

March 2 1979

JOHANNETTE PHILLIPS, RECORDER

46.00 pd.

SECOND SUPPLEMENT

TO

DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS
OF MET REPLAT, A RESUBDIVISION OF LOT 21, BLOCK 1
EAGLE - VAIL SUBDIVISION

FILING NO. 2, COUNTY OF EAGLE, STATE OF COLORADO
WHICH SUPPLEMENT INCLUDES MET REPLAT,
LOT 22, BLOCK 1, EAGLE-VAIL SUBDIVISION FILING NO. 2,
COUNTY OF EAGLE, STATE OF COLORADO

KNOW ALL MEN BY THESE PRESENTS:

THAT WHEREAS Met Mountain Company, a Limited Partnership, was the Declarant under the Declaration of Covenants, Conditions and Restrictions recorded April 18, 1978, at Reception No. 165469, Book 269, Page 84, in the office of the Clerk and Recorder of the County of Eagle, State of Colorado, which Declarant has now been succeeded by The Colorado Group, a Partnership, which partnership is now the Declarant; and

THAT WHEREAS the Declaration of Covenants, Conditions and Restrictions as above described was amended and those amendments were recorded December 1, 1978, as Reception No. 175635 in Book 279 at Page 225 in the office of the County Clerk and Recorder of Eagle County, Colorado;

WHEREAS, in Article II, Section 2, of said Declaration and the Declaration as amended, Declarant for itself and its successors and assigns expressly reserved the right to make additions to the existing property and bring the additions under these covenants; and

WHEREAS, Lot 22, Block 1, Eagle-Vail Subdivision Filing No. 2 was specifically referred to as a lot which may be brought under these covenants; and

WHEREAS, it is now the desire of Declarant to bring Lot 22, Block 1, Eagle-Vail Subdivision Filing No. 2 under this Declaration;

NOW, THEREFORE, the Declarant declares as follows:

1. That the real property originally described as Lot 22, Block 1, Eagle-Vail Subdivision, Filing No. 2, County of Eagle, State of Colorado, which lot is now described in the Met Replat as Lot 22, Block 1, Eagle-Vail Subdivision Filing No. 2, which

replat includes Lots 1 through 4 plus common area, shall be held, transferred, sold, conveyed and occupied subject to the covenants, restrictions, easements, charges and liens set forth in the Declaration of Covenants, Conditions and Restrictions of Met Replat, a Resubdivision of Lot 21, Block 1, Eagle-Vail Subdivision Filing No. 2, County of Eagle, State of Colorado, which Declaration was recorded April 18, 1978, at Reception No. 165469 in Book 269 at Page 84 in the records of the County Clerk and Recorder of Eagle County, Colorado, and subject to the Declaration as amended, which amendment is recorded at Reception No. 175635 in Book 279 at Page 255 in the records of the County Clerk and Recorder of Eagle County, Colorado, all of which are and shall be covenants running with the land described above and shall be binding on all parties having any right, title or interest in the described properties or any part thereof, their heirs, successors and assigns, and shall inure to the benefit of each owner thereof.

2. In addition to the covenants now imposed upon the Met Replat, Lot 22, Block 1, Eagle-Vail Subdivision Filing No. 2, by virtue of this Supplement, there shall be imposed upon the property a blanket easement running with the land for any improvement and maintenance of utilities including any utilities which may be placed in the floors, walls or roofs of structures built upon the property. This blanket easement is noted on the recorded plat and is made a part of the plat.

3. The provisions contained in paragraph 2 of this Second Supplement shall be in addition to the provisions contained in the recorded Declaration of Covenants, which covenants were recorded April 18, 1978, at Reception No. 165469 in Book 269 at Page 84 in the office of the Clerk and Recorder, Eagle County, Colorado, and the amendment recorded at Reception No. 175635 in Book 279 at Page 84 in the office of the Clerk and Recorder, Eagle County, Colorado.

IN WITNESS WHEREOF, Declarant has duly executed this Supplement to the Declaration this 23rd day of February, 1979.

THE COLORADO GROUP, a Partnership
By: Howard John LaGarde
Howard-John LaGarde

STATE OF COLORADO)

COUNTY OF Boulder)

The foregoing instrument was acknowledged before me this 23rd day of February, 1979, by Howard-John LaGardé, Partner in The Colorado Group, a Partnership.

Witness my hand and official seal.

My commission expires: 2/2/82

Elmer M. Taber
Notary Public

