

**THIRTY-FOURTH SUPPLEMENTAL DECLARATION TO DECLARATION  
OF COVENANTS, CONDITIONS, AND RESTRICTIONS  
FOR HIGH DESERT RESIDENTIAL PROPERTIES  
(Desert Mountain at High Desert, Tract 11A)**

THIS THIRTY-FOURTH SUPPLEMENTAL DECLARATION (the "Desert Mountain at High Desert Village Declaration") is made this 16th day of March, 2000, by High Desert Investment Corporation, a New Mexico corporation ("Declarant").

**BACKGROUND STATEMENT**

A. On December 22, 1993, Declarant executed that certain Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties, which was recorded on December 22, 1993, as Document 93145417 in Book 93-37, Pages 1-87, in the Office of the County Clerk of Bernalillo County, New Mexico which was amended by (i) the First Amendment to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties, which was recorded on February 24, 1995, as Document 95018895 in Book 95-5, Pages 2271-2274, in the Office of the County Clerk of Bernalillo County, New Mexico, (ii) the Second Amendment to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties, which was recorded on March 8, 1995, as Document 95023420 in Book 95-6, Pages 2332-2334, in the Office of the County Clerk of Bernalillo County, New Mexico, (iii) Third Amendment to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties, which was recorded on December 4, 1995, as Document 95123873 in Book 95-29, Pages 4886-4891, in the Office of the County Clerk of Bernalillo County, New Mexico, (iv) Fourth Amendment to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties, which was recorded on March 26, 1996, as Document 96034023 in Book 96-8, Pages 7743-7745, in the Office of the County Clerk of Bernalillo County, New Mexico, (v) Fifth Amendment to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties, which was recorded on September 12, 1997, as Document 97095103 in Book 97-25, Pages 2445-2463, in the Office of the County Clerk of Bernalillo County, New Mexico (the "Fifth Amendment to the Declaration"), and (vi) the Sixth Amendment to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties, which was recorded on June 8, 1999, as Document 1999075608 in Book 9908, Page 5423, in the Office of the County Clerk of Bernalillo County, New Mexico and which was supplemented by (i) the Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Tract 15A), which was recorded March 14, 1995, as Document 95025598 in Book 95-6, Pages 6854-6858, in the Office of the County Clerk of Bernalillo County, New Mexico, (ii) the Second Supplemental Declaration to Declaration of Covenants, Conditions, and

Restrictions for High Desert Residential Properties (Tracts 3B and 3C), which was recorded June 19, 1995, as Document 95060324 in Book 95-14, Pages 6088-6092, in the Office of the County Clerk of Bernalillo County, New Mexico, (iii) the Third Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Tract 3A), which was recorded August 18, 1995, as Document 95082948 in Book 95-19, Pages 8921-8925, in the Office of the County Clerk of Bernalillo County, New Mexico, (iv) the Fourth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Unit 2 the Highlands/Tract 15B), which was recorded August 29, 1995, as Document 95087321 in Book 95-20, Pages 8831-8836, in the Office of the County Clerk of Bernalillo County, New Mexico, (v) the Fifth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Tracts 3B and 3C, Trillium Village), which was recorded December 12, 1995, as Document 95126995 in Book 95-30, Pages 1868-1874, in the Office of the County Clerk of Bernalillo County, New Mexico, (vi) the Sixth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Tract 2A-1A-1), which was recorded February 1, 1996, as Document 96012264 in Book 96-3, Pages 7513-7519, in the Office of the County Clerk of Bernalillo County, New Mexico, (vii) the Seventh Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Lots 1 through 36 inclusive, Solterra Subdivision Unit 1 at High Desert), which was recorded May 20, 1996, as Document 96056432 in Book 96-14, Pages 2006-2010, in the Office of the County Clerk of Bernalillo County, New Mexico, (viii) Eighth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Tract 2A-1B-1, Tierra Del Oso Village), which was recorded May 30, 1996, as Document 96060081 in Book 96-15, Pages 673-677, records of Bernalillo County, New Mexico, (ix) Ninth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Tract 4B), which was recorded September 4, 1996, as Document 96098319 in Book 96-24, Pages 2814-2818, records of Bernalillo County, New Mexico, (x) Tenth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Tract 14B/Unit 2A, the Highlands), which was recorded September 5, 1996, as Document 96099282 in Book 96-24, Pages 4841-4845, records of Bernalillo County, New Mexico, (xi) Eleventh Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Tracts 3B and 3C, Trillium Village), which was recorded November 6, 1996, as Document 96121693 in Book 96-29, Pages 9094-9098, records of Bernalillo County, New Mexico, (xii) Twelfth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High

Desert Residential Properties (Lot 44, Desert Sky Village), which was recorded January 9, 1997, as Document 97002124 in Book 97-1, pages 5053-5060, records of Bernalillo County, New Mexico, (xiii) Thirteenth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Tract 3A, Desert Sky Village) which was recorded June 11, 1997, as Document 97059451 in Book 97-15, pages 9383-9422, records of Bernalillo County, New Mexico, (xiv) Fourteenth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Tract 4B, Chamisa Trail Village), which was recorded January 9, 1997, as Document 97020850 in Book 97-5, pages 9673-9691, records of Bernalillo County, New Mexico, (xv) Fifteenth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Tract 15C/Unit 3, the Highlands), which was recorded May 10, 1997, as Document 97049849 in Book 97-13, pages 4210-4214, records of Bernalillo County, New Mexico, (xvi) Sixteenth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Solterra Subdivision Unit 1, Lots 1-36), recorded June 20, 1997 as Document 97062870, records of Bernalillo County, New Mexico; (xvii) Seventeenth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Tract 9A) which was recorded June 19, 1997, as Document 97062084, records of Bernalillo County, New Mexico; (xviii) Eighteenth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Tract A, Solterra Subdivision/Unit 2) which was recorded June 30, 1997, as Document 97065755, in Book 97-17, pages 5953-5958 records of Bernalillo County, New Mexico; (xix) Nineteenth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Tract 9A, Sunset Ridge Village) which was recorded December 19, 1997, as Document 97133979, in Book 97-37, pages 6637-6646 records of Bernalillo County, New Mexico; (xx) Twentieth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Tract 9B) which was recorded December 23, 1997, as Document 97134922, in Book 97-35, pages 9642-9647 records of Bernalillo County, New Mexico; (xxi) Twenty-First Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Tract 8C) which was recorded March 13, 1998, as Document 1998030112, in Book 9806, page 8629 records of Bernalillo County, New Mexico; (xxii) Twenty-Second Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Tract 2A-1A-2) which was recorded July 16, 1998, as Document 1998089079, in Book 9812, page 7379 records of Bernalillo County, New Mexico, (xxiii) Twenty-Third Supplemental Declaration to Declaration of Covenants, Conditions,

and Restrictions for High Desert Residential Properties (Tract 15D-1A/Desert Highlands) which was recorded July 20, 1998, as Document 1998090384, in Book 9812, page 8673 records of Bernalillo County, New Mexico, (xxiv) Twenty-Fourth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Tract 14A/The Overlook at High Desert) which was recorded January 4, 1999, as Document 1999000462, in Book 9901, page 456 records of Bernalillo County, New Mexico (xxv) Twenty-Fifth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Tract 11A) which was recorded January 15, 1999, as Document 1999006283, in Book 9901, page 6257 records of Bernalillo County, New Mexico (xxvi) Twenty-Sixth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (The Canyons at High Desert Phase I) which was recorded February 16, 1999, as Document 1999020725, in Book 9903, page 668 records of Bernalillo County, New Mexico; (xxvii) Twenty-Seventh Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (The Canyons at High Desert, Phase I) which was recorded February 16, 1999, as Document 1999020727, in Book 9903, page 670 records of Bernalillo County, New Mexico; (xxviii) Twenty-Eighth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Chaco Ridge Village) which was recorded April 16, 1999, as Document 1999051867, in Book 9906, page 1754 records of Bernalillo County, New Mexico; (xxix) Twenty-Ninth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Tract 5A-1A-1) which was recorded May 24, 1999, as Document 1999068181, in Book 9907, page 8025 records of Bernalillo County, New Mexico; (xxx) Thirtieth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Tract 2A-1C-2A-1) which was recorded June 4, 1999, as Document 1999074085, in Book 9908, page 3907 records of Bernalillo County, New Mexico; (xxxi) Thirty-First Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Chaco Compound Village) which was recorded September 7, 1999, as Document 1999115959, in Book 9912, page 5595 records of Bernalillo County, New Mexico, (xxxii) Thirty-Second Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Enclave Village) which was recorded November 3, 1999, as Document 1999138715, in Book 9914, page 8289 records of Bernalillo County, New Mexico and (xxxiii) Thirty-Third Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Tract 15D-1B-2/Unit 2 Desert Highlands) which was recorded December 6, 1999, as Document

1999149924, in Book 9915, page 9466 records of Bernalillo County, New Mexico (the "Declaration").

B. Pursuant to the terms of Section 9.4 of the Declaration, the Declarant may unilaterally subject any portion of the property submitted to the Declaration initially or by Supplemental Declaration to additional covenants or easements including covenants obligating the Association to maintain such property and obligating the Owners of the property to pay the cost of such maintenance through Village Assessments.

C. Sivage-Thomas homes, Inc., a New Mexico corporation ("Sivage") is the owner of the property described on Exhibit "A" (the "Desert Mountain at High Desert Village Property") attached hereto and by this reference incorporated herein. The Desert Mountain at High Desert Village Property is a portion of the property described on Exhibit "B" of the Declaration (the "Property"). Declarant, for the efficient management of the Desert Mountain at High Desert Village Property, desires that the Association assume certain maintenance responsibilities relating to the Desert Mountain at High Desert Village Property set forth in this Thirty-Fourth Supplemental Declaration and the Association agrees to assume such responsibilities (as indicated by its signature below).

D. Pursuant to Section 4.3 of the Declaration, the Association, through its Board, may make and enforce reasonable rules governing the use of the Properties.

E. Capitalized terms not otherwise defined herein are as defined in the Declaration.

Declarant hereby declares that the Desert Mountain at High Desert Village Property shall be held, sold, used and conveyed subject to the following easements, restrictions, covenants, and conditions, which are for the purpose of protecting the value and desirability of and which shall run with the Desert Mountain at High Desert Village Property. This Thirty-Fourth Supplemental Declaration shall be binding on and shall inure to the benefit of all parties having any right, title, or interest in the Desert Mountain at High Desert Village Property or any part thereof, their heirs, successors, successors-in title, and assigns.

W I T N E S S E T H:

NOW, THEREFORE, pursuant to the powers retained by Declarant under the Declaration:

1. Village Street, Streetlights and Sidewalk Maintenance; Rules Concerning Streets. The Association shall

maintain the private streets (including any landscaped medians) and streetlights within Tract PR of Desert Mountain at High Desert Village Property, subject to and in accordance with rules relating to the streets that may be adopted by the Board of the Association pursuant to the Declaration, as amended or modified from time to time (the "Street Rules"). A copy of the current Street Rules, if any, shall be available at the office of the Association. The Street Rules may contain parking and traffic regulations, including but not limited to, regulations as to the number of vehicles that may be parked in the streets within the Desert Mountain at High Desert Village Property and in each driveway within each Unit within the Desert Mountain at High Desert Village Property. The Association shall have the right to enforce the Street Rules as set forth in the Declaration. The Association shall also maintain the private sidewalks within the Desert Mountain at High Desert Village Property. The Association shall commence maintenance of the private streets at the time that Sivage completes the construction and installation of the private streets (including any landscaped medians and streetlights) and the Association accepts the maintenance of such structures in writing. The Association shall commence maintenance of the sidewalks as the construction of the sidewalks is completed by Sivage and the Association accepts the maintenance of the completed sidewalks in writing. Such maintenance shall not include maintenance of the area in the private streets between the edge of the property line of each Unit and the curb, as set forth in the Fifth Amendment to the Declaration. Provided, however, that neither the Declarant nor the Association shall have any responsibility (for maintenance or otherwise) or liability for any damage to the streets, streetlights or sidewalks caused by Sivage or any Owner within the Village either during construction or installation, or thereafter.

2. Village Entrance and Signage Maintenance. The Association shall maintain the entrances to the Desert Mountain at High Desert Village Property (including related landscaping) as depicted on the attached Exhibit B. The entrances to the Desert Mountain at High Desert Village Property shall be gated and shall have a sign indicating the Village and the Association shall maintain the gates and the sign. The Association shall commence maintenance of the entrances, gates, sign and related landscaping at the time that Sivage completes the construction and installation of the gates, related structures and related landscaping and the Association accepts the maintenance of such structures in writing. The Association may adopt rules relating to the entrances, the gates and the signage pursuant to the Declaration, which rules may be amended and modified from time to time. A copy of the current rules, if any, shall be available at the office of the Association.

3. Village Pool and Pool Facilities. The Association shall maintain the pool, associated facilities (which shall include the perimeter wall around Tract A and which shall include, if any, a deck, spa, fencing and changing rooms) and related landscaping within Tract A of Desert Mountain at High Desert Village Property. The Association shall commence maintenance of the pool, and pool facilities at the time the Association accepts the maintenance of such structures in writing, which shall be one year after Sivage completes the construction and installation of the pool, and pool facilities. The Association shall commence maintenance of the wall around Tract A and related landscaping in Tract A at the time that Sivage completes the construction and installation of the wall and related landscaping in Tract A and the Association accepts the maintenance of the wall and related landscaping in Tract A. Sivage shall maintain the pool and pool facilities (excluding the wall and related landscaping in Tract A) for the first year after completion of construction and installation of the pool and pool facilities. The Association may adopt rules relating to the pool and pool facilities pursuant to the Declaration, which rules may be amended and modified from time to time. A copy of the current rules, if any, shall be available at the office of the Association.

4. Surface Storm Water Drainage Facilities. The Association shall maintain the surface storm water drainage facilities within Desert Mountain at High Desert Village Property as depicted on the attached Exhibit B. The Association shall commence maintenance of the surface storm water drainage facilities at the time that Sivage completes the construction and installation of the surface storm water facilities and related structures and the Association accepts the maintenance of such structures in writing. Neither the Declarant nor the Association shall have any responsibility or liability for any underground drainage facilities of any type.

5. Village Assessments. All costs associated with the maintenance, operational, inspection, repair, and replacement responsibilities and other activities of the Association as set forth in this Thirty-Fourth Supplemental Declaration shall be paid by the Owners of Units within the Desert Mountain at High Desert Village Property through Village Assessments, as set forth in the Declaration. The initial Village Assessment (for the one year period commencing from the date of completion of the improvements by Sivage and acceptance of the maintenance of the improvements (except the pool and pool facilities) in writing by the Association as set forth above, shall be \$20.00 per unit per month. Upon acceptance in writing of the maintenance of the pool and pool facilities by the Association following the one year maintenance of the pool and pool facilities by Sivage, the Village Assessment shall be at least \$23.00 per unit per month.

6. Amendment. This Thirty-Fourth Supplemental Declaration may be amended only by the affirmative vote or

written consent, or any combination thereof, of a majority of the Voting Members of the Desert Mountain at High Desert Village, and the consent of the Declarant, so long as the Declarant has an option to subject additional property to the Declaration pursuant to Section 9.1 of the Declaration. The Association shall have the power to veto any action taken by the Desert Mountain at High Desert Village or any Desert Mountain at High Desert Village Committee that relates to the Desert Mountain at High Desert Village Property.

7. Consent of Property Owner. Sivage, by its signature below consents to the additional covenants set forth in this Thirty-Fourth Supplemental Declaration. This consent constitutes the written consent of the property owner required under Section 9.4 of the Declaration.

IN WITNESS WHEREOF, the undersigned, on behalf of the Declarant, have executed this Thirty-Fourth Supplemental Declaration as of the day and year first written above.

HIGH DESERT INVESTMENT CORPORATION, a  
New Mexico corporation

By: /s/ Douglas H. Collister  
Name: Douglas H. Collister  
Title: President

By: /s/ Jack Eichorn  
Name: Jack Eichorn  
Title: Vice President

Address: 13000 Academy, N.E.  
Albuquerque, NM 87111

Date Signed: March 6, 2000

CONSENTED TO:

SIVAGE-THOMAS HOMES, INC., a  
New Mexico corporation

By: /s/ John W. Hardin  
Name: John W. Hardin  
Title: Secretary/Treasurer  
Date signed: March 16, 2000



STATE OF NEW MEXICO            )  
  )ss.  
COUNTY OF BERNALILLO        )

This instrument was acknowledged before me on March 6, 2000, by Douglas H. Collister, President of High Desert Investment Corporation, a New Mexico corporation.

          /s/ Lauda J. Miles            
Notary Public

My Commission Expires:  
August 14, 2002

STATE OF NEW MEXICO            )  
  )ss.  
COUNTY OF BERNALILLO        )

This instrument was acknowledged before me on March 6, 2000, by Jack Eichorn, Vice President of High Desert Investment Corporation, a New Mexico corporation.

          /s/ Lauda J. Miles            
Notary Public

My Commission Expires:  
August 14, 2002

STATE OF NEW MEXICO            )  
  )ss.  
COUNTY OF BERNALILLO        )

This instrument was acknowledged before me on March 16, 2000, by John W. Hardin, Secretary/Treasurer of Sivage-Thomas Homes, Inc., a New Mexico corporation.

          /s/ Debra E. Whitlock            
Notary Public

My Commission Expires:  
October 29, 2003

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EXHIBIT "A"

Desert Mountain at High Desert, Unit One, Albuquerque, New Mexico as shown on the Plat of Desert Mountain at High Desert, Unit One High Desert filed as document number 1999059157 in Book 99C, Folio 106, Office of the County Clerk of Bernalillo County, New Mexico on May 4, 1999

EXHIBIT "B"

This Exhibit can be obtained from the  
High Desert Residential Owners Association Office

The undersigned other owners of the Property, by their signature below consents to the additional covenants set forth in this Thirty-Fourth Supplemental Declaration. This consent constitutes the written consent of any property owner required under Section 9.4 of the Declaration.

CONSENTED TO:

OWNER:     /s/ Paul Kotula    

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Name: Paul Kotula

Lot Owned: Lot 1, Block A

Date Signed: June 6, 2000

STATE OF NEW MEXICO            )  
  )ss.  
COUNTY OF BERNALILLO        )

This instrument was acknowledged before me on June 6, 2000, by Paul Kotula.

    /s/ Debra E. Whitlock      
Notary Public

My Commission Expires:  
October 29, 2003

The undersigned other owners of the Property, by their signature below consents to the additional covenants set forth in this Thirty-Fourth Supplemental Declaration. This consent constitutes the written consent of any property owner required under Section 9.4 of the Declaration.

CONSENTED TO:

OWNER:     /s/ John Mortarotti    

\_\_\_\_\_  
Name: John A. Mortarotti

Lot Owned: Lot 4, Block A

Date Signed: June 5, 2000

STATE OF NEW MEXICO            )  
  )ss.  
COUNTY OF BERNALILLO        )

This instrument was acknowledged before me on June 5, 2000, by John A. Mortarotti.

    /s/ Debra E. Whitlock      
Notary Public

My Commission Expires:  
October 29, 2003

The undersigned other owners of the Property, by their signature below consents to the additional covenants set forth in this Thirty-Fourth Supplemental Declaration. This consent constitutes the written consent of any property owner required under Section 9.4 of the Declaration.

CONSENTED TO:

OWNER:     /s/ Jack Eichorn      
\_\_\_\_\_

Name: Jack Eichorn

Lot Owned: Lot 5, Block A

Date Signed: June 6, 2000

STATE OF NEW MEXICO        )  
                                  )ss.  
COUNTY OF BERNALILLO     )

        This instrument was acknowledged before me on June 6,  
2000, by Jack Eichorn.

    /s/ Debra E. Whitlock      
Notary Public

My Commission Expires:  
October 29, 2003

The undersigned other owners of the Property, by their signature below consents to the additional covenants set forth in this Thirty-Fourth Supplemental Declaration. This consent constitutes the written consent of any property owner required under Section 9.4 of the Declaration.

CONSENTED TO:

OWNER:  /s/ David Depries

/s/ Laurie Depries

Name: David Depries and Laurie Depries

Lot Owned: Lot 6, Block A

Date Signed: June 5, 2000

STATE OF NEW MEXICO            )  
  )ss.  
COUNTY OF BERNALILLO        )

This instrument was acknowledged before me on June 5, 2000, by David Depries and Laurie Depries.

/s/ Debra E. Whitlock  
Notary Public

My Commission Expires:  
October 29, 2003

The undersigned other owners of the Property, by their signature below consents to the additional covenants set forth in this Thirty-Fourth Supplemental Declaration. This consent constitutes the written consent of any property owner required under Section 9.4 of the Declaration.

CONSENTED TO:

OWNER:  /s/ Shirley Rice

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Name: Shirley Rice

Lot Owned: Lot 8, Block A

Date Signed: June 5, 2000

STATE OF NEW MEXICO            )  
  )ss.  
COUNTY OF BERNALILLO        )

This instrument was acknowledged before me on June 5, 2000, by Shirley Rice.

/s/ Debra E. Whitlock  
Notary Public

My Commission Expires:  
October 29, 2003



The undersigned other owners of the Property, by their signature below consents to the additional covenants set forth in this Thirty-Fourth Supplemental Declaration. This consent constitutes the written consent of any property owner required under Section 9.4 of the Declaration.

CONSENTED TO:

OWNER:     /s/ Darrell Aldridge

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Name: Darrell Aldridge and Karen  
Aldridge

Lot Owned: Lot 7, Block B

Date Signed: June 5, 2000

STATE OF NEW MEXICO        )  
                                  )ss.  
COUNTY OF BERNALILLO     )

This instrument was acknowledged before me on June 5, 2000, by Darrell Aldridge.

    /s/ Debra E. Whitlock  
Notary Public

My Commission Expires:  
October 29, 2003

The undersigned other owners of the Property, by their signature below consents to the additional covenants set forth in this Thirty-Fourth Supplemental Declaration. This consent constitutes the written consent of any property owner required under Section 9.4 of the Declaration.

CONSENTED TO:

OWNER:  /s/ Colleen Buchanan

\_\_\_\_\_  
Name: Jason and Colleen Buchanan

Lot Owned: Lot 10, Block A

Date Signed: \_\_\_\_\_

STATE OF NEW MEXICO        )  
                                  )ss.  
COUNTY OF BERNALILLO    )

This instrument was acknowledged before me on June 6, 2000, by Colleen Buchanan.

/s/ Debra E. Whitlock  
Notary Public

My Commission Expires:  
October 29, 2003

The undersigned other owners of the Property, by their signature below consents to the additional covenants set forth in this Thirty-Fourth Supplemental Declaration. This consent constitutes the written consent of any property owner required under Section 9.4 of the Declaration.

CONSENTED TO:

OWNER: /s/ Richard Kitchen

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Name: Richard Kitchen and Janet Lear

Lot Owned: Lot 11, Block A

Date Signed: June 5, 2000

STATE OF NEW MEXICO            )  
  )ss.  
COUNTY OF BERNALILLO        )

This instrument was acknowledged before me on June 5, 2000, by Richard Kitchen.

/s/ Debra E. Whitlock  
Notary Public

My Commission Expires:  
October 29, 2003

The undersigned other owners of the Property, by their signature below consents to the additional covenants set forth in this Thirty-Fourth Supplemental Declaration. This consent constitutes the written consent of any property owner required under Section 9.4 of the Declaration.

CONSENTED TO:

OWNER: /s/ Tamara A. Singletary

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Name: Michael Singletary and Tamara Singletary

Lot Owned: Lot 15, Block A

Date Signed: June 6, 2000

STATE OF NEW MEXICO            )  
  )ss.  
COUNTY OF BERNALILLO        )

This instrument was acknowledged before me on June 6, 2000, by Tamara A. Singletary.

/s/ Debra E. Whitlock  
Notary Public

My Commission Expires:  
October 29, 2003

The undersigned other owners of the Property, by their signature below consents to the additional covenants set forth in this Thirty-Fourth Supplemental Declaration. This consent constitutes the written consent of any property owner required under Section 9.4 of the Declaration.

CONSENTED TO:

OWNER: /s/ Charles L. Peterson

/s/ Mary L. Peterson

Name: Charles Peterson and Mary Peterson

Lot Owned: Lot 28, Block A

Date Signed: June 5, 2000

STATE OF NEW MEXICO            )  
  )ss.  
COUNTY OF BERNALILLO        )

This instrument was acknowledged before me on June 5, 2000, by Charles Peterson and Mary Peterson.

/s/ Debra E. Whitlock  
Notary Public

My Commission Expires:  
October 29, 2003

The undersigned other owners of the Property, by their signature below consents to the additional covenants set forth in this Thirty-Fourth Supplemental Declaration. This consent constitutes the written consent of any property owner required under Section 9.4 of the Declaration.

CONSENTED TO:

OWNER: /s/ Douglas Deming

/s/ Tamara S. Deming

Name: Douglas Deming and Tamara Deming

Lot Owned: Lot 4, Block B

Date Signed: June 5, 2000

STATE OF NEW MEXICO            )  
  )ss.  
COUNTY OF BERNALILLO        )

This instrument was acknowledged before me on June 5, 2000, by Douglas Deming and Tamara Deming.

/s/ Debra E. Whitlock  
Notary Public

My Commission Expires:  
October 29, 2003

The undersigned other owners of the Property, by their signature below consents to the additional covenants set forth in this Thirty-Fourth Supplemental Declaration. This consent constitutes the written consent of any property owner required under Section 9.4 of the Declaration.

CONSENTED TO:

OWNER: /s/ Jeffrey Rosen

/s/ Lynne Rosen

Name: Jeffrey Rosen and Lynne Rosen

Lot Owned: Lot 1, Block C

Date Signed: \_\_\_\_\_

STATE OF NEW MEXICO            )  
  )ss.  
COUNTY OF BERNALILLO        )

This instrument was acknowledged before me on June 5, 2000, by Jeffrey Rosen and Lynne Rosen.

/s/ Debra E. Whitlock  
Notary Public

My Commission Expires:  
October 29, 2003

The undersigned other owners of the Property, by their signature below consents to the additional covenants set forth in this Thirty-Fourth Supplemental Declaration. This consent constitutes the written consent of any property owner required under Section 9.4 of the Declaration.

CONSENTED TO:

OWNER: /s/ Michael A. Singletary

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Name: Michael Singletary and Tamara Singletary

Lot Owned: Lot 15, Block A

Date Signed: June 30, 2000

STATE OF NEW MEXICO            )  
  )ss.  
COUNTY OF BERNALILLO        )

This instrument was acknowledged before me on June 30, 2000, by Michael A. Singletary.

/s/ Debbie P. Marquez  
Notary Public

My Commission Expires:  
May 27, 2002



The undersigned other owners of the Property, by their signature below consents to the additional covenants set forth in this Thirty-Fourth Supplemental Declaration. This consent constitutes the written consent of any property owner required under Section 9.4 of the Declaration.

CONSENTED TO:

OWNER: /s/ Janet Lear

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Name: Richard Kitchen and Janet Lear

Lot Owned: Lot 11, Block A

Date Signed: June 30, 2000

STATE OF NEW MEXICO            )  
  )ss.  
COUNTY OF BERNALILLO        )

This instrument was acknowledged before me on June 30, 2000, by Janet Lear.

/s/ Debbie P. Marquez  
Notary Public

My Commission Expires:  
May 27, 2002

The undersigned other owners of the Property, by their signature below consents to the additional covenants set forth in this Thirty-Fourth Supplemental Declaration. This consent constitutes the written consent of any property owner required under Section 9.4 of the Declaration.

CONSENTED TO:

OWNER:

/s/ Karen Aldridge

Name: Darrell Aldridge and Karen  
Aldridge

Lot Owned: Lot 7, Block B

Date Signed: June 27, 2000

STATE OF NEW MEXICO        )  
  )ss.  
COUNTY OF BERNALILLO     )

This instrument was acknowledged before me on June 27, 2000, by Karen Aldridge.

/s/ Edna B. Jones  
Notary Public

My Commission Expires:  
July 2004

The undersigned other owners of the Property, by their signature below consents to the additional covenants set forth in this Thirty-Fourth Supplemental Declaration. This consent constitutes the written consent of any property owner required under Section 9.4 of the Declaration.

CONSENTED TO:

OWNER: /s/ Jason M. Buchanan

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Name: Jason and Colleen Buchanan

Lot Owned: Lot 10, Block A

Date Signed: June 25, 2000

STATE OF NEW MEXICO        )  
  )ss.  
COUNTY OF BERNALILLO     )

This instrument was acknowledged before me on June 25, 2000, by Jason M. Buchanan.

/s/ Gloria R. Lovato  
Notary Public

My Commission Expires:  
February 9, 2003