

**AMENDMENT TO THE GENERAL DECLARATION
FOR THE ALDASORO RANCH**

THIS AMENDMENT TO THE GENERAL DECLARATION FOR THE ALDASORO RANCH (“**Declaration Amendment**”), made effective as of May 31, 2016 (“**Effective Date**”), is made by The Aldasoro Ranch Homeowners Company, a Colorado nonprofit corporation (“**HOC**”). The HOC hereby states as follows:

1. The Aldasoro Ranch PUD/Subdivision (“**Community**”) exists in accordance with the following described documents (“**Aldasoro Ranch Governing Documents**”):

(a) General Declaration for the Aldasoro Ranch, recorded on August 5, 1991 in Book 480 at page 817; First Supplement recorded on April 9, 1992 in Book 490 at page 413; Second Supplement recorded on May 15, 1992 in Book 492 at page 149; First Amendment recorded on May 15, 1992 in Book 492 at page 152; Third Supplement recorded on January 29, 1993 in Book 505 at page 322; Fourth Supplement recorded on April 25, 1995 in Book 545 at page 70; Second Amendment recorded on August 6, 1996 in Book 565 at page 783; Third Supplement to Declaration recorded on January 29, 1993 in Book 505 at page 322; and Fourth Supplement to Declaration recorded on April 25, 1995 in Book 545 at page 70, as may be further amended or supplemented from time to time (“**Declaration**”);

(b) Final Plat for Aldasoro Ranch Filing No. 1, recorded on August 5, 1991 in Plat Book 1 at page 1153; Final Plat for Aldasoro Ranch Filing No. 2, recorded on January 29, 1993 in Plat Book 1 at page 1406; Final Plat for Aldasoro Ranch Filing No. 3, recorded on April 25, 1995 in Plat Book 1 at page 1830 as further amended or supplemented; and PUD Plat Amendment recorded on January 11, 2011 in Plat Book 1, Page 4431 Reception No. 416228, as may be further amended or supplemented from time to time (“**Plat**”); and

(c) The Articles of Incorporation and the Bylaws for The Aldasoro Ranch Homeowners Company, a Colorado nonprofit corporation.

2. The Community consists of certain platted residential lots (“**Lots**”), each separately owned by a “**Lot Owner**”, and certain “**Open Space Parcels**” or “**Common Areas**”, roads and other infrastructure, owned, operated, managed and maintained by the HOC. The Lots and Open Space Parcels are as depicted and described in the Aldasoro Ranch Governing Documents.

3. Development of the Community was authorized pursuant to certain land use approvals granted by San Miguel County, Colorado (“**County**”), including, without limitation, a certain Planned Unit Development for Aldasoro Ranch (“**Aldasoro Ranch PUD**”), evidenced by certain resolutions, plats and agreements, including, without limitation, the following (“**Aldasoro Ranch PUD Approvals**”):

(a) BOCC Resolution #1991-06 recorded February 8, 1991 in Book 474, Page 850;

(b) The First Technical Amendment thereto recorded March 21, 1991 in Book 475 at page 860;

(c) BOCC Resolution #1992-73, recorded January 7, 1993 in Book 504 at page 230, inclusive of a certain Aldasoro Ranch PUD Agreement attached thereto, Amendment to the Aldasoro Ranch PUD Agreement recorded on January 11, 2011 in Reception No. 416227 (collectively “**Aldasoro Ranch PUD Agreement**”);

- 416225; (d) BOCC Resolution 2010-17 recorded on January 11, 2011 in Reception No.
416226. (e) BOCC Resolution 2010-30 recorded on January 11, 2011 in Reception No.
- (f) Final Plat for Aldasoro Ranch Filing No. 1, recorded on August 5, 1991 in Plat Book 1 at page 1153;
- (g) Final Plat for Aldasoro Ranch Filing No. 2, recorded on January 29, 1993 in Plat Book 1 at page 1406;
- (h) Final Plat for Aldasoro Ranch Filing No. 3, recorded on April 25, 1995 in Plat Book 1 at page 1830 as further amended or supplemented; and
- (i) PUD Plat Amendment recorded on January 11, 2011 in Plat Book 1, Page 4431 Reception No. 416228

4. The Aldasoro Ranch Governing Documents and Aldasoro Ranch PUD Approvals, including the Aldasoro Ranch PUD Agreement, specifically precluded the presence of dogs in the Community, which restrictions are collectively referred to as the “**Dog Restrictions.**”

5. Specifically, Section 7.9 of the Declaration currently states and provides as follows:

Restriction on Animals: No animals shall be kept within The Aldasoro Ranch which bother or constitute a nuisance to other owners. Nothing to the contrary withstanding, no dogs shall be allowed anywhere in The Aldasoro Ranch at any time. No horse may be kept on any Site or Open Space/Recreation Tract, easements and portions of Open Space/Recreation Tracts explicitly designated by the Homeowners Company. The owner of any horse kept or ridden within The Aldasoro Ranch shall immediately remove all horse droppings to a proper receptacle located on a Site within The Aldasoro Ranch without the written approval of the Homeowners Company.

6. The HOC has submitted its application with the County seeking to amend the Aldasoro Ranch PUD Approvals to eliminate the Dog Restrictions as drafted and to allow the presence of dogs in the Community, which has been granted by the County, subject to conditions as reflected in (a) that certain BOCC Resolution #2016- 5, recorded on JULY 12, 201 6 in Reception No. 443143 (“**Aldasoro Ranch PUD Approvals Amendment Resolution**”) and an Amendment to the Aldasoro Ranch PUD Agreement recorded on JULY 12, 201 6 in Reception No. 443144. The County approvals allowing dogs was conditioned upon the HOC adoption of and adherence to certain “Rules, Regulations, Policies and Procedures of Aldasoro Ranch, a Planned Unit Development (Dog Control Regulations and Policies)” (“**Aldasoro Ranch Dog Regulations**”) and HOC and Lot Owner adherence and strict enforcement of such rules and regulations.

7. The HOC, with the requisite approval of the Lot Owners and San Miguel County, hereby amends and restates Section 7.9 of the Declaration, which, henceforth shall state and provide as follows:

Restriction on Animals: No animals shall be kept within The Aldasoro Ranch which bother or constitute a nuisance to other owners. No horse may be kept on any Site or Open Space/Recreation Tract, easements and portions of Open Space/Recreation Tracts explicitly designated by the Homeowners Company. The owner of any horse kept or ridden within The Aldasoro Ranch shall immediately remove all horse droppings to a proper receptacle located on a Site within The Aldasoro Ranch without the written approval of the Homeowners Company.

8. As a result of these amendments, Lot Owners may have dogs while in the Community, subject to the strict compliance with and enforcement of the Aldasoro Ranch Dog Regulations, as may be modified from time to time. The HOC is authorized, empowered and directed to monitor and enforce strict compliance with the Aldasoro Ranch Dog Regulations. The Aldasoro Ranch Dog Regulations are intended to be recorded simultaneously with the recordation of this Declaration Amendment.

9. This modification does not alter or affect any restrictions concerning the presence of dogs within the Sheep Ranch portion of Aldasoro Ranch to the extent covered and otherwise restricted by the Aldasoro Ranch Governing Documents and/or the Aldasoro Ranch PUD Approvals.

10. The requisite percentage of Lots Owners have executed certain written "**Owner Consents**" consenting to and authorizing and directing the Association to amend the Governing Documents as provided for in this Declaration Amendment, including the adoption of the Aldasoro Ranch Dog Regulations. The Owner Consents are attached to this Declaration Amendment as **Exhibit "A"**.

11. Consistent with the requirements of Section 9.14 of the Declarations, the San Miguel County, Colorado, a body corporate and politic, acting by and through its Board of County Commissioners ("**BOCC**") join in this Declaration Amendment to acknowledge and consent to the amended and restated provisions of Section 7.9 of the Declarations as provided for herein.

12. Except as amended by the terms of this Declaration Amendment, the Declaration and the Plat shall otherwise remain in full force and effect. Nothing contained herein shall otherwise change, waive, terminate, modify, supplement or annul any other provisions of the Declaration except as specifically provided for herein.

13. This Declaration Amendment shall become effective upon its recordation in the Official Records of Clerk and Recorder for San Miguel County, Colorado.

IN WITNESS WHEREOF, the HOC and the Declarant have each executed this Amendment as of the Effective Date.

**Aldasoro Ranch Homeowners Company,
a Colorado nonprofit corporation**

By: [Signature]

Date: 5/25/16

Printed Name: BANKS BROWN

Title: PRESIDENT ARHOC

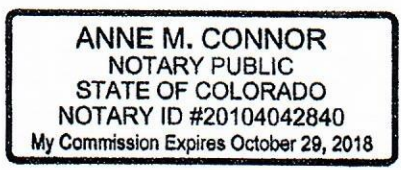
STATE OF COLORADO)
) ss.
COUNTY OF SAN MIGUEL)

Acknowledged, subscribed and sworn to before me this 25th day of May, 2016, by Banks Brown, the President of the Aldasoro Ranch Homeowners Company, a Colorado nonprofit corporation.

Witness my hand and official seal.

Anne M Connor
Notary Public

My commission expires: 10/29/18



BOCC

**SAN MIGUEL COUNTY, COLORADO:
BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF SAN MIGUEL,
STATE OF COLORADO**

By: Joan May

Date: 5/31/16

Printed Name: Joan May

Title: Chair

ATTEST: Carmen L. Warfield
Chief Deputy Clerk

STATE OF COLORADO)
) ss.
COUNTY OF SAN MIGUEL)

Acknowledged, subscribed and sworn to before me this 31st day of MAY, 2016, by JOAN MAY, as Chair of the Board of Commissioners of San Miguel County, Colorado, and by CARMEN L. WARFIELD, as Chief Deputy Clerk to the Board of County Commissioners of San Miguel County, Colorado.

Witness my hand and official seal.

Terry R. Adams
Notary Public

My commission expires: 3/12/2017

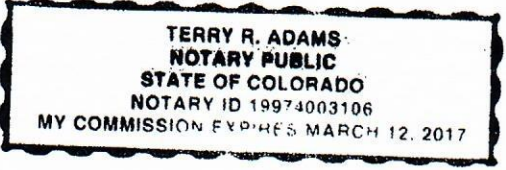


Exhibit "A"
(Lot Owner Consents)

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Owner Consents
all recorded with
Document at San Miguel County