

FIFTH SUPPLEMENTAL DECLARATION TO BK 4100 PG 28
MASTER DECLARATION FOR REDLANDS MESA

THIS FIFTH SUPPLEMENTAL DECLARATION, effective this 13th day of February, 2006, is made and entered into by REDLANDS MESA, LLC, a Colorado Limited liability company (the "Declarant").

RECITALS

- A. By Master Declaration of Covenants, Conditions and Restrictions for Redlands Mesa recorded July 17, 2000 in Book 2730 at Page 66 in the Office of the Clerk and Recorder of Mesa County, Colorado, (the "Master Declaration"), Declarant created a Common Interest Community known as Redlands Mesa.
- B. Under Section 6.5 of the Master Declaration, Declarant reserved the right to annex to the Common Interest Community all or any part of the "Annexable Property" described in Section 2.3 of the Master Declaration.
- C. By First Supplemental Declaration to Master Declaration for Redlands Mesa recorded May 16, 2001 in Book 2851 at Page 9 of said records, Declarant annexed a portion of the Annexable Property to the Common Interest Community.
- D. By Second Supplemental Declaration to Master Declaration for Redlands Mesa recorded December 17, 2001 in Book 2982 at Page 820 of said records, Declarant annexed a further portion of the Annexable Property to the Common Interest Community.
- E. By Third Supplemental Declaration to Master Declaration for Redlands Mesa recorded December 18, 2003 in Book 3553 at Page 935 of said records, Declarant annexed a further portion of the Annexable Property to the Common Interest Community.
- F. By Fourth Supplemental Declaration to Master Declaration for Redlands Mesa recorded ~~December~~ ^{February} 23, 2006 in Book 4100 at Pages 22-27 of said records, Declarant annexed further portions of the Annexable Property to the Common Interest Community.
- G. Declarant desires by this Fifth Supplemental Declaration to annex to the Common Interest Community a further portion of the Annexable Property, consisting of twenty-five (25) additional Lots and certain other lands, and to amend the Master Declaration accordingly, and to reallocate the Allocated Interests of all Lot Owners in the Common Interest Community accordingly.

SUPPLEMENTAL DECLARATION

NOW, THEREFORE, for the purposes set forth in the Master Declaration, Declarant, for itself and its successors and assigns, hereby declares as follows:

1. The real property described on Exhibit A attached hereto and made a part hereof by this reference is hereby annexed to and made a part of the Common Interest Community known as Redlands Mesa. The property annexed by this Fifth Supplemental Declaration is hereinafter referred to as Redlands Mesa Filing 7.

2. The definition of "Common Interest Community" set forth in Section 2.14 of the Master Declaration is hereby amended by the addition thereto of Redlands Mesa Filing 7, and all of the lands within said Redlands Mesa Filing 7 are hereby made expressly subject to the Master Declaration and all covenants, conditions, restrictions, limitations, assessments, charges, servitudes, liens, reservations, exceptions, easements, privileges, rights and other provisions set forth therein, except as modified below.

3. With respect to Redlands Mesa Filing 7, Declarant expressly reserves to itself and its successors and assigns all of the rights set forth in Article 6 of the Master Declaration, as well as any other rights reserved by or to Declarant in the Master Declaration.

4. The Allocated Interests of all Lot Owners in the Common Interest Community are hereby reallocated as set forth in Exhibit B attached hereto and made a part hereof by this reference, and Exhibit A ("Allocated Interests") to the Master Declaration is hereby amended, replaced and superseded in its entirety by said attached Exhibit B.

5. The recorded easements and licenses appurtenant to or included in Redlands Mesa Filing 7 are set forth on Exhibit C attached hereto and made a part hereof by this reference.

IN WITNESS WHEREOF, Declarant has executed this Fifth Supplemental Declaration the day and year first above written.

DECLARANT: REDLANDS MESA, LLC, a Colorado limited liability company

By: Ronald D. Austin
Ronald D. Austin, Manager

STATE OF COLORADO)
) ss.
COUNTY OF Mesa)

The foregoing Fifth Supplemental Declaration was acknowledged before me this 13th day of February, 2006, by Ronald D. Austin as Manager of Redlands Mesa, LLC, a Colorado limited liability company.

Witness my hand and official seal.

My commission expires:

(SEAL)



Connie B. Whalen
Notary Public

My Commission Expires 01/24/2007

EXHIBIT A

LEGAL DESCRIPTION OF PROPERTY ANNEXED TO
COMMON INTEREST COMMUNITY BY
FIFTH SUPPLEMENTAL DECLARATION

Redlands Mesa Filing 7, according to the Final Plat of said Filing 7 recorded
February 23, 2006 in Plat Book 4100 at Pages 1-5 in the Office of the Clerk and
Recorder of Mesa County, Colorado.

EXHIBIT BALLOCATED INTERESTS
REDLANDS MESA (FILINGS 1, 2, 3, 4, 5, 6 AND 7)

<u>Lots or Units</u>	<u>Common Expense Liability</u>	<u>Vote</u>
<u>Filing 1:</u>		
Block 1, Lots 1-39 inclusive	Each Lot: 1/221	Each Lot: 1 Vote
Block 2, Lots 1-5 inclusive	Each Lot: 1/221	Each Lot: 1 Vote
Block 3, Lots 1-3 inclusive	Each Lot: 1/221	Each Lot: 1 Vote
Block 4, Lots 1-4 inclusive	Each Lot: 1/221	Each Lot: 1 Vote
Block 5, Lots 1-12 inclusive	Each Lot: 1/221	Each Lot: 1 Vote
Block 6, Lots 1-14 inclusive	Each Lot: 1/221	Each Lot: 1 Vote
<u>Filing 2:</u>		
Block 2, Lots 1-17 inclusive	Each Lot: 1/221	Each Lot: 1 Vote
Block 4, Lots 1-19 inclusive	Each Lot: 1/221	Each Lot: 1 Vote
<u>Filing 3:</u>		
Block 1, Lots 1-4 inclusive	Each Lot: 1/221	Each Lot: 1 Vote
Block 2, Lots 1-21 inclusive, and Lots 22R-26R, inclusive	Each Lot: 1/221	Each Lot: 1 Vote
Block 4, Lots 1-24 inclusive, excluding Lot 14	Each Lot: 1/221	Each Lot: 1 Vote
<u>Filing 4:</u>		
Lots 1 and 2	Each Lot: 1/221	Each Lot: 1 Vote
<u>Filing 5:</u>		
Block 1, Lots 1-6, inclusive	Each Lot: 1/221	Each Lot: 1 Vote
Block 2, Lots 1-16, inclusive	Each Lot: 1/221	Each Lot: 1 Vote

Filing 6:

Lots 1-6, inclusive	Each Lot: 1/221	Each Lot: 1 Vote
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Filing 7:

Block 1, Lots 1-25, inclusive	Each Lot: 1/221	Each Lot: 1 Vote
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Total Lots: 221

Total Common
Expense Liabilities: 221/221

Total Votes: 221

EXHIBIT C

RECORDED EASEMENTS AND LICENSES

1. All easements dedicated, shown or referred to on the Final Plat of Redlands Mesa Filing 7 recorded February 23, 2006 in Plat Book 4100 at Pages 1-5.

2. Easements and rights-of-way created or reserved in United States Patents recorded in Book 163 at Page 32, Book 163 at Page 70, Book 163 at Page 298, Book 163 at Page 494, Book 230 at Page 113, Book 163 at Page 343, Book 163 at Page 219, Book 230 at Page 143, and Book 438 at Page 204.

3. Easement for sanitary sewer pipelines, and/or one or more water pipelines, together with all underground and surface appurtenances thereto and rights incidental thereto, granted to Ridges Metropolitan District in instruments recorded in Book 1499 at Page 144 and in Book 1510 at Page 43.

4. Declaration of Golf Course and Community Area Easements recorded July 17, 2000 in Book 2730 at Page 44.

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