

**TENTH AMENDMENT
TO THE
DECLARATION OF
COVENANTS, CONDITIONS AND RESTRICTIONS FOR
WEST FORK VILLAGE**

108

THIS AMENDMENT TO THE DECLARATION OF COVENANTS, CONDITIONS, AND RESTRICTIONS for West Fork Village ("Declaration") is made on the date hereinafter set forth by West Fork LLC, a Colorado limited liability company ("Declarant").

RECITALS

A. Declarant as the owner of certain real estate in the County of Weld, State of Colorado, executed and recorded that certain Declaration of Covenants, Conditions and Restrictions for West Fork Village on October 22, 2002, at Reception No. 2998232, of the records of the Clerk and Recorder of Weld County, Colorado (the "Declaration").

B. The Declaration has been amended by instruments recorded with the Clerk and Recorder of Weld County, Colorado.

C. Article XVII of the Declaration provides for the annexation of property.

D. Exhibit C of the Declaration provides a legal description of property which Declarant may annex to West Fork Village (the "Expansion Property").

E. Declarant is the owner of the property described on **Exhibit A** attached hereto, which property is a portion of the Expansion Property. Declarant desires to annex a portion of the Expansion Property to West Fork Village pursuant to the Declaration and to establish twelve (12) condominium units.

Declarant hereby declares as follows:

1. Annexation of Property. Pursuant to the Declaration and a Supplemental Map, the property described in **Exhibit A**, attached hereto and incorporated herein by this reference, is hereby annexed to West Fork Village. The property described in **Exhibit A** is now subject to the terms and provisions of the Declaration.
2. Condominium Map. Pursuant to the Declaration, Declarant has prepared and will record, in the records of the Office of the Clerk and Recorder of Weld County, Colorado, an Eighth Supplemental Map of West Fork Village covering the property which is described in **Exhibit A** attached hereto.

- 3. Division Into Condominium Units. Declarant hereby establishes and annexes Condominium Units to West Fork Village, which Condominium Units are identified in **Exhibit B**, attached hereto and incorporated herein by this reference.
- 4. Allocated Interests. The Ownership Interest, Common Expense Liability and Votes in the Association allocated to each Unit shall be as set forth on **Exhibit C**, attached hereto and incorporated herein by this reference.
- 5. Certificate of Completion. The Condominium Map contains a Certificate Of Completion as required by Section 38-33.3-201, C.R.S.

Dated this 12th day of November, 2003.

WEST FORK LLC
a Colorado limited liability company

By: Amy W. Smart
Amy W. Smart, Manager

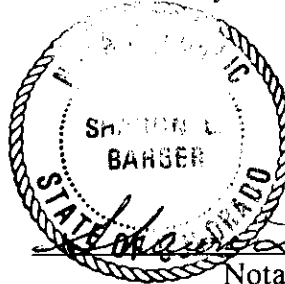
State of Colorado)
) ss.
County of Weld)

The foregoing Tenth Amendment To The Declaration of Covenants, Conditions and Restrictions for West Fork Village was acknowledged before me by Amy W. Smart, as Manager of West Fork LLC, a Colorado limited liability company, on this 12th day of November, 2003.

Witness my hand and official seal.

My commission expires:

6-9-07



Sherrill Barber
Notary Public

**EXHIBIT A
TO
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FOR WEST FORK VILLAGE**

Description of Real Estate Annexed to West Fork Village:

A PARCEL OF LAND LOCATED IN TRACT 1, BLOCK 9, FIRST REPLAT OF TRACTS 1, 2 AND 3, WEST T-BONE RANCH SUBDIVISION FIRST FILING; SITUATED IN THE NORTHWEST QUARTER OF SECTION 22, TOWNSHIP 5 NORTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY OF GREELEY, COUNTY OF WELD, STATE OF COLORADO MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID TRACT 1; THENCE ALONG THE SOUTH BOUNDARY OF SAID TRACT 1 THE FOLLOWING THREE (3) COURSES:

- 1) THENCE ALONG A CURVE TO THE LEFT WITH A RADIUS OF 1235.00 FEET, AN ARC LENGTH OF 220.91 FEET, A CENTRAL ANGLE OF $10^{\circ}14'56''$, AND A CHORD BEARING $S77^{\circ}58'58''W$ A DISTANCE OF 220.62 FEET;
- 2) THENCE $S72^{\circ}51'30''W$ A DISTANCE OF 335.00 FEET;
- 3) THENCE ALONG A CURVE TO THE RIGHT WITH A RADIUS OF 1165.00 FEET, AN ARC LENGTH OF 125.53 FEET, A CENTRAL ANGLE OF $06^{\circ}10'26''$, AND A CHORD BEARING $S75^{\circ}56'43''W$ A DISTANCE OF 125.47 FEET TO THE POINT OF BEGINNING;

TENCE CONTINUING ALONG SAID CURVE TO THE RIGHT WITH A RADIUS OF 1165.00 FEET, AN ARC LENGTH OF 211.06 FEET, A CENTRAL ANGLE OF $10^{\circ}22'48''$, AND A CHORD BEARING $S84^{\circ}13'20''W$ A DISTANCE OF 210.77 FEET; THENCE $S89^{\circ}24'44''W$ ALONG THE SOUTH BOUNDARY OF SAID TRACT 1 A DISTANCE OF 6.78 FEET; THENCE $N00^{\circ}21'06''W$ A DISTANCE OF 57.99 FEET; THENCE $S90^{\circ}00'00''E$ A DISTANCE OF 7.76 FEET; THENCE $N00^{\circ}23'13''W$ A DISTANCE OF 150.72 FEET THENCE $N88^{\circ}38'51''E$ A DISTANCE OF 187.09 FEET; THENCE $S11^{\circ}37'52''E$ A DISTANCE OF 55.36 FEET; THENCE ALONG A CURVE TO THE RIGHT WITH A RADIUS OF 380.00 FEET, AN ARC LENGTH OF 55.56 FEET, A CENTRAL ANGLE OF $08^{\circ}22'36''$, AND A CHORD BEARING $S07^{\circ}26'34''E$ A DISTANCE OF 55.51 FEET; THENCE $S03^{\circ}15'16''E$ A DISTANCE OF 82.70 FEET TO THE POINT OF BEGINNING;

SAID PARCEL CONTAINS 41,537 SQUARE FEET, 0.954 ACRES, MORE OR LESS.

**EXHIBIT B
TO
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Units Added to West Fork Village

Building No. 9
Also known as: 5775 West 29th Street
Greeley, Colorado 80634

Unit 901	Unit 907
Unit 902	Unit 908
Unit 903	Unit 909
Unit 904	Unit 910
Unit 905	Unit 911
Unit 906	Unit 912

**EXHIBIT C
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Allocation of Interests and Voting

BUILDING NO.	UNIT NO.	PERCENTAGE SHARE OF OWNERSHIP IN COMMON ELEMENTS AND COMMON EXPENSE LIABILITY	VOTES IN ASSOCIATION
1	101	.92%	1
1	102	.92%	1
1	103	.92%	1
1	104	.92%	1
1	105	.92%	1
1	106	.92%	1
1	107	.92%	1
1	108	.92%	1
1	109	.92%	1
1	110	.92%	1
1	111	.92%	1
1	112	.92%	1
Building 1	12 Units	11.04% (rounded)	12 Votes

2	201	.92%	1
2	202	.92%	1
2	203	.92%	1
2	204	.92%	1
2	205	.92%	1
2	206	.92%	1
2	207	.92%	1
2	208	.92%	1
2	209	.92%	1
2	210	.92%	1
2	211	.92%	1
2	212	.92%	1
Building 2	12 Units	11.04% (rounded)	12 Votes
3	301	.92%	1
3	302	.92%	1
3	303	.92%	1
3	304	.92%	1
3	305	.92%	1
3	306	.92%	1
3	307	.92%	1
3	308	.92%	1
3	309	.92%	1

3	310	.92%	1
3	311	.92%	1
3	312	.92%	1
Building 3	12 Units	11.04% (rounded)	12 Votes
4	401	.92%	1
4	402	.92%	1
4	403	.92%	1
4	404	.92%	1
4	405	.92%	1
4	406	.92%	1
4	407	.92%	1
4	408	.92%	1
4	409	.92%	1
4	410	.92%	1
4	411	.92%	1
4	412	.92%	1
Building 4	12 Units	11.04% (rounded)	12 Votes
5	501	.92%	1
5	502	.92%	1
5	503	.92%	1
5	504	.92%	1
5	505	.92%	1

5	506	.92%	1
5	507	.92%	1
5	508	.92%	1
5	509	.92%	1
5	510	.92%	1
5	511	.92%	1
5	512	.92%	1
Building 5	12 Units	11.04% (rounded)	12 Votes
6	601	.92%	1
6	602	.92%	1
6	603	.92%	1
6	604	.92%	1
6	605	.92%	1
6	606	.92%	1
6	607	.92%	1
6	608	.92%	1
6	609	.92%	1
6	610	.92%	1
6	611	.92%	1
6	612	.92%	1
Building 6	12 Units	11.04% (rounded)	12 Votes



7	701	.92%	1
7	702	.92%	1
7	703	.92%	1
7	704	.92%	1
7	705	.92%	1
7	706	.92%	1
7	707	.92%	1
7	708	.92%	1
7	709	.92%	1
7	710	.92%	1
7	711	.92%	1
7	712	.92%	1
Building 7	12 Units	11.04% (rounded)	12 Votes
8	801	.92%	1
8	802	.92%	1
8	803	.92%	1
8	804	.92%	1
8	805	.92%	1
8	806	.92%	1
8	807	.92%	1
8	808	.92%	1
8	809	.92%	1



8	810	.92%	1
8	811	.92%	1
8	812	.92%	1
Building 8	12 Units	11.04% (rounded)	12 Votes
9	901	.92%	1
9	902	.92%	1
9	903	.92%	1
9	904	.92%	1
9	905	.92%	1
9	906	.92%	1
9	907	.92%	1
9	908	.92%	1
9	909	.92%	1
9	910	.92%	1
9	911	.92%	1
9	912	.92%	1
Building 9	12 Units	11.04% (rounded)	12 Votes
TOTAL	108 UNITS	100% (ROUNDED)	108 VOTES

Building No. 1 Address: 5775 West 29th Street
 Greeley, Colorado 80634

Building No. 2 Address: 5775 West 29th Street
 Greeley, Colorado 80634

Building No. 3 Address: 5775 West 29th Street
Greeley, Colorado 80634

Building No. 4 Address: 5775 West 29th Street
Greeley, Colorado 80634

Building No. 5 Address: 5775 West 29th Street
Greeley, Colorado 80634

Building No. 6 Address: 5775 West 29th Street
Greeley, Colorado 80634

Building No. 7 Address: 5775 West 29th Street
Greeley, Colorado 80634

Building No. 8 Address: 5775 West 29th Street
Greeley, Colorado 80634

Building No. 9 Address: 5775 West 29th Street
Greeley, Colorado 80634