CERTIFICATE OF OWNERSHIP, DECLARATIONS, RESERVATIONS AND DEDICATIONS (cont.)

ASSOCIATION: ELKSTONE OWNERS ASSOCIATION, INC., a Colorado nonprofit corporation (by and an its own behalf and the Owners, as directed and authorized at the approving Meeting)

Colorado nonprofit
entity charged with
entity charged with
mon Elements of the
designated party
executing, delivering
the Owners, hereby

Mark Kline, President

CKNOWLEDGMENT

ership interests in the ommunity (the

mon Interest corder for San

is legally described,

county of Son miguel) State of Colorado

This First Amended Map was acknowledged before me by Mork Kline, as President of ELKSTONE OWNERS ASSOCIATION, INC., a Colorado nonprofit

on the 29th day of September, 2011.

My commission expires: 2.22.2013 Witness my hand and official seal.

16. 2003 under
Supplement to bene
\$78074; (i) Second
n no. 388595; (fii)
7 of Reception No.
24.6a (collective);
seconded May 16,
No. 357310, as
No. 357310,



SURVEYOR'S CERTIFICATE

I, Jeffrey C. Haskell, being a Registered Land Surveyor in the State of Colorado, do hereby cartify that this map and survey of FRST MERUED MAP TO ELKSTOME COMMON MITEREST COMMUNITY MAP ("the "Frest Amended Map ")()) was made under my direct supervision, responsibility and checking (ii) is true and occurate to the best of my knowledge and belief (iii) is clear and legible (iv) contains all the information required by C.R.S. 38–33.3–208. er, 2011.

Dated this

State of Colorado. fit of the above

xtent the same orado Statutes; and

Jeffrey C. Haskel

PLS 37970

d recorded in the he terms and to the Declaration

ATTORNEY'S OPINION:

i, Douglas R. Tueller, being an Attorney—at—Law duly licensed to practice before the Courts of record in the State of Colorado and representing the Sumfilling Declarant, hereby certify that I have examined the title to the Lands shown on this 1st Amended Map and that the title to the lands shown on the subject to the rights of Submitting Declarant described hereon and is free and clear of all encumbrances, liens, taxes and special assessments except as follows: (f) 2011 real property taxes assessed but not yet due or payable and (fi) those matters reflected in the Official Records.

Dated this 29th day of September,

Douglas R. Tueller Attorney at Law Registration No. 12958

capitalized terms forth in the

ther empowered, ion to execute, irst Amended Map

ial Records of both woved, directed and s at a duly-covened (the "Approving

ns of voting rights, urther depicted Map hereby ratifies, ittal of all the Units Condominium

> TOWN OF MOUNTAIN **NOT TO SCALE** VICINITY MAP

SITE

107 600A

2. The following abbreviations are used in this First Amended Map:

Easement research from Fidelity National Title Company, Commitment No. 515-F0375837-398-SD4, dated September 23, 2011 at 7:00 A.M.

LCE - Limited Common Element GCE - General Common Element

Townhome Units - Units 1-7, inclusive

Elkstone 21 Units - Units 8-29, inclusive

CE Elkstone 21 Units — Limited Common Element to all Units 8—29.

LCE Townhome Units - Limited Common Element to all Units 1-7, inclusive

The Community is subject to the terms and conditions of the Declaration and Map, as amended by this First Amended Map and Declaration, all as described as amended and modified by hereon.

4. NOTICE: According to Colorado law you must commence any legal action based upon adefect in this survey within three years after you first discover such defect in no event may any action based upon any defect in the survey reflected by this First Amended Map be commenced more than ten years from the date of the certification above haveon.

5. BASIS OF BEARINGS: The northwesterly line of Lot 600A and the Community assumed to bear N51:20'14'E between the monuments

6. The use of all Units shall be in conformity with all applicable Town Land Use Ordinance provisions and specifically "Unit 29" shall be owned and occurpted in accordance with the Deed Restriction.

7. All of the Community and underlying property shown on this First Amended Map is benefited by the floot that it is located adjacent to or near a sking and reserving and seasociated ski and other trails and snow making and lift facilities and that such location represents a unique and desirable amenity that includes many year-raund activities. The topping activities are unicipated to generate unpredictable disturbance of light, noise, actors and snow making over-spury associated with snow graaming activities, sid once operations and trail maintenance. The occupants of all that in the Community (including those shown on this first Amended Map, or subsequent maps, and undisjude the forgoing disturbances from time-to-time. By accepting a deed to all or any portion of any Unit in the Community, the owner (for itself and its successors and assigns) acknowledges that such thit may be so affected and forever wrives, releases and relinquishes any right to contest, object to or make any claim for damages, nuisance or otherwise against Declarant, if it successors and assigns arising out of the forgoing activities or any disturbances caused thereby.

8. By accepting a deed to all or any portion of a Unit, the Owner thereof (for Itself and its successors and assigns) further hereby acknowledges and awareness of and assumes of itsk and responsibilities relating to any mud or debris flow, run off, drainage or snow related hazards affecting the Community and hereby releases, waives and forever discharges beclarant and its agents, consultants, representatives, successors and assigns from any liability or claims for any losses or damages to persons or property including personal injury or death that may result to said owner, its successors and assigns from the presence of any of the foregoing.

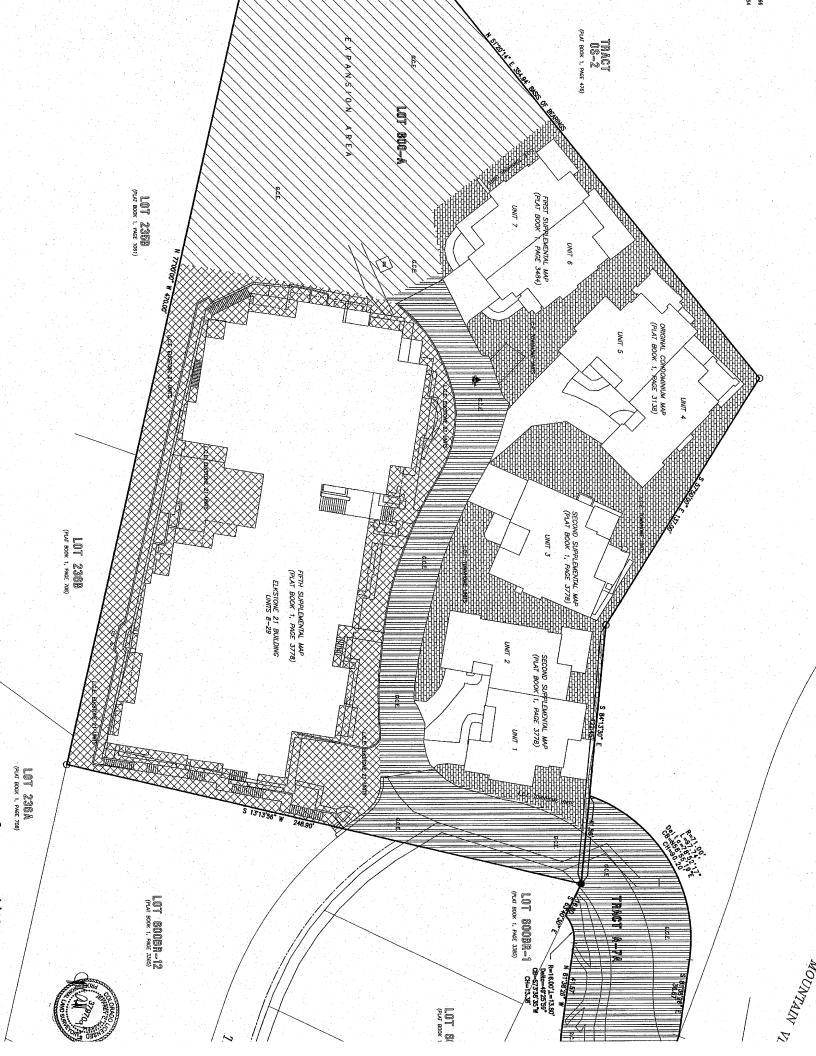
UNIT SPECIFIC ELKSTONE 21 L.C.E. CHA

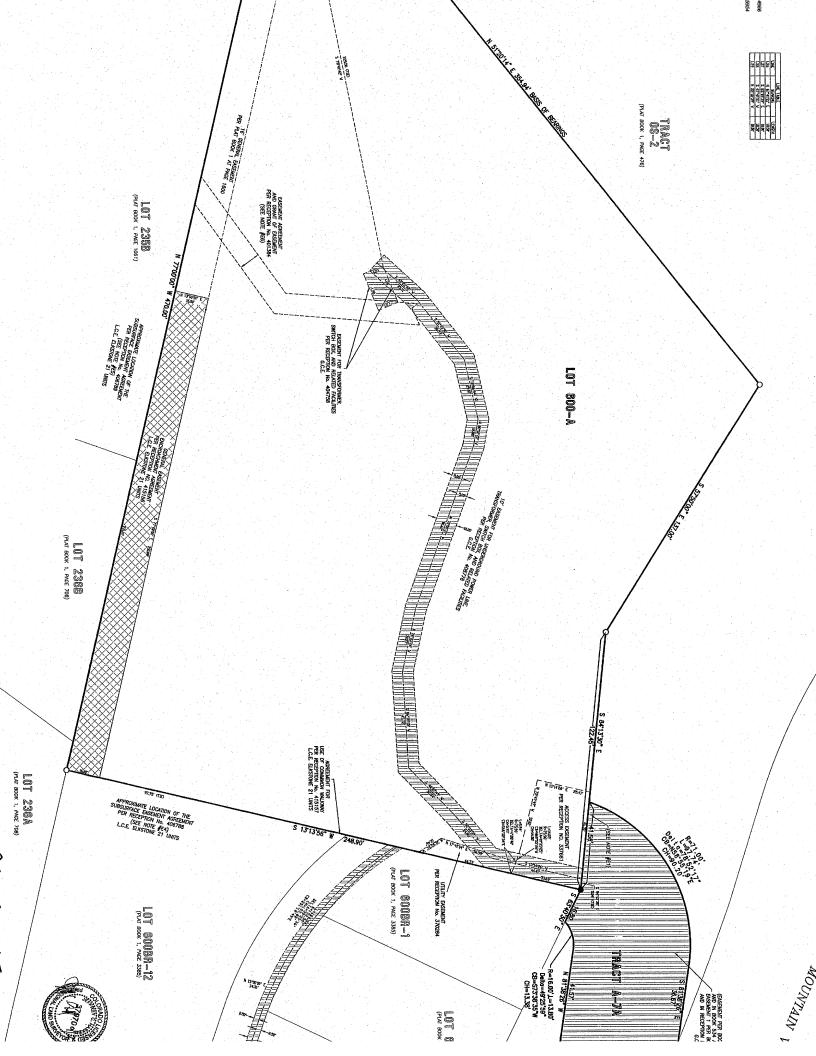
PARKING SPACE(S) SKI LOCKER

A 165 SQ.FT. B 160 SQ.FT. C 167 SQ.FT.		ARKING	PARKING UNIT AREAS UNIT AREA A 165 SQ.FT. B 160 SQ.FT. C 165 SQ.FT. C 165 SQ.FT.
--	--	--------	---



This First Amended Map was file this 42 Apr day of 1011 a. Plat Book #4 1519 4 1993.7 Reception No. 141993.7





FIRST LEVEL

CEILING HEIGHT (VERTICAL (APPURIENANT TO ALL UNI

DENOTES UPWARD SLOPING

DENOTES CHANGE IN CELL

H

 $\left| \cdot \right|$