

Recorded JUL 23 1974 at 1:45 PM  
Recpt. No. 80464 Felina Gardner Recorder

PROTECTIVE COVENANTS  
FOR PAGOSA PEAKS NO. #2

1. All the lots or tracts in the herein above described lands shall be used for residential purposes only. No buildings shall be erected, altered, or replaced or permitted to remain on any lot which is other than a single family dwelling plus a private garage. Small barns and/or stables for the housing of horses or cattle shall be permitted. Mobile homes shall be permitted on approval of Upper Piedra Investments, Inc.
2. No building, fence, patio, or structure shall be erected on any lot until the plans for such structure have been delivered to Upper Piedra Investments, Inc. The matters to be considered in giving such approval shall be the position of the proposed structure on the lot, the type of material to be used in the construction, and the general appearance and color of the structure after completion, and the size of the structure which shall not be less than 800 square feet, interiorly. Approval shall not be unreasonably withheld by Upper Piedra Investments, Inc., and disapproval shall be accompanied by specifications of the unsatisfactory items and suggestions for change, which, if adopted, would be approved. Approval or disapproval shall be given within thirty days of submission of plans.
3. Any and all lot owners, owning a lot on perimeter of subdivision shall bear responsibility of upkeep and maintenance of that part of the perimeter boundary fence running across their property.

This obligation may be enforced by any lot owner either by suit in his own name or on behalf of all lot owners. Should an owner of land on the perimeter of the subdivision fail to perform any needed fence repairs, any owner or group of owners may perform such repairs and the cost of repairs shall be a lien against the defaulting owner's land which may be foreclosed in an action at law in the manner of foreclosure of mechanic's liens in Colorado. In addition, the developer will charge every lot owner, at the time of his lot purchase, the sum of \$20.00 which will be held by Southwest Colorado Development Co. in a trust account in a Durango or Pagosa Springs bank as further security for any lot owner's performance of his fence repair obligations.

4. No noxious or offensive activities shall be conducted on any lot or tract, nor shall anything be done thereon which

PROTECTIVE COVENANTS  
FOR PAGOSA PEAKS NO. #2  
CONTINUED

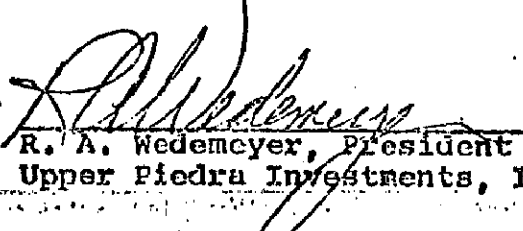
may be, or become, an annoyance or nuisance to the owners of any other lot or tract, as prescribed by law.

5. All trash, garbage, and other debris shall be promptly buried or hauled away from the subdivision.
6. No junk or inoperatable automobiles or equipment shall be permitted to remain on any lot.
7. Dogs and cats may be kept on the lots as household pets. Horses and/or cattle up to three per five-acre tract shall be permitted. Any other animals or pets must be contained and penned up.
8. All lot and tract owners shall be limited to the installation of individual sewage disposal system which must comply with the Colorado Department of Health standards.
9. Any permanent structure designed for human habitation must contain at least one bathroom installed within the confines of the permanent structure; said bathroom must contain at least one water closet, lavatory, bathtub, and/or shower-stall facilities.
10. No tree with a base of over three inches in diameter shall be cut except with the permission of Upper Piedra Investments, Inc.
11. When seventy-five percent (75%) or more of the lots in the herein above described lands is sold, the owners of such lots or tracts may form a committee of such size and representation as may be agreed upon by a majority of such owners, which committee may undertake the obligations imposed by Upper Piedra Investments, Inc. in paragraph two of these covenants and which committee may undertake on behalf of all lot and tract owners, enforcement of these covenants.
12. The covenants shall run with all of the above described lands and shall be binding on all present and future lot owners and successors and assigns for a period up to and including December 31, 1993. At any time after September 1, 1989, these covenants may be rescinded, changed, or added to, by the recording in the office of the County Clerk and Recorder of Archuleta County, Colorado, of an instrument in writing making such recission, change, or addition, which instrument shall be signed, under oath, ~~80489~~ owners of a majority of

PROTECTIVE COVENANTS  
FOR PAGOSA PEAKS NO. #2  
CONTINUED

the lots or tracts in the herein above described lands. No change, however, shall be effective which prohibits or limits a then existant use of any lot or tract unless the owners of such lots or tracts shall have agreed unanimously to such change.

BY

  
R. A. Wedemeyer, President  
Upper Piedra Investments, Inc.

80464

BOOK 138 PAGE 46

PAGOSA PEAKS NO. 2  
EXTENSION OF PROTECTIVE COVENANTS  
AFFIDAVIT

STATE OF COLORADO )  
COUNTY OF ARCHULETA ) ss

1. My name is James A. Fregia.
2. I am the record owner of Lot 2, Block 2, Pagosa Peaks No. 2, a subdivision in Archuleta County, Colorado, according to the recorded plat thereof.
3. Under the terms of the Protective Covenants for Pagosa Peaks No. 2, recorded in the records of the Archuleta County Clerk and Recorder in Book 138 at Page 46, upon approval of a majority of the lot owners in the subdivision in writing, these covenants may be altered, amended, or extended.
4. There are 25 lots in the subdivision.
5. Attached hereto are Affidavits duly executed by 17-lot owners which satisfies the majority requirement and thus extends the effectiveness of the protective covenants until December 31, 2013.

FURTHER AFFIANT SAITH NAUGHT.

James A. Fregia  
James A. Fregia

Subscribed and sworn to before me this 7th day of June, 1993, by James A. Fregia.

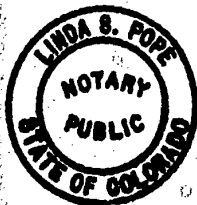
Witness my hand and official seal.

My Commission expires:

12/19/96

Linda S. Pope  
NOTARY PUBLIC

FREGIA.AFF



AFFIDAVIT TO EXTEND PROTECTIVE COVENANTS  
FOR PAGOSA PEAKS NO. 2

STATE OF Texas )  
COUNTY OF Tarrant ) ss

1. My/our name(s) is/are Verne Nelson Peterson and Kathlyn M. Peterson.

2. I/we am/are the record owner(s) of Lot 9, Block 1, Pagosa Peaks No. 2, a subdivision in Archuleta County, Colorado, according to the recorded plat thereof.

3. All lots in this subdivision were and are encumbered by protective covenants recorded in Book 138 at Page 46 of the records of the Archuleta County Clerk and Recorder.

4. Said protective covenants unless extended expire on December 31, 1993.

5. It is my/our desire and I/we do hereby agree to extend those protective covenants to be in full force and effect until December 31, 2013.

FURTHER AFFIANT SAITH NAUGHT.

Verne Nelson Peterson  
Verne Nelson Peterson

Kathleen Peterson  
Kathlyn M. Peterson

2208 Haltom Rd.  
Haltom City, TX 76117

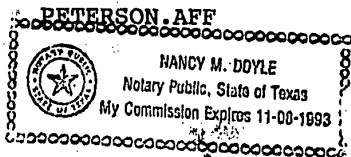
Subscribed and sworn to before me this 1 day  
of June, 1993, by Verne Nelson Peterson and Kathlyn M.  
Peterson.

Witness my hand and official seal.

My Commission expires:

11/8/93

Nancy M. Doyle  
NOTARY PUBLIC



ARCHULETA COUNTY, CO 0093002802 06/08/93 0320PM  
PAGE 2 OF 21 PAGES JUNE MADRID, RECORDER

JUN 01 1993

AFFIDAVIT TO EXTEND PROTECTIVE COVENANTS  
FOR PAGOSA PEAKS NO. 2

STATE OF California )  
COUNTY OF Orange ) ss

1. My/our name(s) is/are Clint W. Frasier and Ann S. Frasier.

2. I/we am/are the record owner(s) of Lot 3, Block 2, Pagosa Peaks No. 2, a subdivision in Archuleta County, Colorado, according to the recorded plat thereof.

3. All lots in this subdivision were and are encumbered by protective covenants recorded in Book 138 at Page 46 of the records of the Archuleta County Clerk and Recorder.

4. Said protective covenants unless extended expire on December 31, 1993.

5. It is my/our desire and I/we do hereby agree to extend those protective covenants to be in full force and effect until December 31, 2013.

FURTHER AFFIANT SAITH NAUGHT.

Clint W. Frasier  
Clint W. Frasier

Ann S. Frasier  
Ann S. Frasier

16 Angell St.  
Irvine, CA 92715

Subscribed and sworn to before me this 26 day  
of May, 1993, by Clint W. Frasier and Ann S. Frasier.

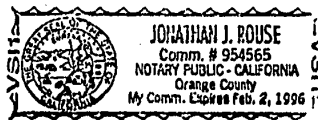
Witness my hand and official seal.

My Commission expires:

Feb. 2 1996

[Signature]  
NOTARY PUBLIC

FRASIER.AFF



ARCHULETA COUNTY, CO 0093002802 06/08/93 0320PM  
PAGE 3 OF 21 PAGES JUNE MADRID, RECORDER

# CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

No. 5193

State of California

County of Orange

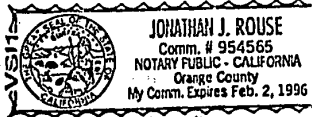
On 5/26/93 before me, Jonathan J. Rouse

DATE NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC"

personally appeared Ann Frasier

NAME(S) OF SIGNER(S)

☐ personally known to me - OR - ☒ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Jonathan J. Rouse

SIGNATURE OF NOTARY

## OPTIONAL SECTION

THIS CERTIFICATE MUST BE ATTACHED TO THE DOCUMENT DESCRIBED AT RIGHT:

TITLE OR TYPE OF DOCUMENT \_\_\_\_\_

NUMBER OF PAGES \_\_\_\_\_

DATE OF DOCUMENT \_\_\_\_\_

Though the data requested here is not required by law, it could prevent fraudulent reattachment of this form.

SIGNER(S) OTHER THAN NAMED ABOVE \_\_\_\_\_

## OPTIONAL SECTION

### CAPACITY CLAIMED BY SIGNER

Though statute does not require the Notary to fill in the data below, doing so may prove invaluable to persons relying on the document.

☐ INDIVIDUAL

☐ CORPORATE OFFICER(S)

TITLE(S)

☐ PARTNER(S)

☐ LIMITED

☐ GENERAL

☐ ATTORNEY-IN-FACT

☐ TRUSTEE(S)

☐ GUARDIAN/CONSERVATOR

☐ OTHER: \_\_\_\_\_

### SIGNER IS REPRESENTING:

NAME OF PERSON(S) OR ENTITY(IES)

\_\_\_\_\_  
\_\_\_\_\_

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RECORDERS NOTE  
ACKNOWLEDGEMENT  
is stapled to document

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State of California

County of Orange

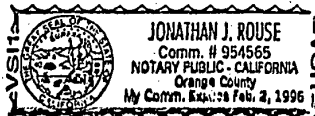
On 5/26/93  
DATE

before me,

Jonathan J. Rouse  
NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC"

personally appeared Clint Fursia  
NAME(S) OF SIGNER(S)

☐ personally known to me - OR - ☒ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Jonathan J. Rouse  
SIGNATURE OF NOTARY

OPTIONAL SECTION

THIS CERTIFICATE MUST BE ATTACHED TO THE DOCUMENT DESCRIBED AT RIGHT:

TITLE OR TYPE OF DOCUMENT \_\_\_\_\_

NUMBER OF PAGES \_\_\_\_\_ DATE OF DOCUMENT \_\_\_\_\_

SIGNER(S) OTHER THAN NAMED ABOVE \_\_\_\_\_

Though the data requested here is not required by law, it could prevent fraudulent reattachment of this form.

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CAPACITY CLAIMED BY SIGNER

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☐ INDIVIDUAL

☐ CORPORATE OFFICER(S)

TITLE(S)

☐ PARTNER(S) ☐ LIMITED

☐ GENERAL

☐ ATTORNEY-IN-FACT

☐ TRUSTEE(S)

☐ GUARDIAN/CONSERVATOR

☐ OTHER: \_\_\_\_\_

SIGNER IS REPRESENTING:

NAME OF PERSON(S) OR ENTITY(IES) \_\_\_\_\_

RECORDERS NOTE  
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ARCHULETA COUNTY, CO 0093002802 06/08/93 0320PM  
PAGE 5 OF 21 PAGES JUNE MADRID, RECORDER

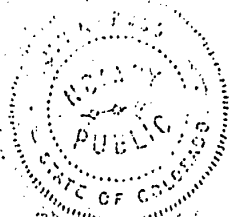


AFFIDAVIT TO EXTEND PROTECTIVE COVENANTS  
FOR PAGOSA PEAKS NO. 2

STATE OF Colorado )  
COUNTY OF Archuleta )ss

1. My/our name(s) is/are James R. Wilson.
2. I/we am/are the record owner(s) of Lot 2, Block 1, Pagosa Peaks No. 2, a subdivision in Archuleta County, Colorado, according to the recorded plat thereof.
3. All lots in this subdivision were and are encumbered by protective covenants recorded in Book 138 at Page 46 of the records of the Archuleta County Clerk and Recorder.
4. Said protective covenants unless extended expire on December 31, 1993.
5. It is my/our desire and I/we do hereby agree to extend those protective covenants to be in full force and effect until December 31, 2013.

FURTHER AFFIANT SAITH NAUGHT.



James R. Wilson  
James R. Wilson  
P.O. Box 1289  
Pagosa Springs, CO 81147

Subscribed and sworn to before me this 2nd day of June, 1993 by James R. Wilson.

Witness my hand and official seal.

My Commission expires:

10-4-94

Jon K. Ross  
NOTARY PUBLIC  
BUCKSKIN COUNTRY REAL ESTATE  
Jon K. Ross  
PO Box 1630 / 238 Pagosa St.  
Pagosa Springs, CO. 81147  
(303) 264-2122

WILSON.AFF

AFFIDAVIT TO EXTEND PROTECTIVE COVENANTS  
FOR PAGOSA PEAKS NO. 2

STATE OF Colorado )  
COUNTY OF Adams ) ss

1. My/~~our name(s)~~ is/are M. E. Hill, III and ~~Tamara Lynn Hill.~~
2. I/~~we are~~ the record owner(s) of a one-half interest in Lot 4, Block 2, Pagosa Peaks No. 2, a subdivision in Archuleta County, Colorado, according to the recorded plat thereof.
3. All lots in this subdivision were and are encumbered by protective covenants recorded in Book 138 at Page 46 of the records of the Archuleta County Clerk and Recorder.
4. Said protective covenants unless extended expire on December 31, 1993.
5. It is my/~~our~~ desire and I/~~we~~ do hereby agree to extend those protective covenants to be in full force and effect until December 31, 2013.

FURTHER AFFIANT SAITH NAUGHT.

M E Hill III  
M. E. Hill, III

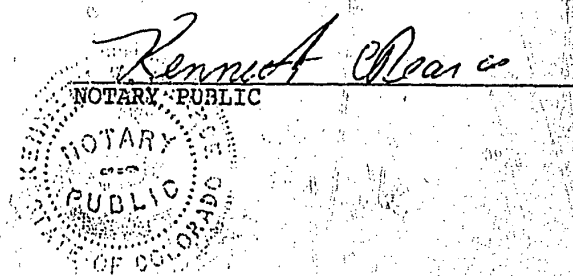
Tamara Lynn Hill  
Tamara Lynn Hill  
11 Woodland Rd.  
Oyster Bay, NY 11771

Subscribed and sworn to before me this 22<sup>nd</sup> day  
of March, 1993, by M. E. Hill, III and ~~Tamara Lynn Hill.~~

Witness my hand and official seal.

My Commission expires:

1 August 1995  
HILL.AFF



AFFIDAVIT TO EXTEND PROTECTIVE COVENANTS  
FOR PAGOSA PEAKS NO. 2

STATE OF Texas )  
COUNTY OF Tarrant ) ss

1. My/our name(s) is/are Daryl Glyn Stewart and Carolyn Sue Stewart.

2. I/we am/are the record owner(s) of Lot 8, Block 1, Pagosa Peaks No. 2, a subdivision in Archuleta County, Colorado, according to the recorded plat thereof.

3. All lots in this subdivision were and are encumbered by protective covenants recorded in Book 138 at Page 46 of the records of the Archuleta County Clerk and Recorder.

4. Said protective covenants unless extended expire on December 31, 1993.

5. It is my/our desire and I/we do hereby agree to extend those protective covenants to be in full force and effect until December 31, 2013.

FURTHER AFFIANT SAITH NAUGHT.

Daryl Glyn Stewart  
Daryl Glyn Stewart

Carolyn Sue Stewart  
Carolyn Sue Stewart

4900 Melissa  
Haltom City, TX 76117

Subscribed and sworn to before me this 29 day  
of April, 1993, by Daryl Glyn Stewart and Carolyn Sue  
Stewart.

Witness my hand and official seal.

My Commission expires:

11-30-95

Rebecca Dent  
NOTARY PUBLIC

STEWART2.AFF

AFFIDAVIT TO EXTEND PROTECTIVE COVENANTS  
FOR PAGOSA PEAKS NO. 2

STATE OF CA  
COUNTY OF Santa Barbara <sup>SS</sup>

1. My/our name(s) is/are Robert A. Milazzo and Vincent R. Milazzo.

2. I/we am/are the record owner(s) of Lot 2, Block 4, Pagosa Peaks No. 2, a subdivision in Archuleta County, Colorado, according to the recorded plat thereof.

3. All lots in this subdivision were and are encumbered by protective covenants recorded in Book 138 at Page 46 of the records of the Archuleta County Clerk and Recorder.

4. Said protective covenants unless extended expire on December 31, 1993.

5. It is my/our desire and I/we do hereby agree to extend those protective covenants to be in full force and effect until December 31, 2013.

FURTHER AFFIANT SAITH NAUGHT.

Robert A. Milazzo  
Robert A. Milazzo

Vincent R. Milazzo  
Vincent R. Milazzo

1219 1/2 Poinsettia Dr.  
Los Angeles, CA 90046

Subscribed and sworn to before me this \_\_\_\_ day  
of \_\_\_\_\_, 1993, by Robert A. Milazzo and Vincent R.  
Milazzo.

Witness my hand and official seal.

My Commission expires:

MILAZZO.AFF

NOTARY PUBLIC

STATE OF CA

COUNTY OF Santa Barbara ss.

On 4-5-93 before me, the undersigned, a Notary Public in and for said State personally appeared Robert A. Mazzzo and Vincent R. Mazzzo

☐ Personally known to me OR ☐ proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

Witness my hand and official seal.

Dorinda Macias  
Signature of Notary  
Dorinda Macias  
Name (Typed or Printed)

Capacity Claimed by Signer:

- ☒ Individual(s)  
☐ Corporate Officer(s)

Title(s)

- ☐ Partner(s)  
☐ Attorney-in-Fact  
☐ Trustee(s)  
☐ Subscribing Witness  
☐ Guardian/Conservator  
☐ Other:

Signer is Representing:

Name of person(s) or Entity(ies)



(This area for official notarial seal)

Comm: 5-294

ATTENTION NOTARY: Although the information requested below is optional, it could prevent fraudulent attachment of this certificate to another document.

THIS CERTIFICATE  
MUST BE ATTACHED  
TO THE DOCUMENT  
DESCRIBED AT THE  
RIGHT:

Title or Type of Document

Number of Pages Date of Document

Signer(s) Other Than Named Above

SAV-191 (11/91)

RECORDERS NOTE  
ACKNOWLEDGEMENT  
is stapled to document

RECORDERS NOTE  
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AFFIDAVIT TO EXTEND PROTECTIVE COVENANTS  
FOR PAGOSA PEAKS NO. 2

STATE OF CA )  
COUNTY OF Orange ) ss

1. My/our name(s) is/are Michael J. Metz, Trustee and Virginia J. Metz, Trustee.

2. I/we am/are the record owner(s) of Lot 5, Block 2, Pagosa Peaks No. 2, a subdivision in Archuleta County, Colorado, according to the recorded plat thereof.

3. All lots in this subdivision were and are encumbered by protective covenants recorded in Book 138 at Page 46 of the records of the Archuleta County Clerk and Recorder.

4. Said protective covenants unless extended expire on December 31, 1993.

5. It is my/our desire and I/we do hereby agree to extend those protective covenants to be in full force and effect until December 31, 2013.

FURTHER AFFIANT SAITH NAUGHT.



Michael J. Metz  
Michael J. Metz, Trustee

Virginia J. Metz  
Virginia J. Metz, Trustee

29 Mann St.  
Irvine, CA 92715

Subscribed and sworn to before me this 21st day of March, 1993, by Michael J. Metz, Trustee and Virginia J. Metz, Trustee.

Witness my hand and official seal.

My Commission expires:

8-19-94

METZ.AFF

Marilyn Owens  
NOTARY PUBLIC

AFFIDAVIT TO EXTEND PROTECTIVE COVENANTS  
FOR PAGOSA PEAKS NO. 2

STATE OF New York )  
COUNTY OF Nassau ) ss

1. My/our name(s) is/are Russell W. Jenna, Jr. and Carol M. Jenna.

2. I/we am/are the record owner(s) of a one-half interest in Lot 4, Block 2, Pagosa Peaks No. 2, a subdivision in Archuleta County, Colorado, according to the recorded plat thereof.

3. All lots in this subdivision were and are encumbered by protective covenants recorded in Book 138 at Page 46 of the records of the Archuleta County Clerk and Recorder.

4. Said protective covenants unless extended expire on December 31, 1993.

5. It is my/our desire and I/we do hereby agree to extend those protective covenants to be in full force and effect until December 31, 2013.

FURTHER AFFIANT SAITH NAUGHT.

Russell W. Jenna, Jr.  
Russell W. Jenna, Jr.

Carol M. Jenna  
Carol M. Jenna

11 Woodland Rd.  
Oyster Bay, NY 11771

Subscribed and sworn to before me this 11th day of March, 1993, by Russell W. Jenna, Jr. and Carol M. Jenna.

Witness my hand and official seal.

My Commission expires:

Jean Flaherty  
NOTARY PUBLIC

JENNA.AFF

JEAN FLAHERTY  
NOTARY PUBLIC, State of New York  
No. 4848189  
Qualified in Nassau County  
Commission Expires January 31, 1994

ARCHULETA COUNTY, CO 0093002802 06/08/93 0320PM  
PAGE 12 OF 21 PAGES JUNE MADRID, RECORDER



AFFIDAVIT TO EXTEND PROTECTIVE COVENANTS  
FOR PAGOSA PEAKS NO. 2

STATE OF California )  
COUNTY OF Los Angeles ) ss

1. My/our name(s) is/~~are~~ Mary A. Martin, Trustee.
2. I/we am/are the record owner(s) of Lot 1, Block 2, Pagosa Peaks No. 2, a subdivision in Archuleta County, Colorado, according to the recorded plat thereof.
3. All lots in this subdivision were and are encumbered by protective covenants recorded in Book 138 at Page 46 of the records of the Archuleta County Clerk and Recorder.
4. Said protective covenants unless extended expire on December 31, 1993.
5. It is my/our desire and I/we do hereby agree to extend those protective covenants to be in full force and effect until December 31, 2013.

FURTHER AFFIANT SAITH NAUGHT.

Mary A. Martin, Trustee  
Mary A. Martin, Trustee  
604 E. Cypress  
Glendora, CA 91740

Subscribed and sworn to before me this 27 day of February,  
1993 by Mary A. Martin, Trustee.

Witness my hand and official seal.

My Commission expires:

Oct. 21, 1996

Annie A. Scalzo  
NOTARY PUBLIC

MARTIN.AFF



AFFIDAVIT TO EXTEND PROTECTIVE COVENANTS  
FOR PAGOSA PEAKS NO. 2

STATE OF Colorado )  
COUNTY OF Archuleta ) ss

1. My/our name(s) is/are Pamela Tracy Guy.
2. I/we am/are the record owner(s) of Lot 4, Block 1, Pagosa Peaks No. 2, a subdivision in Archuleta County, Colorado, according to the recorded plat thereof.
3. All lots in this subdivision were and are encumbered by protective covenants recorded in Book 138 at Page 46 of the records of the Archuleta County Clerk and Recorder.
4. Said protective covenants unless extended expire on December 31, 1993.
5. It is my/our desire and I/we do hereby agree to extend those protective covenants to be in full force and effect until December 31, 2013.

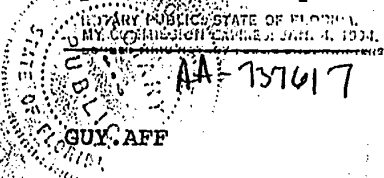
FURTHER AFFIANT SAITH NAUGHT.

Pamela Tracy Guy  
Pamela Tracy Guy  
HC 61-67 Perry Drive  
Pagosa Springs, CO 81147

Subscribed and sworn to before me this 4<sup>th</sup> day of March, 1993 by Pamela Tracy Guy.

Witness my hand and official seal.

My Commission expires:



[Signature]  
NOTARY PUBLIC

ARCHULETA COUNTY, CO 0093002802 06/08/93 0320PM  
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AFFIDAVIT TO EXTEND PROTECTIVE COVENANTS  
FOR PAGOSA PEAKS NO. 2

STATE OF Texas )  
COUNTY OF Brazoria ) ss

1. My/our name(s) is/are James A. Fregia and Patricia W. Fregia.

2. I/we am/are the record owner(s) of Lot 2, Block 2, Pagosa Peaks No. 2, a subdivision in Archuleta County, Colorado, according to the recorded plat thereof.

3. All lots in this subdivision were and are encumbered by protective covenants recorded in Book 138 at Page 46 of the records of the Archuleta County Clerk and Recorder.

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FURTHER AFFIANT SAITH NAUGHT.

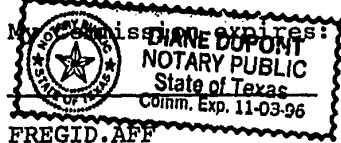
James A. Fregia  
James A. Fregia

Patricia W. Fregia  
Patricia W. Fregia

Rt. 5, Box 5657  
Brazoria, TX 77422

Subscribed and sworn to before me this 23rd day of February, 1993, by James A. Fregia and Patricia W. Fregia.

Witness my hand and official seal.



Diane Dupont  
NOTARY PUBLIC

ARCHULETA COUNTY, CO 0093002802 06/08/93 0320PM  
PAGE 15 OF 21 PAGES JUNE MADRID, RECORDER

\* Please note change in spelling of last name  
You had FREGID (Correct FREGIA)

AFFIDAVIT TO EXTEND PROTECTIVE COVENANTS  
FOR PAGOSA PEAKS NO. 2

STATE OF TEXAS )  
COUNTY OF HOOD ) ss

1. My/our name(s) is/are Kenneth R. Cogdill and Betty Jean Cogdill.

2. I/we am/are the record owner(s) of Lot 3, Block 1, Pagosa Peaks No. 2, a subdivision in Archuleta County, Colorado, according to the recorded plat thereof.

3. All lots in this subdivision were and are encumbered by protective covenants recorded in Book 138 at Page 46 of the records of the Archuleta County Clerk and Recorder.

4. Said protective covenants unless extended expire on December 31, 1993.

5. It is my/our desire and I/we do hereby agree to extend those protective covenants to be in full force and effect until December 31, 2013.

FURTHER AFFIANT SAITH NAUGHT.

Kenneth R. Cogdill  
Kenneth R. Cogdill

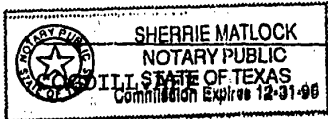
Betty Jean Cogdill  
Betty Jean Cogdill

P. O. Box 451  
Granbury, TX 76048

Subscribed and sworn to before me this 22nd day of February, 1993, by Kenneth R. Cogdill and Betty Jean Cogdill.

Witness my hand and official seal.

My Commission expires:



Sherrie Matlock  
NOTARY PUBLIC

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AFFIDAVIT TO EXTEND PROTECTIVE COVENANTS  
FOR PAGOSA PEAKS NO. 2

STATE OF Kansas )  
COUNTY OF Lyon ) ss

1. My/our name(s) is/are Wayne G. Bergman and Peggy D. Bergman.

2. I/we am/are the record owner(s) of Lot 8, Block 2, Pagosa Peaks No. 2, a subdivision in Archuleta County, Colorado, according to the recorded plat thereof.

3. All lots in this subdivision were and are encumbered by protective covenants recorded in Book 138 at Page 46 of the records of the Archuleta County Clerk and Recorder.

4. Said protective covenants unless extended expire on December 31, 1993.

5. It is my/our desire and I/we do hereby agree to extend those protective covenants to be in full force and effect until December 31, 2013.

FURTHER AFFIANT SAITH NAUGHT.

Wayne G. Bergman  
Wayne G. Bergman

Peggy D. Bergman  
Peggy D. Bergman

Rt. 5, Box 173 F  
Emporia, KS 66801

Subscribed and sworn to before me this 2nd day  
of March, 1993, by Wayne G. Bergman and Peggy D. Bergman.

Witness my hand and official seal.

My Commission expires:

May 25, 1993

Laura L. Storrer  
NOTARY PUBLIC

BERGMAN.AFF



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AFFIDAVIT TO EXTEND PROTECTIVE COVENANTS  
FOR PAGOSA PEAKS NO. 2

STATE OF CALIFORNIA )  
COUNTY OF LOS ANGELES ) ss

1. My/our name(s) is/are Joseph Scrtais and Mary Lou Scrtais.

2. I/we am/are the record owner(s) of Lot 11, Block 1, Pagosa Peaks No. 2, a subdivision in Archuleta County, Colorado, according to the recorded plat thereof.

3. All lots in this subdivision were and are encumbered by protective covenants recorded in Book 138 at Page 46 of the records of the Archuleta County Clerk and Recorder.

4. Said protective covenants unless extended expire on December 31, 1993.

5. It is my/our desire and I/we do hereby agree to extend those protective covenants to be in full force and effect until December 31, 2013.

FURTHER AFFIANT SAITH NAUGHT.

Joseph Scrtais  
Joseph Scrtais

Mary Lou Scrtais  
Mary Lou Scrtais

12 Cedar Tree Lane  
Irving, CA 92715

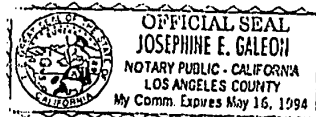
Subscribed and sworn to before me this 26<sup>th</sup> day of February, 1993, by Joseph Scrtais and Mary Lou Scrtais.

Witness my hand and official seal.

My Commission expires:

SCRTAIS.AFF

Josephine E. Galeon  
NOTARY PUBLIC



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AFFIDAVIT TO EXTEND PROTECTIVE COVENANTS  
FOR PAGOSA PEAKS NO. 2

STATE OF Texas )  
COUNTY OF Lubbock ) ss

1. My name is Alan B. White and I am  
Owner of Webcam Investments.

2. Webcam Investments is the record owner of Lot 7, Block 2,  
Pagosa Peaks No. 2, a subdivision in Archuleta County, Colorado,  
according to the recorded plat thereof.

3. All lots in this subdivision were and are encumbered by  
protective covenants recorded in Book 138 at Page 46 of the records  
of the Archuleta County Clerk and Recorder.

4. Said protective covenants unless extended expire on  
December 31, 1993.

5. It is the desire of Webcam Investments, and I do hereby  
agree on behalf of Webcam Investments to extend those protective  
covenants to be in full force and effect until December 31, 2013.

FURTHER AFFIANT SAITH NAUGHT.

WEBCAM INVESTMENTS

By [Signature]

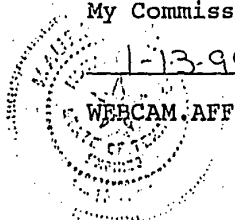
c/o Alan White  
5010 University, Suite 410  
Lubbock, TX 79413

Subscribed and sworn to before me this 25th day  
of February, 1993, by Alan B. White,  
Owner of Webcam Investments.  
(Title)

Witness my hand and official seal.

My Commission expires:

[Signature]  
NOTARY PUBLIC



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AFFIDAVIT TO EXTEND PROTECTIVE COVENANTS  
FOR PAGOSA PEAKS NO. 2

STATE OF COLORADO )  
COUNTY OF ARCHULETA ) ss

1. My/our name(s) is/are Horace Abercrombie and Mildred S. Abercrombie.

2. I/we am/are the record owner(s) of Lot 7, Block 1 and a portion of Block 3, Lots 1 and 2, Pagosa Peaks No. 2, a subdivision in Archuleta County, Colorado, according to the recorded plat thereof.

3. All lots in this subdivision were and are encumbered by protective covenants recorded in Book 138 at Page 46 of the records of the Archuleta County Clerk and Recorder.

4. Said protective covenants unless extended expire on December 31, 1993.

5. It is my/our desire and I/we do hereby agree to extend those protective covenants to be in full force and effect until December 31, 2013.

FURTHER AFFIANT SAITH NAUGHT.

Horace Abercrombie  
Horace Abercrombie

Mildred S. Abercrombie  
Mildred S. Abercrombie

509 Perry Drive HCR 61  
Pagosa Springs, CO 88147-9803

Subscribed and sworn to before me this 26 day  
of February, 1993, by Horace Abercrombie and Mildred S.  
Abercrombie.

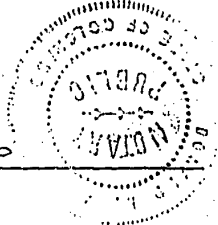
Witness my hand and official seal.

My Commission expires:

10/8/95

ABERCROMBIE.AFF

Donald K. Jones  
NOTARY PUBLIC



AFFIDAVIT TO EXTEND PROTECTIVE COVENANTS  
FOR PAGOSA PEAKS NO. 2

STATE OF MONTANA )  
COUNTY OF ARCHULETA ) ss

1. (My) our name(s) is/are Michael A. Sederquist.
2. (I) we am/are the record owner(s) of Lot 4, Block 4, Pagosa Peaks No. 2, a subdivision in Archuleta County, Colorado, according to the recorded plat thereof.
3. All lots in this subdivision were and are encumbered by protective covenants recorded in Book 138 at Page 46 of the records of the Archuleta County Clerk and Recorder.
4. Said protective covenants unless extended expire on December 31, 1993.
5. It is (my) our desire and (I) we do hereby agree to extend those protective covenants to be in full force and effect until December 31, 2013.

FURTHER AFFIANT SAITH NAUGHT.

Michael A. Sederquist  
Michael A. Sederquist  
2613 Hoard St.  
Madison, WI 53704

Subscribed and sworn to before me this 2nd day of March, 1993 by Michael A. Sederquist.

Witness my hand and official seal.

My Commission expires:

7/21/96

[Signature]  
NOTARY PUBLIC

SEDERQUIST.AFF