

SUPPLEMENTAL DECLARATION FOR THE ANNEXATION OF PROPERTIES TO THE BATTLEMENT MESA SERVICE ASSOCIATION

This Supplemental Declaration for the Annexation of Properties to the Battlement Mesa Service Association is made by Battlement Mesa Partners as the Declarant under the Amended and Restated Declaration of Covenants, Conditions and Restrictions for Battlement Mesa the day and year hereinafter set forth.

WITNESSETH:

THAT, WHEREAS, a certain Declaration of Covenants, Conditions and Restrictions for Battlement Mesa was recorded on October 15, 1981, in Book 583 at Page 456 as Reception No. 320285, in the records of the office of the Clerk and Recorder of Garfield County, Colorado, as amended or supplemented from time to time (collectively, the "Original Declaration"), which authorized formation of the master Battlement Mesa Service Association (the "Service Association"); and

WHEREAS, a certain Amended And Restated Declaration Of Covenants, Conditions And Restrictions for Battlement Mesa was recorded on August 13, 1991, in Book 811 at Page 09 as Reception No. 426419, in the records of the office of the Clerk and Recorder of Garfield County, Colorado, as amended or supplemented from time to time (collectively, the "Amended and Restated Declaration"), which authorized the complete merger of various community associations within Battlement Mesa under the master Service Association, and, by merger, rescinded and replaced the Original Declaration; and,

WHEREAS, under Article II, Section 2.3, of the Amended and Restated Declaration, the Declarant reserved the right to annex to the Service Association certain additional real property as evidenced by recording a Supplemental Declaration, which Supplemental Declaration may impose supplemental covenants, conditions and restrictions on the annexed property; and

WHEREAS, the following described properties are eligible for annexation into the Service Association, to-wit:

Parcel 1: Blocks 1 and 2 and Common Area Tracts A, B, C and
 D, The Fairways Villas Subdivision, according to the
 plat thereof recorded in Garfield County, State of
 Colorado



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of 3 R 16.00 D 0.00 GARFIELD COUNTY CO

Annexation of Parcel 1 above described ratified, approved and confirmed this 19th day of April, 1999.

WITT AND ASSOCIATES, LLC

By *Richard L. Witt*
Richard L. Witt, Manager

STATE OF COLORADO)
) ss.
COUNTY OF GARFIELD)

The foregoing instrument was acknowledged before me this 19th day of April, 1999, by Richard L. Witt as Manager of Witt and Associates, LLC.

My commission expires: 11-16-99

Witness my hand and official seal.

James D. Chapman
Notary Public

