day of March 2005, by CHARLES WEIDEN

Witness my hand and official seal.

My commission expires: 6/21/08

Sherry Pecaric
Notary Public



558360

Page: 5 of 22
09/20/2005 11:41A

S Dominguez Gunnison Cty Co 539 R 111.00 D 0.00

IN WITNESS WHEREOF, the undersigned have executed this Amendment to the Amended Declaration of Protective Covenants for North Elk Meadows Filing II the effective date first above written.

Natalie T Ehmser

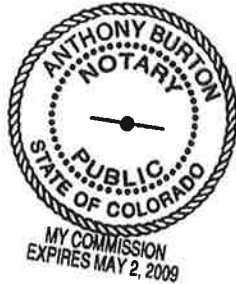
LOT 9

STATE OF Colorado)
County of Gunnison)ss.

The foregoing was acknowledged before me this 26 day of Aug, 2005, by Natalie T Ehmser

Witness my hand and official seal.

My commission expires: May 2, 2009



Anthony Burton
Notary Public



558360

Page: 6 of 22
09/20/2005 11:41A

S Dominguez Gunnison Cty Co 539 R 111.00 D 0.00

IN WITNESS WHEREOF, the undersigned have executed this Amendment to the Amended Declaration of Protective Covenants for North Elk Meadows Filing II the effective date first above written.

John T. Morrissey
Colleen B. Hanson

LOT 10

STATE OF Colorado)
County of Gunnison) ss.



The foregoing was acknowledged before me this 4th day of April, 2005 by John T. Morrissey & Colleen Hanson

Witness my hand and official seal.

My commission expires: _____ My Commission Expires: September 4, 2005

Allison D. West
Notary Public



558360

Page: 7 of 22
09/20/2005 11:41A

S Dominguez Gunnison Cty Co 539 R 111.00 D 0.00

IN WITNESS WHEREOF, the undersigned have executed this Amendment to the Amended Declaration of Protective Covenants for North Elk Meadows Filing II the effective date first above written.



[Handwritten signature]

[Handwritten signature]

LOT 11

My Commission Expires 08/03/08
STATE OF Colorado)
County of Gunnison)ss.

The foregoing was acknowledged before me this 30th day of March, 2005, by

Witness my hand and official seal.

My commission expires: August 3, 2008

[Handwritten signature: Susan M. Edmiston]

Notary Public



558360

Page: 8 of 22

09/20/2005 11:41A

S Dominguez Gunnison Cty Co 539 R 111.00 D 0.00

IN WITNESS WHEREOF, the undersigned have executed this Amendment to the Amended Declaration of Protective Covenants for North Elk Meadows Filing II the effective date first above written.

Nancy E. Platt

Patricia A. Platt

LOT 12

STATE OF Colorado)
County of Boulder)ss.

The foregoing was acknowledged before me this 30th day of March, 2005, by Nancy E. Platt, Patricia A. Platt.

Witness my hand and official seal.

My commission expires: 4-27-07



Cheryl W. Zingley
Notary Public



558360

Page: 9 of 22
09/20/2005 11:41A

S Dominguez Gunnison Cty Co 539 R 111.00 D 0.00

IN WITNESS WHEREOF, the undersigned have executed this Amendment to the Amended Declaration of Protective Covenants for North Elk Meadows Filing II the effective date first above written.

Jalla Rindries

LOT 13

STATE OF Colorado)
County of Gunnison)ss.

The foregoing was acknowledged before me this 29 day of Aug, 2005, by

Witness my hand and official seal.

My commission expires: 11-14-06



Judy A. Brown
Notary Public



558360

Page: 10 of 22
09/20/2005 11:41A

S Dominguez Gunnison Cty Co 539 R 111.00 D 0.00

IN WITNESS WHEREOF, the undersigned have executed this Amendment to the Amended Declaration of Protective Covenants for North Elk Meadows Filing II the effective date first above written.

Jeffrey A. Walker, Patricia A. Walker

LOT 14

STATE OF Colorado)
County of Gunnison) ss.

The foregoing was acknowledged before me this 25th day of Aug., 2005, by Jeffrey A. Walker + Patricia A. Walker.

Witness my hand and official seal.

My Commission Expires: September 4, 2009



Allison D. West
Notary Public



558360

Page: 11 of 22
09/20/2005 11:41A

S Dominguez Gunnison Cty Co 539 R 111.00 D 0.00

IN WITNESS WHEREOF, the undersigned have executed this Amendment to the Amended Declaration of Protective Covenants for North Elk Meadows Filing II the effective date first above written.

[Signature] *Mary Cunningham*

LOT 15

STATE OF Colorado)
County of Gunnison)ss.

The foregoing was acknowledged before me this 29th day of Aug., 2005, by Daryl Cunningham & Mary Cunningham.

Witness my hand and official seal.

My commission expires: _____ My Commission Expires: September 4, 2009



Allison D West
Notary Public



558360

Page: 12 of 22
09/20/2005 11:41A

S Dominguez Gunnison Cty Co 539 R 111.00 D 0.00

IN WITNESS WHEREOF, the undersigned have executed this Amendment to the Amended Declaration of Protective Covenants for North Elk Meadows Filing II the effective date first above written.

Donald A. Kewald

LOT 17

STATE OF COLORADO)
County of Gunnison)ss.

The foregoing was acknowledged before me this 25 day of MARCH, 2005, by Ronald D. Musick

Witness my hand and official seal.

My commission expires: 01-13-2007

Ronald D. Musick
Notary Public



 **558360**
Page: 13 of 22
09/20/2005 11:41A
S Dominguez Gunnison Cty Co 539 R 111.00 D 0.00

IN WITNESS WHEREOF, the undersigned have executed this Amendment to the Amended Declaration of Protective Covenants for North Elk Meadows Filing II the effective date first above written.

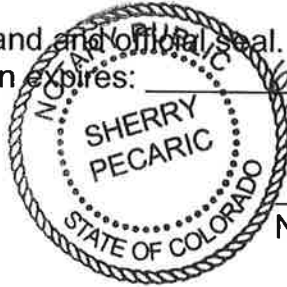
Gordon T. Moore, Taxider

LOT 18

STATE OF Colorado)
County of Gunnison) ss.

The foregoing was acknowledged before me this 25th day of March, 2005, by GORDON T. MOORE

Witness my hand and official seal.
My commission expires: 6/21/08



Sherry Pecaric
Notary Public



558360
Page: 14 of 22
09/20/2005 11:41A
S Dominguez Gunnison Cty Co 539 R 111.00 D 0.00

IN WITNESS WHEREOF, the undersigned have executed this Amendment to the Amended Declaration of Protective Covenants for North Elk Meadows Filing II the effective date first above written.

W.L. B. Baca

LOT 19

STATE OF Colorado)
County of Gunnison)ss.

The foregoing was acknowledged before me this 30th day of March, 2005, by William Bradley Baca

Witness my hand and official seal.

My commission expires: May 12, 2008



Chelsea K. Spitzer
Notary Public



558360

Page: 15 of 22
09/20/2005 11:41A

S Dominguez Gunnison Cty Co 539 R 111.00 D 0.00

IN WITNESS WHEREOF, the undersigned have executed this Amendment to the Amended Declaration of Protective Covenants for North Elk Meadows Filing II the effective date first above written.

[Signature]

Jim Leek

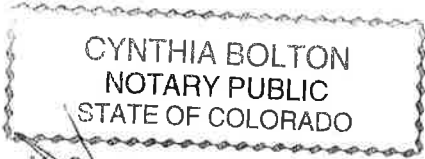
LOT 20

STATE OF Colorado)
County of Gunnison)ss.

The foregoing was acknowledged before me this 5th day of April, 2005, by Nancy and Jim Leek

Witness my hand and official seal.
My commission expires: 5/20/2006

Cynthia Bolton
Notary Public



My Commission Expires 05/20/2006



558360

Page: 16 of 22
09/20/2005 11:41A
D 0.00

S Dominguez Gunnison Cty Co 539 R 111.00

IN WITNESS WHEREOF, the undersigned have executed this Amendment to the Amended Declaration of Protective Covenants for North Elk Meadows Filing II the effective date first above written.

Robert Lodato
Gerardine A Lodato

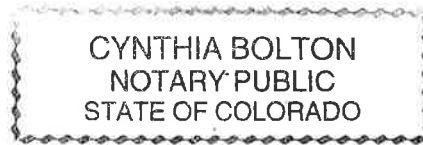
LOT #21

STATE OF colorado)
County of Gunnison)ss.

The foregoing was acknowledged before me this 31st day of August, 2005, by Robert Lodato and Gerardine A Lodato

Witness my hand and official seal.
My commission expires: 5/20/2006

Cynthia Bolton
Notary Public



My Commission Expires 05/20/2006



558360

Page: 17 of 22
09/20/2005 11:41A
D 0.00

S Dominguez Gunnison Cty Co 539 R 111.00

IN WITNESS WHEREOF, the undersigned have executed this Amendment to the Amended Declaration of Protective Covenants for North Elk Meadows Filing II the effective date first above written.

Kenneth W. DeForest

Susan K. DeForest

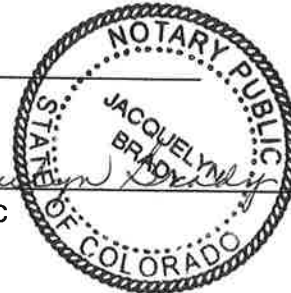
LOT 22

STATE OF Colorado)
County of Gunnison)ss.

The foregoing was acknowledged before me this 31 day of March, 2005, by Kenneth & Susan De Forest

Witness my hand and official seal.
My commission expires: 10-12-2007

Jacquelyn Bradley
Notary Public



558360

Page: 18 of 22
09/20/2005 11:41A
D 0.00

S Dominguez Gunnison Cty Co 539 R 111.00

IN WITNESS WHEREOF, the undersigned have executed this Amendment to the Amended Declaration of Protective Covenants for North Elk Meadows Filing II the effective date first above written.



Vivian Daniels

Shirley R. Daniels

LOT 23

STATE OF Colorado)
County of Gunnison)ss.

The foregoing was acknowledged before me this 23 day of March, 2005, by Vivian Daniels and Shirley R. Daniels

Witness my hand and official seal.
My commission expires: 2-17-2008

Stephanie Juneau
Notary Public



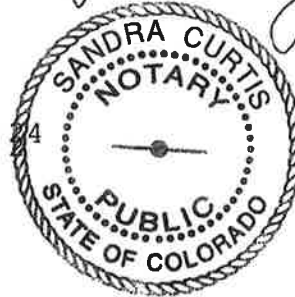
558360

Page: 19 of 22
09/20/2005 11:41A

S Dominguez Gunnison Cty Co 539 R 111.00 D 0.00

IN WITNESS WHEREOF, the undersigned have executed this Amendment to the Amended Declaration of Protective Covenants for North Elk Meadows Filing II the effective date first above written.

Brenda L Creitz



LOT 24

STATE OF Colorado)
County of Gunnison)ss.

The foregoing was acknowledged before me this 27 day of August, 2005, by Brenda L - Creitz

Witness my hand and official seal. My Commission Expires
My commission expires: 03/26/2008

Sandra Curtis
Notary Public



558360

Page: 20 of 22
09/20/2005 11:41A
D 0.00

S Dominguez Gunnison Cty Co 539 R 111.00

IN WITNESS WHEREOF, the undersigned have executed this Amendment to the Amended Declaration of Protective Covenants for North Elk Meadows Filing II the effective date first above written.

[Signature], Joanne Kahn

LOT 25

STATE OF Colorado)
County of Gunnison)ss.

The foregoing was acknowledged before me this 31st day of Aug, 2005, by Timothy Kahn and Joanne Kahn

Witness my hand and official seal.

My commission expires: 7-2-2006



Michelle Dominguez
Notary Public



558360

Page: 21 of 22
09/20/2005 11:41A
D 0.00

S Dominguez Gunnison Cty Co 539 R 111.00

IN WITNESS WHEREOF, the undersigned have executed this Amendment to the Amended Declaration of Protective Covenants for North Elk Meadows Filing II the effective date first above written.

[Handwritten signatures]

LOT 26

STATE OF Colorado)
County of Gunnison)ss.

The foregoing was acknowledged before me this 31st day of Aug, 2005, by Timothy Kahn & Joanne Kahn

Witness my hand and official seal.

My commission expires: 7-2-2006



[Handwritten signature: Michelle Dominguez]
Notary Public



558360

Page: 22 of 22
09/20/2005 11:41A
D 0.00

S Dominguez Gunnison Cty Co 539 R 111.00