

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

WHEREAS, the Twenty-Sixth Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (The Canyons at High Desert, Phase I)(Lots 1-38 and Tract B) was recorded on February 16, 1999, as Document 1999020725 in Book 9903, Page 668, in the Office of the County Clerk of Bernalillo County, New Mexico (the “26th Supplemental Declaration”);

WHEREAS, the Twenty-Seventh Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (The Canyons at High Desert, Phase I)(Lots 1-38 and Tract B) was recorded on February 16, 1999, as Document 199020727 in Book 9903, Page 670, in the Office of the County Clerk of Bernalillo County, New Mexico (the “27th Supplemental Declaration”);

WHEREAS, the Thirty-Seventh Supplemental Declaration to Declaration of Covenants, Conditions, and Restrictions for High Desert Residential Properties (The Canyons at High Desert) was recorded on October 12, 2000, as Document 2000101492, in Book A11, Page 1094, in the Office of the County Clerk of Bernalillo County, New Mexico (the “37th Supplemental Declaration”);

WHEREAS, the 27th Supplemental Declaration and 37th Supplemental Declaration identify maintenance responsibilities for the High Desert Residential Owners Association, Inc. (the “Association”);

WHEREAS, the 37th Supplemental Declaration incorporated all the terms of the 27th Supplemental Declaration to the real property described in Exhibit A to the 37th Supplemental Declaration such that all of the real property known as the Canyons at High Desert Village is subject to the provisions of the 27th Supplemental Declaration;

WHEREAS, the 27th Supplemental Declaration, and 37th Supplemental Declaration through incorporation, allows for the 27th and 37th Supplemental Declaration to be amended by the affirmative vote or written consent of the majority of the Voting Members of the Canyons at High Desert Village; and

WHEREAS, the Voting Member(s) of the Canyons at High Desert Village and the Association desire to amend the 27th Supplemental Declaration and the 37th Supplemental Declaration as follows;

NOW, THEREFORE, the following amendments are adopted:

1. Paragraph 4 of the 27th 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 Canyons at High Desert Village (the “Village”), the entrance monuments for the Village, and the walls along the backs

of Lots 33 through 38 inclusive and the eastern side of Lot 39, 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 Twenty-Seventh Supplemental Declaration shall be paid by the Owners of Units within the Canyons at High Desert Village through Village Assessments, as set forth in the Declaration.

2. The first sentence of Paragraph 6 of the 37th Supplemental Declaration is amended to fix a typographical error as follows:

The maintenance obligations and commencement thereof by the Association set forth in the Twenty-Seventh Supplemental Declaration shall apply to the Annexation Property.

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

Voting Member, the Canyons 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, the Canyons 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: