

3 PAGE DOCUMENT

**FIRST AMENDMENT TO
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS
FOR
SILVER MOUNTAIN**

THIS FIRST AMENDMENT to Declaration of Covenants, Conditions and Restrictions for Silver Mountain is made this 16th day of August, 2007, by ZECK HOMES, INC., Declarant.

RECITALS:

WHEREAS, the original Declaration of Covenants, Conditions and Restrictions for Silver Mountain ("the Declaration") was recorded in the records of Mesa County, Colorado, on July 2, 2007, at Book 4461, Page 135, Reception Number 2388664, and affects the following described real property located in Mesa County, Colorado:

All of SILVER MOUNTAIN subdivision,
Mesa County, Colorado;

WHEREAS, Declarant is the owner of at least 67% of the lots in Silver Mountain and pursuant to Article XIII, Section 13.04, has the right to amend the Declaration;

WHEREAS, Declarant desires to amend the Declaration as set forth below.

NOW, THEREFORE, the Declaration is hereby amended as follows:

1. Article IX, IRRIGATION AND WATER RIGHTS, shall be amended to add the following section:

Section 9.04. Restrictions on and Scheduling of Irrigation Water Usage.
The pressurized irrigation system which delivers irrigation water to the Lots in Silver Mountain does not have the capacity to irrigate the lawns and other landscaped areas on more than 21 Lots at one time. Therefore, lawns and other landscaped areas on the Lots shall only be irrigated with Silver Mountain irrigation water in accordance with the watering schedule attached hereto and incorporated herein as Exhibit A. No lawn or other landscaping on any Lot shall be irrigated with Silver Mountain irrigation water at any times other than the times set forth for such Lot in said attached watering schedule. Nothing contained in this paragraph shall be construed to restrict the watering of lawns or other landscaped areas on Lots at any time with metered domestic water.

2. Except as expressly amended herein, the Declaration shall remain the same and in full force and effect.

EXECUTED upon the day and year first written above.

Declarant:

ZECK HOMES, INC.,
a Colorado Corporation

By Mansel L. Zeck
Mansel L. Zeck, President

ATTEST:

Rebekah A. Zeck
Secretary

STATE OF COLORADO)
) ss.
COUNTY OF MESA)

The foregoing was subscribed and sworn to before me this 16th day of August, 2007, by Mansel L. Zeck, President, and Rebekah A. Zeck, Secretary, of Zeck Homes, Inc., a Colorado Corporation.

WITNESS my hand and official seal.
My commission expires: 6-11-2011

Brooke Bray
Notary Public



Exhibit A

Silver Mountain Watering Schedule

**Water From 9:00 pm -
12:00 am**

Block #	Lot #
1	1
1	4
1	7
2	2
2	5
2	8
2	11
2	14
2	17
2	20
2	23
2	26
2	29
2	32
2	35
2	38
2	41
2	44
2	47
3	1
3	4

**Water From 12:00 am -
3:00 am**

Block #	Lot #
1	2
1	5
1	8
2	3
2	6
2	9
2	12
2	15
2	18
2	21
2	24
2	27
2	30
2	33
2	36
2	39
2	42
2	45
2	48
3	2
3	5

**Water From 3:00 am - 6:00
am**

Block #	Lot #
1	3
1	6
2	1
2	4
2	7
2	10
2	13
2	16
2	19
2	22
2	25
2	28
2	31
2	34
2	37
2	40
2	43
2	46
2	49
3	3
3	6