

190

**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**

THIS AMENDMENT is made this 26th day of March, 2002.

RECITALS

A. Battlement Mesa, Inc., a Delaware corporation, and Pulte Home Corporation, a Delaware corporation, created the Battlement Mesa community (the "Service Association Area") by recording a Declaration of Covenants, Conditions and Restrictions of Battlement Mesa in the real property records of Garfield County, State of Colorado at Reception No. 320285, Book 583, Page 456 on October 15, 1981, as amended by an Amended and Restated Declaration of Covenants, Conditions and Restrictions for Battlement Mesa recorded August 13, 1991 in the real property records of Garfield County, State of Colorado at Reception No. 426419 in Book 811 at Page 09, and the First Amendment to the Amended and Restated Declaration of Covenants, Conditions and Restrictions for Battlement Mesa recorded November 21, 2001 in the real property records of Garfield County, State of Colorado at Reception No. 592295 in Book 1305 at Page 86 (the "Declaration").

B. Pursuant to Article VIII, Section 8.16(b) of the Declaration, a majority of all Members within any Delegate Area within the Service Association Area may elect to impose additional restrictions and prohibitions related to parking and storage of vehicles within such Delegate Area which supercede the restrictions set forth in Article VII, Section 8.16(a).

C. The undersigned, being the President and Secretary of the Association, hereby certify that the approval of a majority of Members within the Delegate Areas of Willow Creek Village, Section One; Battlement Creek Village, Section One; and Stone Ridge Subdivision to impose additional restrictions and prohibitions related to parking and storage of vehicles within Willow Creek Village, Section One; Battlement Creek Village, Section One; and Stone Ridge Subdivision has been obtained at duly constituted meetings of the Service Association as required under Article VIII, Section 8.16(b) of the Declaration, and that the approvals, along with the recorded copy of this Supplemental Declaration shall be placed in the Battlement Mesa Service Association's corporate records and shall be available for review and inspection upon request.

D. As to the properties within the Willow Creek Village, Section One; Battlement Creek Village, Section One; and Stone Ridge Subdivision Delegate Areas, Article VIII, Section 8.16(a) of the Declaration is now superceded by the approved restrictions and prohibitions.

NOW THEREFORE,

I. As to all property located within the Willow Creek Village, Section One; Battlement Creek Village, Section One; and Stone Ridge Subdivision Delegate Areas, Article 8.16(s) of the Declaration shall read as follows:

Within the Delegate Areas of Willow Creek Village, Section One; Battlement Creek Village, Section One; and Stone Ridge Subdivision, no trailer, camping trailer, boat, boat accessories, trailer carrying recreation devices, snowmobiles, all-terrain vehicles, trucks or commercial vehicles larger than one (1) ton, recreational vehicles or similar vehicular equipment shall be parked or stored anywhere within Willow Creek Village, Section One; Battlement Creek Village, Section One; or Stone Ridge Subdivision unless such equipment or vehicle is parked or stored within a garage. The temporary expedience provisions of 8.16(a) will still apply.

II. No Other Amendments. Except as supplemented by the terms of this Amendment and previous Amendments, the Declaration shall remain in full force and effect.

IN WITNESS WHEREOF, this Supplemental Amendment is executed by the undersigned.

BATLEMENT MESA SERVICE ASSOCIATION, a Colorado nonprofit corporation

By: [Signature]
President

By: [Signature]
Secretary

STATE OF COLORADO)
)ss.
COUNTY OF Garfield)

The foregoing was acknowledged before me this 26th day of March, 2002, by William L. Nelson, as President of Battlement Mesa Service Association, a Colorado nonprofit corporation and by Sue Lancaster, as Secretary of Battlement Mesa Service Association, a Colorado nonprofit corporation.

Witness my hand and official seal.
My commission expires: 10/30/04

Return to:

Battlement Mesa Service Association
P.O. Box 6006
Battlement Mesa CO 81636

[Signature]
Notary Public

