## BUILDING 5 SUPPLEMENT TO CONDOMINIUM DECLARATION FOR SNOWSCAPE CONDOMINIUMS

AMBER ENTERPRISES, INC., a Colorado Corporation, hereinafter called Declarant, hereby enters into this Supplement to Declaration for the purpose of expanding the Snow-scape Condominium Project, located in Summit County, Colorado.

WHEREAS, the Declarant has executed a Declaration for Snowscape Condominiums dated the 23rd day of October, 1980 and recorded the 23rd day of October, 1980 at Reception No. 213812, and a Building 2 Supplement to Condominium Declaration for Snowscape Condominiums, dated December 11, 1980 and recorded the 24th day of December 1980 at Reception No. 217292, providing for the submission of certain land, described in Exhibit A to this Supplement to the Declaration, together with the buildings and improvements erected thereon, and

WHEREAS, the Declarant has provided in Paragraph 27 of the Declaration, and reserved his sole and exclusive right to expand the Condominium Project from time to time by adding thereto all or any portion of the real property described in Exhibit B to the Declaration; and

WHEREAS, the Declarant desires to exercise his option and right to expand the Project, and supplements the Declaration to provide for the expansion of the Project by the submission thereto of a portion of the additional land and improvements and a division of the same into Condominium Units; and

WHEREAS, as additional Units are submitted to the terms of the Declaration by this Supplement to that Declaration, the undivided interest in and to the Common Elements appurtenant to each such Unit shall not be a part of the Common Elements of the Units described and initially created by the Declaration and the Map, nor a part of the Common Elements of subsequently submitted Units; provided, however, that all Owners of Units shall have a non-exclusive right in common with all of the other Owners to use all of the Common Elements within the Snowneape Condominium Project designated

on the Map and all Supplements thereto.

NOW, THEREFORE Declarant hereby supplements the Declaration of Snowscape Condominiums as follows: Building 5 of Snowscape Condominiums will consist of one building containing a total of fifteen units. These units and their location within the building are depicted on the Supplemental Condominium Map for Snowscape Condominiums, Building 5 recorded at Reception No. 2000, of the Summit County records.

Pursuant to the Declaration the undivided interest in and to the Common Elements appurtenant to each such Unit is hereby allocated to each Unit in accordance with the attached Exhibit B.

As set forth in the Declaration, the Declarant hereby reaffirms the reservation unto itself of certain rights, powers, and authorities, including without limitation the right to further expand the Condominium Project by adding all or any portion of the remaining or additional land to the provisions of the Declaration and to include the same as part of the Project.

Except as modified by this Supplement, the Declarant ratifies and affirms all of the terms and the provisions of the Declaration and By-laws of Snowscape Condominiums.

All references to the Condominium Declaration for Snowscape Condominiums shall and are hereby deemed to include this second Supplement unless specific provision to the contarary is made.

IN WITNESS WHEREOF, Declarant has executed this Building 5 Supplement to the Condominium Declaration for Snowscape Condominiums this 23% day of January, 1981.

Declarant:

AMBER ENTERPRISES, INC. a Colorado Corporation

By: John R. Stevens, President

STATE OF COLORADO County of Summit

Subscribed and sworn to before me this AB day

of January, 1981 by AMBER ENTERPRISES, INC., a Colorado corporation by John R. Stevens, President.

My Commission expires: May 21, 1984

#### EXHIBIT A

#### PARCIAL 5

A TRACT OF LAND BILLING A PORTION OF LIT 29-B OF A RESEMBLYISION OF LOT 29. WILDERNEST FILING NO. 2, A RESEMBLYISTON LOCATED DE SUMMET COUNTY, COLORADO AND FILED FOR RECORD IN THE OFFICE OF THE SUMMIT COUNTY CLERK AND RECORDER UNDER RECEPTION NO. 200561. SAID TEACH OF LAND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

ELECTRAING AT THE NORTHEAST CURRER OF SAID LOT 29-B THERCE S 00°09'04" E ALONG THE EAST LINE OF SAID LOT 29-B A DISTANCE OF 202,00 FRET; THENCE S 89"50"56" W A DISTANCE OF 123,00 FEIT; THESCE R 42°25'39" W A DISTANCE OF 36.12 FEET; THENCE R 3.5'6'16" E A DISTANCE OF 95.00 FEIT; THENCE R 77°23'44" W A DISTANCE OF 57.00 FEIT; THENCE R 12°36'16" E A DISTANCE OF 109.00 FEET; THENCE EASTERLY ALONG THE NORTH LINE OF SAID LOT 29-B FOR THE FOLLOWING TWO COURSES:

- 1) S 77"23"44" E A DISTANCE OF 128.44 FEET;
- 2) 33.53 FIRE ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A CENTRAL ANGLE OF 01"47", A RABIUS OF 1071, 46 FEET AND A CHORD WHICH BEARS 5 76"29'57" B 33.52 FIRT DISTANT

TO THE POINT OF BEGINNING, CONTAINING \$3462 SQUARE FEET OF 0.768 ACRES, MORE OR LESS.

), KICHARD A. DAGIGUND, BEITE A RECISTENCH LAND SERVEYOR IN THE STATE OF COLORADO, DO PERCEY CERTIFY THAT THIS LEGAL DESCRIPTION WAS WRITTEN BY ME AND CRIME MY SCHER-VISION AND THAT IT IS THUE AND ACCURATE TO THE BUSY OF MY KNOWLEDGE AND BELLEY.

BATHED THIS 23 NO LONG OF LONGOSES

RECHARD A. BACKLUND

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COLORADO L.S. NO. 10847

## EXHIBIT B

# BUILDING 5 SUPPLEMENT TO CONDOMINIUM DECLARATION FOR SNOWSCAPE CONDOMINIUMS

Fractional Interest in the Common Elements of the Owner of each Unit:

### PHASE TWO--BUILDING FIVE

Unit No.	Fractional Interest
9401 9402 9403 9404 9405 9406 9412 9413 9414 9415 9416 9423 9424 9425	1/15 1/15 1/15 1/15 1/15 1/15 1/15 1/15
Total	100%