

**FIRST AMENDMENT TO THE DECLARATION OF EASEMENTS,  
RESERVATIONS, COVENANTS, CONDITIONS AND RESTRICTIONS  
FOR THE PLAT OF BROWN DOG RANCH**

This First Amendment to the Declaration of Easements, Reservations, Covenants, Conditions and Restrictions for the Plat of Brown Dog Ranch (the "Declaration") is made on the date hereinafter set forth by the Brown Dog Ranch Property Owners Association, Inc., a Colorado nonprofit corporation, of 229 Washington Avenue, Grand Haven, MI 49417, hereinafter referred to as the "Association".

**WITNESSETH**

**WHEREAS**, the Declaration is recorded at the San Miguel County, Colorado Registry of Deeds at Reception No. 387436 and the Plat of Brown Dog Ranch (the "Plat") is recorded at the San Miguel County, Colorado Registry of Deeds at Reception No. 387435;

**WHEREAS**, the Association has obtained the requisite number of consenting votes in accordance with Article 16 of the Declaration and Article IV of the Association Bylaws to properly amend the Declaration and the Plat; and

**WHEREAS**, the Developer, as required by the Declaration, has given its consent for this First Amendment by affixing its signature below;


**NOW, THEREFORE**, the Association hereby declares and provides that Article 16, Section 16.3 of the Declaration is hereby amended to read:

16.3 Any amendments shall become effective upon recordation of the amendment in the San Miguel County Registry of Deeds. Notwithstanding the foregoing provisions of this Article, certain rights reserved herein by the Developer shall not be terminated by any amendment without the consent of the Developer and no easement established herein may be terminated without the consent of all Parcel Owners and the Developer. In the specific case of the Reciprocal Recreational Use Easement or any broad overlay-type easement for the provision of reciprocal use rights among Parcel Owners, no such easement may be created or re-created upon Parcel 12 and/or Parcel 13 without the consent of all Parcel Owners.

**AND, FURTHERMORE**, the Association hereby declares and provides that the Reciprocal Recreational Use Easement is hereby modified and shall no longer encumber any portion of Parcel 12 and Parcel 13, and that the said modification has been depicted on an amended Plat of Brown Dog Ranch recorded at the San Miguel County, Colorado Registry of Deeds at Reception No. 401994.

**IN WITNESS WHEREOF**, the Association has caused this instrument to be executed this 6th day of June, 2008.

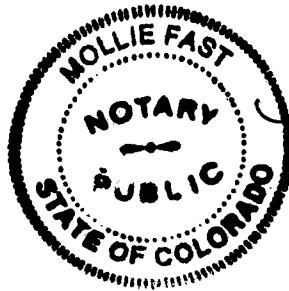
**BROWN DOG RANCH PROPERTY OWNERS ASSOCIATION, INC.**

By:   
Ivan N. Unkovskoy  
Director - Treasurer

**STATE OF COLORADO**            )  
  ) SS  
**COUNTY OF SAN MIGUEL**    )

Before me, the undersigned authority, a Notary Public in and for the State and County aforesaid, personally appeared Ivan N. Unkovskoy, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged himself upon oath to be the Director - Treasurer of the Brown Dog Ranch Property Owners Association, Inc., a Colorado nonprofit corporation, and that he as such Director - Treasurer, being authorized so to do, executed the foregoing instrument for the purposes therein contained and expressed by signing the name of the said corporation as such Director - Treasurer.

WITNESS my hand and official seal at office in said County this 6th day of June, 2008.




  
NOTARY PUBLIC

My commission expires: 2/4/2012

DEVELOPER'S CONSENT:

McKEOUGH LAND COMPANY, INC. (DEVELOPER)  
Owner of Parcels 1, 2, 3, 4, 5, 6, 9, 10, 11, 12, 14 and 15  
(80% of total votes)

By:   
Ivan N. Unkovskoy  
Acquisition/Development Specialist

STATE OF COLORADO            )  
  ) SS  
COUNTY OF SAN MIGUEL    )

Before me, the undersigned authority, a Notary Public in and for the State and County aforesaid, personally appeared Ivan N. Unkovskoy, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged himself upon oath to be the Acquisition/Development Specialist of the McKeough Land Company, Inc., an Illinois corporation, and that he as such Acquisition/Development Specialist, being authorized so to do, executed the foregoing instrument for the purposes therein contained and expressed by signing the name of the said corporation as such Acquisition/Development Specialist.

WITNESS my hand and official seal at office in said County this 6th day of June, 2008.



  
NOTARY PUBLIC

My commission expires: 2/4/2012

PREPARED BY AND RETURN TO:  
Brown Dog Ranch Property Owners Association, Inc.  
229 Washington Avenue  
Grand Haven, MI 49417  
(616) 847-2440