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SAN MIGUEL COUNTY, CO
DORIS RUFFE CLERK-RECORDER
12-13-2006 08:37 AM Recording Fee \$26.00

**RECORDING REQUESTED BY
AND WHEN RECORDED RETURN TO:**

STEPHANIE L. FANOS
REED & FANOS
629 MT VILLAGE BLVD, 2C
MT VILLAGE, COLORADO 81435

SPACE ABOVE THIS LINE RESERVED FOR USE BY RECORDER

**SECOND SUPPLEMENT TO THE
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR
ELKSTONE**

**THIS SECOND SUPPLEMENT TO THE DECLARATION OF COVENANTS,
CONDITIONS, AND RESTRICTIONS FOR ELKSTONE ("Second Supplemental
Declaration")** is made this 30th day of November, 2006, by Elk Lake Properties, LLC, a
Colorado limited liability company, hereinafter referred to as Declarant.

WHEREAS, on May 16, 2003, Declarant executed and recorded: (1) the Declaration of
Covenants, Conditions and Restrictions for Elkstone in the records of the Clerk and Recorder for
San Miguel County, Colorado at Reception Number 357307, and (2) the Elkstone Common
Interest Community Map in the records of the Clerk and Recorder for San Miguel County,
Colorado, in Plat Book 1, Page 3138 at Reception Number 357310;

WHEREAS, on July 11, 2005, Declarant executed and recorded: (1) the First Supplement
to the Declaration of Covenants, Condition and for Elkstone in the records of the Clerk and
Recorder for San Miguel County, Colorado at Reception Number 376074, and (2) the First
Supplemental Map to Elkstone Common Interest Community Map in the records of the Clerk
and Recorder for San Miguel County, Colorado, in Plat Book 1, Page 3484 at Reception Number
376075;

WHEREAS, Articles 3 and 16 of the Declaration provide for certain development rights
and special Declarant Rights including the right to add and create additional Units and Common
Elements.

NOW THEREFORE Declarant does hereby publish and declare that:

1. **CREATION OF ADDITIONAL UNITS AND COMMON ELEMENTS.**
Pursuant to certain rights reserved to Declarant as set forth in Section 3.1(b) and 16.3, Declarant
hereby adds three (3) additional Units and certain additional Common Elements and Limited
Common Elements to Elkstone ("**Community**"), which additional Units, Common Elements and
Limited Common Elements are shown, depicted and designated on the Second Supplemental
Map described below. The additional Units and their respective square footages are identified in
Exhibit "A" attached hereto and incorporated herein by this reference. Immediately upon the
recording of the Second Supplemental Map and this Second Supplemental Declaration, the total

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267 5

EXHIBIT A
ADDITIONAL UNITS CREATED AND ADDED

Unit	Square Footage
1	3,901
2	3,892
3	4,690

**AMENDED AND RESTATED
EXHIBIT B
ALLOCATED INTERESTS**

UNIT	SQUARE FOOTAGE	ALLOCATED INTEREST
1	3,901	14.2%
2	3,892	14.1%
3	4,690	17.0%
4	3,874	14.1%
5	3,864	14.0%
6	3,602	13.1%
7	3,714	13.5%
Total	27,537	100%

CERTIFICATE OF COMPLETION

I, Dan Hunter, an architect licensed under the laws of the State of Colorado, do hereby certify pursuant to C.R.S. § 38-33.3-201(2) that all structural components of all buildings containing or comprising any units created by the Second Supplemental Declaration for Elkstone and the Second Supplemental Map of Elkstone are substantially completed.

Dan Hunter
Dan Hunter
License No. B2223

Date: 11-16-06

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

Dan Hunter

The foregoing Certificate of Completion was acknowledged before me by the Dan Hunter on the 16th day of November 2006.

Witness my hand and official seal.

My commission expires: 5-21-10

[Signature]
Notary Public

