

RECORDED AT 2 28 O'CLOCK P.M. APR 9 1993
 REC * 446154 MILDRED ALSDORF, COUNTY CLERK

SUPPLEMENTAL DECLARATION
 AND
 ANNEXATION TO BATTLEMENT MESA
 FOR
 MESA RIDGE PHASE II SUBDIVISION

THIS SUPPLEMENTAL DECLARATION AND ANNEXATION TO BATTLEMENT MESA FOR MESA RIDGE PHASE II SUBDIVISION is made and entered into by BATTLEMENT MESA PARTNERS, a Colorado general partnership ("Declarant"), on the date 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, Page 456, 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; 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, Page 09, 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community associations within Battlement Mesa under the master Battlement Mesa Service Association, and, by merger, rescinded and replaced the Original Declaration; and,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 certain additional real property as evidenced by recording of a Supplemental Declaration, which Supplemental Declaration may impose supplemental covenants, conditions and restrictions to the Annexed Property; and,

WHEREAS, that portion of Jack's Pocket Village Filing #5, of Delegate Area #3, has been resubdivided as Mesa Ridge Phase II Subdivision, which includes the creation

EXHIBIT ALEGAL DESCRIPTION, MESA RIDGE PHASE II SUBDIVISION

*A tract of land situated in Jack's Pocket Village Filing 5
A Part of the Ballement Mesa P.U.D., Section 17, Township 7
South, Range 95 West of the 6th Principal Meridian, Garfield
County, Colorado being more particularly described as
follows:*

*Beginning at a point on the west property line of said Jack's
Pocket Village Filing 5 whence the north 1/4 corner of said
Section 17 bears N 32-23-41 W 1271.67 feet, thence
N 22-00-00 E 108.00 feet; thence
331.89 feet along the arc of a curve to the right having a
radius of 1095.92 feet, a central angle of 17-21-06 and
subtending a chord bearing N 30-40-33 E 330.62 feet; thence
32.17 feet along the arc of a curve to the right having a
radius of 20.00 feet, a central angle of 92-08-55 and
subtending a chord bearing N 85-25-33 E 28.81 feet; thence
S 48-30-00 E 274.55 feet; thence
50.72 feet along the arc of a curve to the right having a
radius of 339.48 feet, a central angle of 8-33-37 and
subtending a chord bearing S 44-13-11 E 50.67 feet; thence
S 13-07-47 W 152.16 feet; thence
S 39-51-55 W 125.93 feet; thence
S 42-38-56 W 138.89 feet; thence
N 24-30-00 W 34.06 feet; thence
113.56 feet along the arc of a curve to the left having a
radius of 149.57 feet, a central angle of 43-30-05 and
subtending a chord bearing N 46-15-02 W 110.85 feet; thence
N 68-00-00 W 189.00 feet to the point of beginning.*

*Said parcel contains 3.48 acres more or less; have by these presents
laid out, platted, and subdivided the same into lots as shown
hereon and designate the same as Mesa Ridge Phase II Subdivision
in the County of Garfield, State of Colorado.*