



**AMENDMENT TO DECLARATION OF PROTECTIVE COVENANTS
FOR MIDDLE CREEK VILLAGE AT STAGECOACH**

This Amendment to Declaration of Protective Covenants for Middle Creek Village at Stagecoach ("Amendment") is made to be effective this ___ day of _____, 2004 by the undersigned owners of lots within Middle Creek Village at Stagecoach.

WHEREAS, Middle Creek, LLC ("Declarant"), recorded with the Clerk and Recorder of Routt County, Colorado, a Declaration of Protective Covenants for Middle Creek Village at Stagecoach, recorded at Reception No. 554645 of the Routt County real property records (herein referred to as the "Original Declaration");

WHEREAS, Paragraph 19 of the Original Declaration requires that the Original Declaration may be amended upon the written agreement and consent of sixty-seven percent (67%) or more of all of the votes in the Association entitled to be cast, except that the provisions of Sections 12.2, 12.5, 16 and 17 require unanimous written consent of all of the Owners of Lots in the Property; and

WHEREAS, the undersigned (hereinafter called the "Owners") are the owners of at least 67% of the lots within Middle Creek Village at Stagecoach, representing 67% of the votes in the Association, and hereby consent to the amendments contained herein, which do not affect Sections 12.2, 12.5, 16 or 17;

WHEREAS, for purposes of this Amendment, capitalized terms contained herein shall have the same meaning as the defined terms contained in the Original Declaration.

NOW, THEREFORE, the Owners do hereby amend the Original Declaration and declare and publish that the following amended and additional terms, covenants, conditions, restrictions, uses limitations and obligations shall be deemed to run with the Property, shall be a burden and benefit to Declarant, Owners and their successors and assigns, any person acquiring or owning any interest in the Property and improvements built thereon, and their respective grantees, successors, heirs, executors, administrators, devisees or assigns.

1. Paragraph 6.4 of the Original Declaration shall be amended as follows: "The maximum fully enclosed habitable floor area shall be revised from 2,400 square feet to 3,000 square feet."
2. A new paragraph 6.6 shall be added to the Original Declaration to read as follows: "The Executive Board may, in its reasonable discretion, grant a variance from any and all requirements within this Article 6, provided that such variance complies with the Plat and approved P.U.D. plan. Further, the Executive Board may, upon written notice to the Owners, establish additional architectural and design procedures, rules and requirements, which must be complied with by any structures constructed after such establishment."
3. Except as amended herein, the Original Declaration shall remain effective and valid.
4. This Amendment may be executed in counterparts and all of the counterparts taken together shall constitute one document, binding upon all parties.

IN WITNESS WHEREOF, the undersigned Owners have caused this Amendment to the Declaration of Protective Covenants for Middle Creek at Stagecoach to be executed.



Key Weinland Routt County, CO AMEND CONR 26.00

Lot 1
New West Builders, LLC

By: Mark Arnold, Mgr. New West Builders LLC

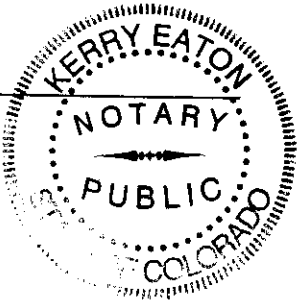
State of Colorado)
) ss.
County of Routt)

The foregoing instrument was acknowledged before me this 14th day of ^{May} ~~March~~, 2004, by Mark Arnold, as manager of New West Builders, LLC, a Colorado limited liability company.

Witness my hand and official seal.

My Commission expires: 07/30/07

[Signature]
Notary Public



Lot 2
Middle Creek Two, LLC

By: [Signature]

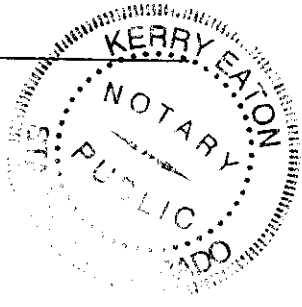
State of Colorado)
) ss.
County of Routt)

The foregoing instrument was acknowledged before me this 10th day of ^{May} ~~March~~, 2004, by Christopher Paoli, as manager of Middle Creek Two, LLC, a Colorado limited liability company.

Witness my hand and official seal.

My Commission expires: 07/30/07

[Signature]
Notary Public



Lot 3
Middle Creek Three, LLC

By: [Signature]

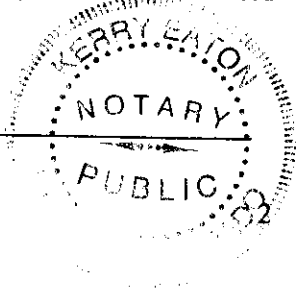
State of Colorado)
) ss.
County of Routt)

The foregoing instrument was acknowledged before me this 10th day of ^{May} ~~March~~, 2004, by Christopher Paoli, as manager of Middle Creek Three, LLC, a Colorado limited liability company.

Witness my hand and official seal.

My Commission expires: 07/30/07

[Signature]
Notary Public





Lot 4
Middle Creek Four, LLC

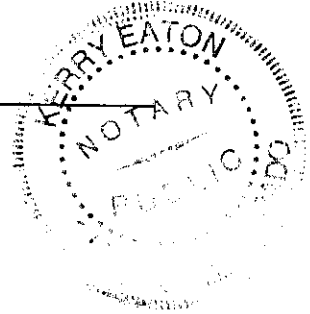
By: [Signature]

State of Colorado)
) ss.
County of Routt)

The foregoing instrument was acknowledged before me this 10th day of ^{May}~~March~~, 2004, by Christopher Paoli, as manager of Middle Creek Four, LLC, a Colorado limited liability company.
Witness my hand and official seal.

My Commission expires: 07/30/07

[Signature]
Notary Public



Lot 5
Middle Creek Five, LLC

By: [Signature]

State of Colorado)
) ss.
County of Routt)

The foregoing instrument was acknowledged before me this 10th day of ^{May}~~March~~, 2004, by Christopher Paoli, as manager of Middle Creek Five, LLC, a Colorado limited liability company.
Witness my hand and official seal.

My Commission expires: 07/30/07

[Signature]
Notary Public



Lot 6
Middle Creek Six, LLC

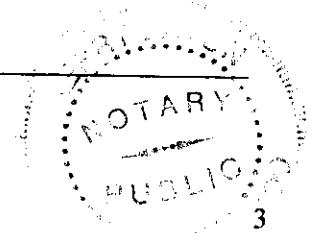
By: [Signature]

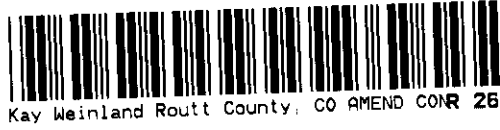
State of Colorado)
) ss.
County of Routt)

The foregoing instrument was acknowledged before me this 10th day of ^{May}~~March~~, 2004, by Christopher Paoli, as manager of Middle Creek Six, LLC, a Colorado limited liability company.
Witness my hand and official seal.

My Commission expires: 07/30/07

[Signature]
Notary Public





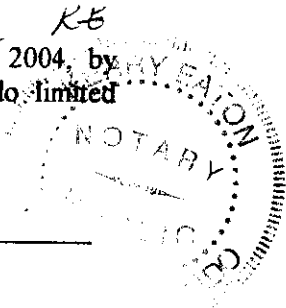
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Lot 7
Middle Creek Seven, LLC

By: *[Signature]*

State of Colorado)
) ss.
County of Routt)

The foregoing instrument was acknowledged before me this 10th day of March, 2004, by Christopher Tash, as manager of Middle Creek Seven, LLC, a Colorado limited liability company.
Witness my hand and official seal.



My Commission expires: 07/30/07

[Signature]
Notary Public

Lot 8

[Signature]
Edwin Coury Armstrong *by Mark Arnold as attorney in fact.*

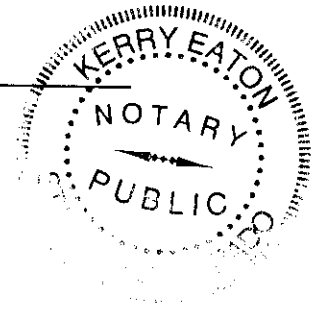
State of Colorado)
) ss.
County of Routt)

The foregoing instrument was acknowledged before me this 4th day of March, 2004, by Edwin Coury Armstrong.

Witness my hand and official seal.

My Commission expires: 07/30/07

[Signature]
Notary Public



Lots 9 & 10

[Signature]
Stan Kornasiewicz

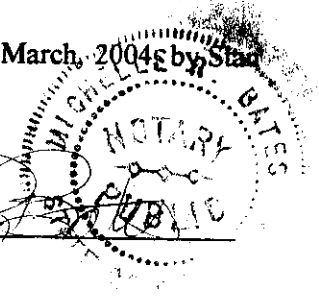
State of Colorado)
) ss.
County of Routt Pitkin

The foregoing instrument was acknowledged before me this 25 day of March, 2004, by Stan Kornasiewicz.

Witness my hand and official seal.

My Commission expires: _____

[Signature]
Notary Public



MY COMMISSION EXPIRES
FEBRUARY 1, 2006

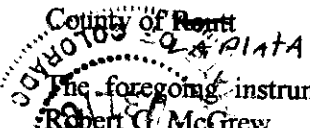


Lot 11

Robert G. McGrew

Robert G. McGrew

State of Colorado)
) ss.
County of Routt)



The foregoing instrument was acknowledged before me this 29th day of March, 2004, by Robert G. McGrew.

Witness my hand and official seal.

My Commission expires: 8-3-2005

Kerry Eaton
Notary Public

Lot 12

James A. Cook

James A. Cook

State of Colorado)
) ss.
County of Routt)

The foregoing instrument was acknowledged before me this 6th day of ^{Mar} March, 2004, by James A. Cook.

Witness my hand and official seal.

My Commission expires: 07/30/07

Kerry Eaton
Notary Public

