

AMENDMENT TO THE SUPPLEMENTAL DECLARATION FOR THE ENCLAVE
VILLAGE

WHEREAS, the Thirty-Second Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Enclave Village) was recorded on October 29, 1999, as Document No. 1999136896 in Book 9914, Page 6476, in the Office of the County Clerk of Bernalillo County, New Mexico, and rerecorded on November 3, 1999, as Document No. 1999138715 in Book 9914, Page 8289, in the Office of the County Clerk of Bernalillo County, New Mexico (the “32nd Supplemental Declaration”);

WHEREAS, the 32nd Supplemental Declaration identifies maintenance responsibilities for the High Desert Residential Owners Association, Inc. (the “Association”);

WHEREAS, the 32nd Supplemental Declaration identifies costs to be paid through Village Assessments by the Owners of Units within the Enclave Village;

WHEREAS, the 32nd Supplemental Declaration may be amended by the affirmative vote or written consent of 75% of the Voting Members of the Enclave Village;

WHEREAS, the 32nd Supplemental Declaration provides the Association may veto any action taken by the Enclave Village; and

WHEREAS, the Voting Member(s) of the Enclave Village and the Association desire to amend the 32nd Supplemental Declaration as follows;

NOW, THEREFORE, the following amendments are adopted:

1. Paragraph 7(D) of the 32nd Supplemental Declaration is amended in its entirety to read as follows:

Wall Maintenance. The Association shall maintain perimeter wall on lots numbered 7-24 and 61-66 per Section 5.1(d) of the Declaration. The Association shall maintain both levels of walls located at the rear of lots numbered 25-39 that face the City of Albuquerque High Desert Park per Section 5.1(d) of the Declaration.

2. Paragraph 7(E) of the 32nd Supplemental Declaration is amended

Village Assessments. The costs associated with the maintenance, inspection, repair, and replacement responsibilities of the Association relating to the landscaping outside of the gates at the Enclave Village Property (the “Village”), the entrance monument for the Village, and the walls that border Common Area or Areas of Common Responsibility shall be a Common Expense. The cost of maintaining the walls facing the City of Albuquerque High Desert Park on lots numbered 25-39 per Section 5.1(d) of the Declaration shall be a Common Expense.

All other costs associated with the maintenance, operation, inspection, repair, and replacement responsibilities and other activities of the Association as set forth in

this Thirty-Second Supplemental Declaration shall be paid by the Owners of Units within the Village through Village Assessments.

IN WITNESS WHEREOF, the undersigned have executed this Amendment to the Supplemental Declarations for the Enclave Village.

Voting Member, the Enclave Village

Name (Print): _____

Signature: _____

STATE OF NEW MEXICO)
) ss
COUNTY OF BERNALILLO)

On this ____ day of _____ 2021, before me personally appeared _____, whose identify was proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to this document, and who acknowledged that he/she signed this document.

Notary Public

Notary seal:

Voting Member, the Enclave Village

Name (Print): _____

Signature: _____

STATE OF NEW MEXICO)
) ss
COUNTY OF BERNALILLO)

On this ____ day of _____ 2021, before me personally appeared _____, whose identify was proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to this document, and who acknowledged that he/she signed this document.

Notary Public

Notary seal:

High Desert Residential Owners Association, Inc.

Name (Print): _____

Signature: _____

Title: _____

STATE OF NEW MEXICO)
) ss
COUNTY OF BERNALILLO)

On this ____ day of _____ 2021, before me personally appeared _____, on behalf of High Desert Residential Owners Association, Inc. whose identify was proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to this document, and who acknowledged that he/she signed this document.

Notary Public

Notary seal: