

AMENDMENT TO THE SUPPLEMENTAL DECLARATIONS FOR DESERT MOUNTAIN  
AT HIGH DESERT VILLAGE

WHEREAS, the Twenty-Fifth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Tract 11A, High Desert), was recorded on January 15, 1999, as Document No. 1999006283 in Book 9901, Page 6257, in the Office of the County Clerk of Bernalillo County, New Mexico (the “25th Supplemental Declaration”);

WHEREAS, the Thirty-Fourth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Desert Mountain at High Desert Tract 11A) was recorded on March 16, 2000, as Document No. 2000026346, in Book A3, Page 6228, in the Office of the County Clerk of Bernalillo County, New Mexico, re-recorded on June 12, 2000, as Document No. 2000056896, in Book A6, Page 6667, in the Office of the County Clerk of Bernalillo County, New Mexico, and re-recorded on July 11, 2000, as Document No. 2000067159 in Book A7, Page 6894, in the Office of the County Clerk of Bernalillo County, New Mexico (the “34th Supplemental Declaration”);

WHEREAS, the Thirty-Sixth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Tract 11B, High Desert) was recorded on May 11, 2000, as Document No. 2000046065 in Book A5, Page 5885, in the Office of the County Clerk of Bernalillo County, New Mexico (the “36th Supplemental Declaration”);

WHEREAS, the Thirty-Eighth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (Desert Mountain at High Desert) was recorded on November 28, 2000, as Document No. 2000117817 in Book A12, Page 7373, in the Office of the County Clerk of Bernalillo County, New Mexico (the “38th Supplemental Declaration”);

WHEREAS, the 34th Supplemental Declaration and 38th Supplemental Declaration identify maintenance responsibilities for the High Desert Residential Owners Association, Inc. (the “Association”);

WHEREAS, the 38th Supplemental Declaration subjected additional property to the terms of the 34th Supplemental Declaration such that all of the real property known as Desert Mountain at High Desert Village is subject to the provisions of the 34th Supplemental Declaration;

WHEREAS, the 34th Supplemental Declaration may be amended by the affirmative vote or written consent of the majority of the Voting Members of Desert Mountain at High Desert Village; and

WHEREAS, the Voting Member(s) of Desert Mountain at High Desert Village and the Association desire to amend the 34th Supplemental Declaration as follows;

NOW, THEREFORE, the following amendments are adopted:

1. Paragraph 5 of the 34th Supplemental Declaration is amended in its entirety to read as follows:

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 Desert Mountain at High Desert Village (the “Village”) and the entrance monuments for the Village 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-Fourth Supplemental Declaration and the Thirty-Eighth 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.

IN WITNESS WHEREOF, the undersigned have executed this Amendment to the Supplemental Declarations for Desert Mountain at High Desert Village.

Voting Member, Desert Mountain at High Desert 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, Desert Mountain at High Desert 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, Desert Mountain at High Desert 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: