

AMENDMENT TO CONDOMINIUM DECLARATION AND MAP

WHEREAS, by Resolution No. 90-10 recorded June 14, 1990 in Book 679 at Page 151 of the Gunnison County records the Board of County Commissioners of Gunnison County, Colorado, vacated part of Cascadilla Street abutting Lot 7, Block 1, Crested Butte South, First Filing, County of Gunnison, State of Colorado, hereinafter referred to as "Lot 7"; and

WHEREAS, by Condominium Declaration recorded August 14, 1991, as Reception No. 428359 in Book 693 at Page 606 of the Gunnison County records, hereinafter referred to as "Declaration", and Condominium Map recorded August 14, 1991, as Reception No. 428358 of the Gunnison County records, hereinafter referred to as "Map", the undersigned Norman E. Klein, Mary Louise Klein and W.S. Henrion did subject Lot 7 to the condominium regime entitled "Cement Creek Duplex"; and

WHEREAS, Colorado Revised Statutes, 1973, Section 43-2-302 provides that title to a vacated roadway shall vest in the owners of the land abutting such vacated roadway; and

WHEREAS, the vacated portion of Cascadilla Street abutting Lot 7, more particularly described on attached Exhibit A, was not included within the condominium project established pursuant to the Declaration and Map; and

WHEREAS, paragraph 18 of the Declaration provides that the Declaration may be amended upon the written consent of the owners of a majority of the units and all of the holders of any recorded mortgage or deed of trust covering or affecting any or all condominium units; and

WHEREAS, the undersigned Norman E. Klein, Mary Louise Klein and W.S. Henrion constitute all of the owners of the Cement Creek Duplex units; and

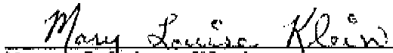
WHEREAS, the undersigned Home Federal Savings and Loan Association constitutes the only holder of a recorded mortgage or deed of trust covering or affecting the project;

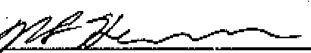
NOW, THEREFORE, the undersigned do hereby amend the Declaration and Map as follows:

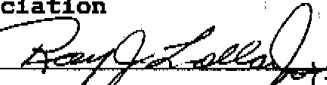
1. The land described on attached Exhibit A is hereby added to the land subjected to the condominium project by the Declaration and Map as fully as if said land described on attached Exhibit A had been originally incorporated into the condominium project by the Declaration and Map.
2. The land described on attached Exhibit A shall be general common element.
3. In all other respects the provisions of the Declaration and Map are reaffirmed.

IN WITNESS WHEREOF this instrument has been duly executed as of the 21<sup>st</sup> day of October, 1992.

  
Norman E. Klein

  
Mary Louise Klein

  
W.S. Henrion

Home Federal Savings and Loan  
Association  
By:  (title)

STATE OF COLORADO )  
 ) ss.  
COUNTY OF ARAPAHOE )

The foregoing instrument was acknowledged before me this  
21st day of October, 1992, by Norman E. Klein and Mary Louise  
Klein.

Witness my hand and official seal.

My commission expires: May 15, 1994



D. Lorraine Bybee  
Notary Public

STATE OF TEXAS )  
 ) ss.  
COUNTY OF TRAVIS )

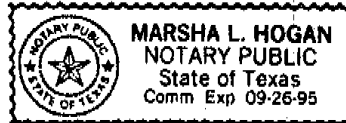
The foregoing instrument was acknowledged before me this  
10th day of November, 1992, by W.S. Henrion.

Witness my hand and official seal.

My commission expires:

Marsha L. Hogan  
Notary Public

STATE OF Missouri )  
 ) ss.  
COUNTY OF Jackson )

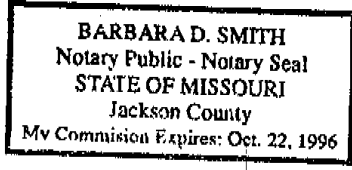


The foregoing instrument was acknowledged before me this  
25th day of January, 1993, by ROY J. LOLLAR JR  
as ATTORNEY IN FACT of Home Federal Savings and Loan  
Association.

Witness my hand and official seal.

My commission expires:

Barbara D. Smith  
Notary Public



# EXHIBIT A

BK PG  
721 264

Property Description Prepared for Norman Klein for portion  
of vacated Cascadilla Street adjacent to Lot 7 Block 1 of Crested  
Butte South, First Filing

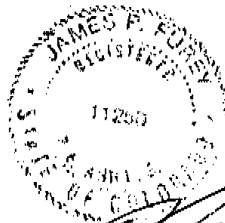
A tract of land within:

Vacated Cascadilla Street, a dedicated street within Crested  
Butte South, First Filing (a plat thereof being filed in the  
Gunnison County records on August 26, 1970 and bearing reception  
number 280978), portions of said Street being vacated by Board of  
County Commissioners Resolution 90-10 as recorded in Book 679 at  
page 151 of said records.

Commencing at the northeast corner of Lot 7 (a common corner with  
Lot 6) of Block 1 of said First Filing, said corner being the  
POINT OF BEGINNING for the herein described tract; thence the  
following courses around said tract;

1. North 65°57'00" West 60.00 feet along the southerly edge of  
vacated Cascadilla Street to the southwest corner of that  
portion of said Street vacated by said Resolution 90-10;
2. North 24°03'00" East 30.00 feet along the westerly boundary of  
said portion to the centerline of Cascadilla Street;
3. South 65°57'00" East 60.00 feet along said centerline;
4. South 24°03'00" West 30.00 feet to the POINT OF BEGINNING of  
the herein described tract.

This tract contains 0.04 acres more or less.



*[Handwritten Signature]*  
Oct 13, 1992