

18 month
Condominium §
Landscape

SEVENTH AMENDMENT TO THE
AMENDED AND RESTATED DECLARATION OF
COVENANTS, CONDITIONS AND RESTRICTIONS FOR
BATTLEMENT MESA

THIS AMENDMENT is made this 19th day of May, 2009.

RECITALS

A. The Battlement Mesa Service Association ("Association") is the Association named and referred to in the Amended and Restated Declaration of Covenants, Conditions and Restrictions for Battlement Mesa, recorded on August 31, 1991, at Reception Number 426419, in the records of the Clerk and Recorder of Garfield County, Colorado ("Declaration"), as amended by the First through Sixth Amendments to the Amended and Restated Declaration of Covenants, and the Supplemental Declaration to the Amended and Restated Declaration of Covenants, Conditions and Restrictions for Battlement Mesa Applicable Only to Willow Creek Village, Section One; Battlement Creek Village, Section One; and Stone Ridge Subdivision Properties.

B. Pursuant to Article XI, Section 11.2 of the Declaration, the Declaration may be amended upon the approval of Delegates representing at least 2/3 of the voting power of Members of the Service Association at a duly constituted meeting of the Delegates.

C. The undersigned, being the President and Secretary of the Association, hereby certify that Delegates representing at least 2/3 of the voting power of the Members of the Service Association have approved this Amendment as required under Article XI, Section 11.2 of the Declaration and that the recorded copy of this Amendment shall be placed in the Association's corporate records and shall be available for review and inspection upon request.

D. The Delegates within the Battlement Mesa Community desire to amend certain provisions of the Declaration by virtue of this Seventh Amendment to the Amended and Restated Declaration of Covenants, Conditions and Restrictions for Battlement Mesa ("Seventh Amendment").

NOW THEREFORE,

1. Amendments. The Declaration, as amended by the Sixth Amendment to the Amended and Restated Declaration of Covenants, Conditions and Restrictions for Battlement Mesa, is hereby amended as follows:

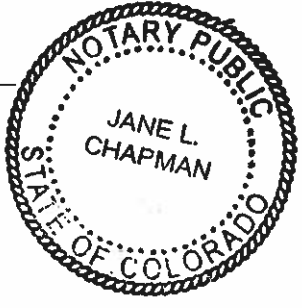
- (a) Repeal and Restatement, Article VIII, Section 8.26 is hereby repealed in its entirety and the following Article VIII, Section 8.26 is substituted:

STATE OF COLORADO)
)
COUNTY OF Garfield) ss.

The foregoing was acknowledged before me this 20th day of May, 2009, by Ronald Schelling, as Secretary of the Battlement Mesa Service Association, a Colorado nonprofit corporation.

Witness my hand and official seal.
My commission expires: 11/13/2012.

Jane L. Chapman
Notary Public



After Recording Return To:

Battlement Mesa Service Association
PO Box 6006
Battlement Mesa, CO 81636