RECEPTION#: 20160006218, 02/03/2016 at 07:48:56 AM, 1 OF 5, R \$31.00 TD Pgs: 0 Angela Myers, Clerk & Recorder, Larimer County, CO

### FOURTH AMENDMENT TO

## DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS FOR 2534 MASTER ASSOCIATION

This Fourth Amendment to Declaration of Covenants, Conditions, Restrictions and Easements for 2534 Master Association ("Fourth Amendment") is made effective as of the date recorded with the Clerk and Recorder of Larimer County, Colorado ("Clerk and Recorder").

#### Recitals

- A. The Declaration of Covenants, Conditions, Restrictions and Easements for 2534 Master Association was recorded with the Clerk and Recorder on June 16, 2005 at Reception No. 2005-0049299, and subsequently amended by the First, Second and Third Amendments to Declaration of Covenants, Conditions, Restrictions and Easements for 2534 Master Association recorded or to be recorded with the Clerk and Recorder, together with the First and Second Declarations of Annexation to 2534 Master Association recorded with the Clerk and Recorder (collectively, the "Declaration").
- B. Article 21.4 of the Declaration provides that it may be amended upon approval of the amendment by vote of Members of the 2534 Master Association, a Colorado nonprofit corporation ("Association") holding at least 67% of the voting power of the Association present in person or by proxy at a duly constituted meeting of the Members.
- C. As certified by the Association's President and Secretary on the Certification page attached to this Fourth Amendment, this Fourth Amendment has been approved by Association Members holding at least 67% of the voting power of the Association present in person or by proxy at a duly constituted meeting of the Members.

#### **Fourth Amendment**

- 1. The legal description of the Common Element included in Exhibit B to the Declaration is amended to specifically delete and exclude the real property described on **Exhibit** A, attached and incorporated by reference ("Outlot F Parcel"). As a result, the Outlot F Parcel is no longer part of the Common Element. However, the Outlot F Parcel shall remain otherwise subject to and encumbered by the Declaration.
- 2. Unless otherwise defined, capitalized words and phrases used in this Fourth Amendment are as defined in the Declaration.
- 3. Except as amended by this Fourth Amendment, all provisions of the Declaration remain in full force and effect.

[Signature page follows]

Dated: January 30th, 2016	2534 Master Association, a Colorado nonprofit corporation	
	By: hold Woller	,
ATTEST:	Todd Williams, Presi	dent
Nathan Gerrard, Secretary		
STATE OF COLORADO ) ss. COUNTY OF LARIMER )		
The foregoing instrument was acknown by Todd Williams, as President of 2534 Ma		
Witness my hand and official seal.		
My commission expires: Septenser 6, 201	Notary Public	TRAISON .
STATE OF COLORADO ) ) ss. COUNTY OF LARIMER )	JUSTIN M MORE HOTARY PUBLIC - STATE My Identification # 20 Expires September	OF COLORADÓ 034018574
The foregoing instrument was acknowledge to the second structure of 2534 Markov Nathan Gerrard, as Secretary Na		
Witness my hand and official seal.		
My commission expires: Lepton be 6, 2019	Fusto U. Mo Notary Public	vausor
	JUSTIN M MORF NOTARY PUBLIC - STATE	IISON OF COLORADO

My Identification # 20034018574 Expires September 8, 2019 RECEPTION#: 20160006218, 02/03/2016 at 07:48:56 AM, 3 OF 5, Angela Myers, Clerk & Recorder, Larimer County, CO

#### **CERTIFICATION**

The undersigned, being the President and Secretary of 2534 Master Association, a Colorado nonprofit corporation ("Association"), certify as follows:

- 1. Members of the Association holding at least 67% of the voting power of the Association present in person or by proxy at a duly constituted meeting of the Members have voted to amend the Declaration as set forth in the foregoing Fourth Amendment.
- 2. Todd Williams is the duly elected and acting President and Nathan Gerrard is the duly elected and acting Secretary of the Association. By proper corporate action of the Association, Todd Williams and Nathan Gerrard have been authorized to execute the foregoing Fourth Amendment.

Dated: January 30 14, 2016	
I fall Miller	-42
Todd Williams, President of 2534 Master	Nathan Gerrard, Secretary of 2534 Master
Association, a Colorado nonprofit corporation	Association, a Colorado nonprofit corporation
STATE OF COLORADO )	-
) ss.	
COUNTY OF LARIMER )	
The foregoing instrument was subscribed and sw 2016 by Todd Williams, as President of 2534 corporation.	rorn to before me this <b>30 <sup>1</sup></b> day of January, Master Association, a Colorado nonprofit
Witness my hand and official seal.	,
My commission expires: September 8,2019	Notary Public
STATE OF COLORADO ) ) ss.	JUSTIN M MORRISON NOTARY PUBLIC - STATE OF COLORADO My Identification # 20034018574
COUNTY OF LARIMER )	Expires September 8, 2019
The foregoing instrument was subscribed and sw 2016 by Nathan Gerrard, as Secretary of 2534 corporation.	forn to before me this 30th day of January, Master Association, a Colorado nonprofit

Witness my hand and official seal.

My commission expires: Sepher 8,2019

RECEPTION#: 20160006218, 02/03/2016 at 07:48:56 AM, 4 OF 5, Angela Myers, Clerk & Recorder, Larimer County, CO

# EXHIBIT A TO FOURTH AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS FOR 2534 MASTER ASSOCIATION

Legal Description and Map of Outlot F Parcel



#### **DESCRIPTION:**

A tract of land being a portion of Outlot F, 2534, located in the Northeast Quarter of Section 14, Township 5 North, Range 68 West of the 6th P.M., Town of Johnstown, County of Larimer, State of Colorado, and being more particularly described as follows:

Considering the South line of Outlot F as bearing South 89° 16' 47" West and with all bearings contained herein relative thereto:

**BEGINNING** at the Southeast corner of Outlot F; thence along the South line of said Outlot F, South 89° 16' 47" West, 1632.24 feet; thence departing said South line, North 00° 43' 13" West, 75.00 feet to the Southwest corner of Block 9, 2534, said point also being the North line of Outlot F; thence along said North line, North 89° 16' 47" East, 1633.51 feet to the East line of Outlot F; thence along said East line, South 00° 15' 12" West, 75.01 feet to the POINT OF BEGINNING.

The above described tract of land contains 122,465 square feet or 2.811 acres, more or less and is subject to all easements and rights-of-way now on record or existing.

LMS

January 18, 2016 S:\Survey Jobs\162-016\Dwg\Exhibits\162-016 Description.docx

EXHIBIT A con't - Legal Description and Map of Outlot F Parcel

