



FOURTH AMENDED DECLARATION OF PROTECTIVE COVENANTS

PAGOSA PINES - UNIT NO. 4

PAGOSA SPRINGS, COLORADO

KNOW ALL MEN BY THESE PRESENTS:

The undersigned are a majority of the owners of Lots 1 through 23 and Tracts 1 through 5, and Tract A, Pagosa Pines Unit No. 4, a subdivision located in the W 1 / 2 of Section 32, Township 35 North, Range 1 West and the W 1 / 2 of Section 5, Township 34 North, Range 1 West, N.M.P.M., Archuleta County, Colorado. The plat of said subdivision was duly recorded on October 26, 1972 in the office of the Archuleta County Clerk and Recorder under Reception No. 76690.

The undersigned Lot and Tract owners of Pagosa Pines Unit No. 4 have the authority to amend the Declaration of Protective Covenants of the same as allowed by paragraphs 19 and 20 of the Original Declaration of Protective Covenants which were recorded October 26, 1972 in Book 129, Page 641 at Reception No 76691 in the records of the Archuleta County Clerk and Recorder.

1. All lots numbered one (1) through twenty-three (23), inclusive, shall be designated as residential lots. Tracts numbered one (1) through five (5), and Tract A, inclusive, shall be designated as commercial tracts and may be used as commercial or residential lots.

2. On all residential lots, no buildings shall be erected, altered, or placed, or permitted to remain on any lot other than one (1) single-family dwelling, and one (1) private garage for not more than four (4) cars, a single-family guest house not to exceed 1200 square feet, and up to three (3) other outbuildings for the personal use and convenience of the owner. The total combined square footage of the three other outbuildings not to exceed 1800 square feet.

3. If a lot owner owns adjoining properties, regardless of whether both properties are located within Pagosa Pines Unit No. 4, and one property has a single family dwelling on it, the owner may erect or place outbuildings, as provided in paragraph 2, on his or her adjoining property.

4. No building shall be located on any building site less than twenty (20) feet from the lot lines. Provided, however, no structures may be placed or erected in any easement shown on the plat.

5. No vehicle shall be parked on any roadway nor waterway within the boundaries of said lots. No Quonset hut, trailer house, motor home, mobile home, modular home, manufactured home or any type of pre-assembled home (similar to a mobile home, modular home or manufactured home which is available for installation as a substantially finished product) may be built or installed on any lot or tract: no wrecked or inoperative vehicles may be parked on any lot or tract. Nor may any basement, tent, shack, garage, barn, outbuilding or temporary structure be used as a residence. No more than one (1) recreational travel vehicle for the owner's recreational (not residential or rental) use may be parked on any lot. No construction, commercial or heavy equipment may be parked on any lot except while being used for construction on said lot.

6. A perpetual easement for the installation and maintenance of utilities and drainage facilities, including, but not limited to, electric lines, gas lines, telephone lines, television cable, sewer lines and water lines, is reserved and dedicated over and through the roads and streets within this subdivision, together with an easement being ten (10) feet in width adjacent to and parallel with all side and rear lots, together with perpetual rights of ingress and egress for installations, maintenance and replacement of such

1 of 3

Return To:

Marilyn Backus
30 Ponderosa Dr.
Pagosa Spr, CO 81477



lines. A ten-foot (10') easement is also reserved for the maintenance of existing irrigation ditches and right-of-way-easements for said ditches. Said easements and rights shall be utilized in a responsible and prudent manner.

7. All sewage disposal must be in accordance with the requirements of the San Juan Basin Health Unit and the Colorado State Department of Health and any sewage disposal unit shall be installed to serve each dwelling. The effluent from septic tanks shall not be permitted to discharge into a stream, storm sewer, open ditch or drain, unless it has first passed through an absorption field or through an aerator and retention pond as approved by the health authority.

8. It is hereby covenanted and agreed by the developer, its heirs, successors and assigns, that in the event that proper authorities of the County of Archuleta shall determine that the surface and sub-surface water in the area is becoming contaminated by the use of septic tanks or other sewage disposal systems in the area, the owner of the properties in the subdivision shall install, at their own expense, a commercial or private sewage disposal system. This is a covenant running with the land.

9. All structures shall be of new material of first-class workmanship and be constructed in such a manner as to protect the natural growth and other conditions of each lot, such as trees, shrubs, streams and natural setting shall be preserved. The ground floor area of the main structure, exclusive of open porches and garages, shall be not less than 1,200 square feet. Construction of all buildings shall be completed as soon as possible but in no case more than twelve (12) months after commencement.

10. The owners of all lots shall keep the same clean of all debris, garbage and trash at all times.

11. No lot may be further subdivided if the result would be to create a lot or tract of land smaller than five (5) acres unless central water is provided to any lots created less than five (5) acres in size.

12. All outside fires, whether for cooking, camping, trash burning and any other purpose, shall be considered as hostile and dangerous and are, for the safety of the owners and neighbors, not permitted unless confined to a well-built or protected area such as a fireplace or fire pit and is compliance with Archuleta County regulations and must be attended so as to guarantee a minimum of smoking and smoldering.

13. No side or rear fence, and no side or rear wall, other than the wall of the buildings constructed on any of said lots, shall be more than six (6) feet in height. No advertising signs of any nature shall be erected or displayed on such lots.

14. No animals, livestock or poultry of any kind, except horses and/or cattle shall be raised, bred, or kept on any residential lot, except that dogs, cats or other household pets may be kept, provided that they are not kept, bred or maintained for any commercial purposes. No store or public office, and no hospitals, sanitarium, or other place for the care or treatment of the sick, physically or mentally disabled, except a doctor's office in his home, nor any theater, saloon, or other place of entertainment, shall ever be erected or permitted upon said residential lots or any part thereof. No business of any kind or character whatsoever of any other type, shall be conducted in, on or from any residential structure on said lots.

15. All lots will allow a buyer to have horse privileges, provided that normal sanitary and fencing conditions must be maintained, and provided that not more than four (4) horses or six(6) cattle and four (4) months supply of hay or straw for said livestock be kept on any one lot. Any animal wastes must be disposed of in accordance with County and State regulations and/or general cleanliness requirements. All domestic wells must in compliance with Colorado State regulations.



16. There shall be no indiscriminate use of firearms anywhere on the subdivision. This requirement is necessary because of the hazards natural to this type of terrain.

17. Failure to enforce any of the restrictions, rights, reservations and limitations contained herein shall not in any event be construed to be a waiver thereof or consent to any further or succeeding breach of violation thereof.

18. On all residential lots, before placing, erecting or beginning construction on any structure, the site and building plans must be approved in writing by a majority of the property owners. A variance may be obtained from any provision in these covenants by written consent of the majority of the property owners.

19. Deeds of conveyance of said property, or any part thereof, may contain the above restrictive covenants by reference to this document, but whether or not such reference is made in such deeds, or any part thereof, each and all of such restrictive covenants shall be valid and binding upon the respective grantees. Violation of any one or more of such covenants may be restrained by any court of competent jurisdiction.

20. All covenants and restrictions herein stated and set forth shall run with the land and shall be binding on all parties and persons claiming any interest in said lots or part thereof until ten (10) years from date hereof, at which time said covenants and restrictions shall automatically be extended for successive periods of ten (10) years, unless by a vote of the majority of the then owners of said lots it is agreed to change said covenants in whole or in part.

21. Invalidation of any one of the covenants and restrictions herein before set forth by judgment or court order shall in no wise affect any of the other provisions thereof which shall remain in full force and effect until ten (10) years from the date hereof subject to automatic extensions as provided in paragraph nineteen (19) hereof.

IN WITNESS WHEREOF, the undersigned lot and tract owners, being a majority of the lot and tract owners with Pagosa Pines Unit No. 4 and pursuant to paragraphs 19 and 20 of the Declaration of Protective Covenants recorded under Book 129, Page 641, at Reception No 76691 in the records of the Archuleta County Clerk and Recorder hereby state that they have the right and authority to amend the Declaration of Protective Covenants, and is further set forth on documents A-1 through A- 18, recorded in the records of the Archuleta County Clerk and Recorder at Reception Number .

PAGOSA PINES NO. 4 SUBDIVISION

BY: Meryle Backus

Meryle Backus, Owner and
Recording Agent for the Majority of Lot
And Tract Owners of Pagosa Pines Unit 4
Subdivision, Archuleta County,
Colorado

20809877
4 of 21 DCC

12/3/2008 11:15 AM
R\$106.00 D\$0.00

June Madrid
Archuleta County

WAIVER AND ABSENTEE VOTE
SPECIAL MEETING OF
PAGOSA PINES UNIT NO. 4 LOT AND TRACT OWNERS

I/We, the undersigned owner of Lot No. 3 or Tract No. _____ of Pagosa Pines Unit No. 4, hereby waive the right to attend a special meeting to be held on the 1st day of December at the hour of 7:00 p.m. in the South Conference Room in the Pagosa Springs Community Center located at 451 Hot Springs Boulevard, Pagosa Springs, CO, and agree to amend the existing Third Amended Declaration of Protective Covenants recorded in the Archuleta County real property records on July 16, 1999 at Reception number 99006793, The Fourth Amended Declaration of Protective Covenants shall be recorded in the office of the Clerk and Recorder of Archuleta County, Colorado

Dated 11/22/08

Signature Walton B. Pteron *WA*

Signature _____

State of _____

County of _____

The forgoing instrument was acknowledged, subscribed and sworn to before me this _____ day of _____, 2008, by _____.

My commission expires _____

Notary Public _____

Exhibit A-1

WAIVER AND ABSENTEE VOTE
SPECIAL MEETING OF
PAGOSA PINES UNIT NO. 4 LOT AND TRACT OWNERS

I/We, the undersigned owner of Lot No. 4 or Tract No. _____ of Pagosa Pines Unit No. 4, hereby waive the right to attend a special meeting to be held on the 1st day of December at the hour of 7:00 p.m. in the South Conference Room in the Pagosa Springs Community Center located at 451 Hot Springs Boulevard, Pagosa Springs, CO, and agree to amend the existing Third Amended Declaration of Protective Covenants recorded in the Archuleta County real property records on July 16, 1999 at Reception number 99006793, The Fourth Amended Declaration of Protective Covenants shall be recorded in the office of the Clerk and Recorder of Archuleta County, Colorado

Dated 11-18-08

Signature Karl R Snow

Signature _____

State of _____

County of _____

The forgoing instrument was acknowledged, subscribed and sworn to before me this _____ day of _____, 2008, by _____.

My commission expires _____

Notary Public _____

Exhibit A-2

WAIVER AND ABSENTEE VOTE
SPECIAL MEETING OF
PAGOSA PINES UNIT NO. 4 LOT AND TRACT OWNERS

I/We, the undersigned owner of Lot No. 5 or Tract No. _____ of Pagosa Pines Unit No. 4, hereby waive the right to attend a special meeting to be held on the 1st day of December at the hour of 7:00 p.m. in the South Conference Room in the Pagosa Springs Community Center located at 451 Hot Springs Boulevard, Pagosa Springs, CO, and agree to amend the existing Third Amended Declaration of Protective Covenants recorded in the Archuleta County real property records on July 16, 1999 at Reception number 99006793, The Fourth Amended Declaration of Protective Covenants shall be recorded in the office of the Clerk and Recorder of Archuleta County, Colorado

Dated 11-17-08

Signature

Chris S. Gallegos

Signature

Darlene Gallegos

State of

Colorado

County of

Archuleta

The forgoing instrument was acknowledged, subscribed and sworn to before me this 17th day of November, 2008, by Chris and Darlene Gallegos.

My commission expires April 30, 2011

Notary Public

[Signature]



My Commission Expires April 30, 2011

Exhibit A-3



WAIVER AND ABSENTEE VOTE
SPECIAL MEETING OF
PAGOSA PINES UNIT NO. 4 LOT AND TRACT OWNERS

I/We, the undersigned owner of Lot No. 6 or Tract No. _____ of Pagosa Pines Unit No. 4, hereby waive the right to attend a special meeting to be held on the 1st day of December at the hour of 7:00 p.m. in the South Conference Room in the Pagosa Springs Community Center located at 451 Hot Springs Boulevard, Pagosa Springs, CO, and agree to amend the existing Third Amended Declaration of Protective Covenants recorded in the Archuleta County real property records on July 16, 1999 at Reception number 99006793, The Fourth Amended Declaration of Protective Covenants shall be recorded in the office of the Clerk and Recorder of Archuleta County, Colorado

Dated 11-22-2008

Signature *Jerry Lyon*

Signature _____

State of _____

County of _____

The forgoing instrument was acknowledged, subscribed and sworn to before me this _____ day of _____, 2008, by _____.

My commission expires _____

Notary Public _____

Exhibit A-4



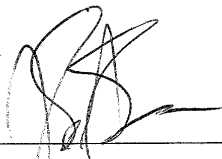
WAIVER AND ABSENTEE VOTE
SPECIAL MEETING OF
PAGOSA PINES UNIT NO. 4 LOT AND TRACT OWNERS

I/We, the undersigned owner of Lot No. 7 or Tract No. 4 of Pagosa Pines Unit No. 4, hereby waive the right to attend a special meeting to be held on the 1st day of December at the hour of 7:00 p.m. in the South Conference Room in the Pagosa Springs Community Center located at 451 Hot Springs Boulevard, Pagosa Springs, CO. and agree to amend the existing Third Amended Declaration of Protective Covenants recorded in the Archuleta County real property records on July 16, 1999 at Reception number 99006793, The Fourth Amended Declaration of Protective Covenants shall be recorded in the office of the Clerk and Recorder of Archuleta County, Colorado

Dated 12/1/08

Signature

Signature


lindsay A Abreu

State of COLORADO

County of ARCHULETA

The foregoing instrument was acknowledged, subscribed and sworn to before me this 1st day of December, 2008, by JOSHUA ABREU

My commission expires 9/17/2009



Notary Public

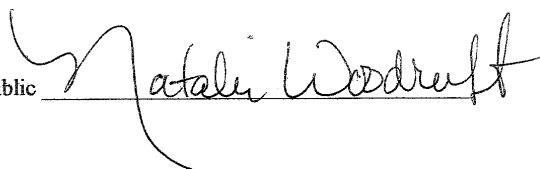


Exhibit A-5

WAIVER AND ABSENTEE VOTE
SPECIAL MEETING OF
PAGOSA PINES UNIT NO. 4 LOT AND TRACT OWNERS

I/We, the undersigned owner of Lot No. 14 or Tract No. _____ of Pagosa Pines Unit No. 4, hereby waive the right to attend a special meeting to be held on the 1st day of December at the hour of 7:00 p.m. in the South Conference Room in the Pagosa Springs Community Center located at 451 Hot Springs Boulevard, Pagosa Springs, CO. and agree to amend the existing Third Amended Declaration of Protective Covenants recorded in the Archuleta County real property records on July 16, 1999 at Reception number 99006793, The Fourth Amended Declaration of Protective Covenants shall be recorded in the office of the Clerk and Recorder of Archuleta County, Colorado

Dated 11/22/08

Signature Nancy R. Pippenger

Signature _____

State of _____

County of _____

The forgoing instrument was acknowledged, subscribed and sworn to before me this _____ day of _____, 2008, by _____.

My commission expires _____

Notary Public _____

Exhibit A-6

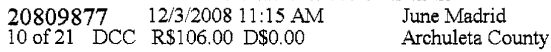


Exhibit A-7

WAIVER AND ABSENTEE VOTE
SPECIAL MEETING OF
PAGOSA PINES UNIT NO. 4 LOT AND TRACT OWNERS

I/We, the undersigned owner of Lot No. 16 or Tract No. _____ of Pagosa Pines Unit No. 4, hereby waive the right to attend a special meeting to be held on the 1st day of December at the hour of 7:00 p.m. in the South Conference Room in the Pagosa Springs Community Center located at 451 Hot Springs Boulevard, Pagosa Springs, CO. and agree to amend the existing Third Amended Declaration of Protective Covenants recorded in the Archuleta County real property records on July 16, 1999 at Reception number 99006793, The Fourth Amended Declaration of Protective Covenants shall be recorded in the office of the Clerk and Recorder of Archuleta County, Colorado

Dated 11/19/08

Signature [Signature]

Signature [Signature]

State of Colorado

County of Archuleta

The forgoing instrument was acknowledged, subscribed and sworn to before me this 19 day of November, 2008, by David Cammack & Mary Helen Cammack

My commission expires 1-06-2009

Notary Public [Signature]



My Commission Expires 1-06-2009

Exhibit A-8

WAIVER AND ABSENTEE VOTE
SPECIAL MEETING OF
PAGOSA PINES UNIT NO. 4 LOT AND TRACT OWNERS

I/We, the undersigned owner of Lot No. 17 or Tract No. _____ of Pagosa Pines Unit No. 4, hereby waive the right to attend a special meeting to be held on the 1st day of December at the hour of 7:00 p.m. in the South Conference Room in the Pagosa Springs Community Center located at 451 Hot Springs Boulevard, Pagosa Springs, CO, and agree to amend the existing Third Amended Declaration of Protective Covenants recorded in the Archuleta County real property records on July 16, 1999 at Reception number 99006793, The Fourth Amended Declaration of Protective Covenants shall be recorded in the office of the Clerk and Recorder of Archuleta County, Colorado

Dated 11/19/08

Signature [Signature]

Signature [Signature]

State of Colorado

County of Archuleta

The forgoing instrument was acknowledged, subscribed and sworn to before me this 19 day of November, 2008, by David Ammack & Mary Helen Ammack

My commission expires 1-06-2009

Notary Public [Signature]



My Commission Expires 1-06-2009

Exhibit A-9

WAIVER AND ABSENTEE VOTE
SPECIAL MEETING OF
PAGOSA PINES UNIT NO. 4 LOT AND TRACT OWNERS

I/We, the undersigned owner of Lot No. 18 or Tract No. _____ of Pagosa Pines Unit No. 4, hereby waive the right to attend a special meeting to be held on the 1st day of December at the hour of 7:00 p.m. in the South Conference Room in the Pagosa Springs Community Center located at 451 Hot Springs Boulevard, Pagosa Springs, CO, and agree to amend the existing Third Amended Declaration of Protective Covenants recorded in the Archuleta County real property records on July 16, 1999 at Reception number 99006793, The Fourth Amended Declaration of Protective Covenants shall be recorded in the office of the Clerk and Recorder of Archuleta County, Colorado

Dated 11-21-2008

Signature

James Backus

Signature

Meryle Backus

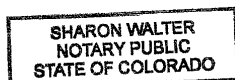
State of Colorado

County of Archuleta

The forgoing instrument was acknowledged, subscribed and sworn to before me this

21st day of November, 2008, by James & Meryle Backus - signers
Sharon Walter - notary

My commission expires 08/01/2012



Notary Public

Sharon Walter

My Commission Expires: 08/01/2012

Exhibit A-10

WAIVER AND ABSENTEE VOTE
SPECIAL MEETING OF
PAGOSA PINES UNIT NO. 4 LOT AND TRACT OWNERS

I/We, the undersigned owner of Lot No. 22 or Tract No. _____ of Pagosa Pines Unit No. 4, hereby waive the right to attend a special meeting to be held on the 1st day of December at the hour of 7:00 p.m. in the South Conference Room in the Pagosa Springs Community Center located at 451 Hot Springs Boulevard, Pagosa Springs, CO, and agree to amend the existing Third Amended Declaration of Protective Covenants recorded in the Archuleta County real property records on July 16, 1999 at Reception number 99006793, The Fourth Amended Declaration of Protective Covenants shall be recorded in the office of the Clerk and Recorder of Archuleta County, Colorado

Dated 12-1-08

Signature Caroline Colie

Signature _____

State of _____

County of _____

The forgoing instrument was acknowledged, subscribed and sworn to before me this _____ day of _____, 2008, by _____.

My commission expires _____

Notary Public _____

Exhibit A-11

WAIVER AND ABSENTEE VOTE
SPECIAL MEETING OF
PAGOSA PINES UNIT NO. 4 LOT AND TRACT OWNERS

I/We, the undersigned owner of Lot No. 23 or Tract No. _____ of Pagosa Pines Unit No. 4, hereby waive the right to attend a special meeting to be held on the 1st day of December at the hour of 7:00 p.m. in the South Conference Room in the Pagosa Springs Community Center located at 451 Hot Springs Boulevard, Pagosa Springs, CO, and agree to amend the existing Third Amended Declaration of Protective Covenants recorded in the Archuleta County real property records on July 16, 1999 at Reception number 99006793, The Fourth Amended Declaration of Protective Covenants shall be recorded in the office of the Clerk and Recorder of Archuleta County, Colorado

Dated 11-17-08

Signature

Signature

State of

County of

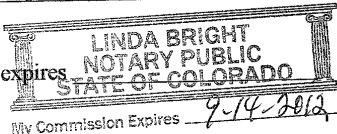
Colorado

Archuleta

The forgoing instrument was acknowledged, subscribed and sworn to before me this

17 day of November, 2008, by Cheryl McManis

My commission expires



Notary Public

Linda Bright

Exhibit A-12

WAIVER AND ABSENTEE VOTE
SPECIAL MEETING OF
PAGOSA PINES UNIT NO. 4 LOT AND TRACT OWNERS

I/We, the undersigned owner of Lot No. _____ or Tract No. 3 of Pagosa Pines Unit No. 4, hereby waive the right to attend a special meeting to be held on the 1st day of December at the hour of 7:00 p.m. in the South Conference Room in the Pagosa Springs Community Center located at 451 Hot Springs Boulevard, Pagosa Springs, CO, and agree to amend the existing Third Amended Declaration of Protective Covenants recorded in the Archuleta County real property records on July 16, 1999 at Reception number 99006793, The Fourth Amended Declaration of Protective Covenants shall be recorded in the office of the Clerk and Recorder of Archuleta County, Colorado

Dated 11/14/08

Signature

Rhonda Leslie

Signature

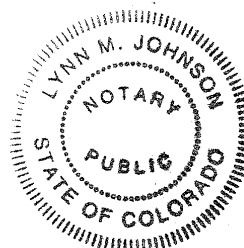
[Signature]

State of

Colorado

County of

Archuleta



The forgoing instrument was acknowledged, subscribed and sworn to before me this

14th day of November, 2008, by Rhonda Leslie

My commission expires

3/22/2010

Notary Public

Lynn M Johnson

Exhibit A-13

WAIVER AND ABSENTEE VOTE
SPECIAL MEETING OF
PAGOSA PINES UNIT NO. 4 LOT AND TRACT OWNERS

I/We, the undersigned owner of Lot No. _____ or Tract No. 4 of Pagosa Pines Unit No. 4, hereby waive the right to attend a special meeting to be held on the 1st day of December at the hour of 7:00 p.m. in the South Conference Room in the Pagosa Springs Community Center located at 451 Hot Springs Boulevard, Pagosa Springs, CO, and agree to amend the existing Third Amended Declaration of Protective Covenants recorded in the Archuleta County real property records on July 16, 1999 at Reception number 99006793, The Fourth Amended Declaration of Protective Covenants shall be recorded in the office of the Clerk and Recorder of Archuleta County, Colorado

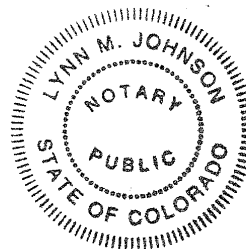
Dated 11/14/08

Signature Rhonda Leslie

Signature [Signature]

State of Colorado

County of Archuleta



The forgoing instrument was acknowledged, subscribed and sworn to before me this 14th day of November, 2008, by Rhonda Leslie.

My commission expires 3/22/2010

Notary Public Lynn M Johnson

Exhibit A-14

WAIVER AND ABSENTEE VOTE
SPECIAL MEETING OF
PAGOSA PINES UNIT NO. 4 LOT AND TRACT OWNERS

I/We, the undersigned owner of Lot No. _____ or Tract No. 5A of Pagosa Pines Unit No. 4, hereby waive the right to attend a special meeting to be held on the 1st day of December at the hour of 7:00 p.m. in the South Conference Room in the Pagosa Springs Community Center located at 451 Hot Springs Boulevard, Pagosa Springs, CO, and agree to amend the existing Third Amended Declaration of Protective Covenants recorded in the Archuleta County real property records on July 16, 1999 at Reception number 99006793, The Fourth Amended Declaration of Protective Covenants shall be recorded in the office of the Clerk and Recorder of Archuleta County, Colorado

Dated 11/19/08

Signature [Signature]

Signature [Signature]

State of Colorado

County of Archuleta

The forgoing instrument was acknowledged, subscribed and sworn to before me this

19 day of November, 2008, by David Cammack + Mary Helen Cammack

My commission expires 1-06-2009

Notary Public [Signature]



My Commission Expires 1-06-2009

Exhibit A-15

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19 of 21 DCC

12/3/2008 11:15 AM
R\$106.00 D\$0.00

June Madrid
Archuleta County

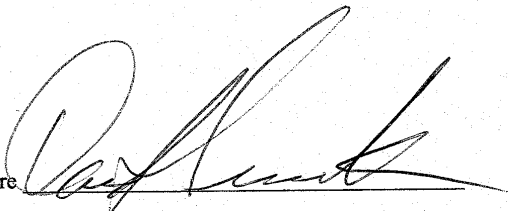
WAIVER AND ABSENTEE VOTE
SPECIAL MEETING OF
PAGOSA PINES UNIT NO. 4 LOT AND TRACT OWNERS

I/We, the undersigned owner of Lot No. _____ or Tract No. A of Pagosa Pines Unit No. 4, hereby waive the right to attend a special meeting to be held on the 1st day of December at the hour of 7:00 p.m. in the South Conference Room in the Pagosa Springs Community Center located at 451 Hot Springs Boulevard, Pagosa Springs, CO, and agree to amend the existing Third Amended Declaration of Protective Covenants recorded in the Archuleta County real property records on July 16, 1999 at Reception number 99006793, The Fourth Amended Declaration of Protective Covenants shall be recorded in the office of the Clerk and Recorder of Archuleta County, Colorado

Dated

11/19/08

Signature



Signature

MA Cammack

State of

Colorado

County of

Archuleta

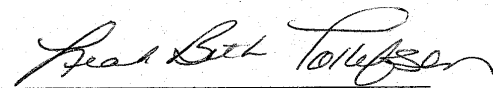
The forgoing instrument was acknowledged, subscribed and sworn to before me this

19 day of November, 2008, by David Cammack & Mary

My commission expires

1-06-2009

Notary Public





My Commission Expires 1-06-2009

Exhibit A-16

20809877
20 of 21 DCC

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RS106.00 DS0.00

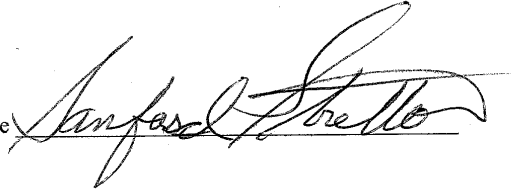
June Madrid
Archuleta County

WAIVER AND ABSENTEE VOTE
SPECIAL MEETING OF
PAGOSA PINES UNIT NO. 4 LOT AND TRACT OWNERS

I/We, the undersigned owner of Lot No. _____ or Tract No. 2 of Pagosa Pines Unit No. 4, hereby waive the right to attend a special meeting to be held on the 1st day of December at the hour of 7:00 p.m. in the South Conference Room in the Pagosa Springs Community Center located at 451 Hot Springs Boulevard, Pagosa Springs, CO. and agree to amend the existing Third Amended Declaration of Protective Covenants recorded in the Archuleta County real property records on July 16, 1999 at Reception number 99006793, The Fourth Amended Declaration of Protective Covenants shall be recorded in the office of the Clerk and Recorder of Archuleta County, Colorado

Dated 11-18-08

Signature



Signature _____

State of _____

County of _____

The forgoing instrument was acknowledged, subscribed and sworn to before me this _____ day of _____, 2008, by _____.

My commission expires _____

Notary Public _____

Exhibit A-17



WAIVER AND ABSENTEE VOTE
SPECIAL MEETING OF
PAGOSA PINES UNIT NO. 4 LOT AND TRACT OWNERS

I/We, the undersigned owner of Lot No. _____ or Tract No. 1 of Pagosa Pines Unit No. 4, hereby waive the right to attend a special meeting to be held on the 1st day of December at the hour of 7:00 p.m. in the South Conference Room in the Pagosa Springs Community Center located at 451 Hot Springs Boulevard, Pagosa Springs, CO. and agree to amend the existing Third Amended Declaration of Protective Covenants recorded in the Archuleta County real property records on July 16, 1999 at Reception number 99006793, The Fourth Amended Declaration of Protective Covenants shall be recorded in the office of the Clerk and Recorder of Archuleta County, Colorado

Dated 11-18-08

Signature

Signature _____

State of _____

County of _____

The forgoing instrument was acknowledged, subscribed and sworn to before me this _____ day of _____, 2008, by _____.

My commission expires _____

Notary Public _____

Exhibit A-18