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Gay Capps, County Clerk, San Miguel County, CO

FIRST
AMENDMENT

TO

AMENDED AND RESTATED
DECLARATION
OF
THE PLAZA
A
PLANNED COMMUNITY

Upon application by James E. Stowers III and Stephen M. Barney (hereinafter "Stowers-Barney"), unit owners, and pursuant to Article Nine, Section 9.01(a), Development Rights and Special Declarant Rights, regarding the right of Declarant to subdivide Units, Declarant herewith effects the subdivision of Unit 401 into Units 401, 402 and 403 as shown on plat for the Stowers-Barney Floor, a Subdivision of Unit 401, The Plaza, recorded in San Miguel County in Plat Book 1 at pages 1561-1562, and amends the applicable Articles and Sections of the Amended and Restated Declaration of the Plaza to read as follows:

"Section 4.01. Number of Units.

a) The number of Units in the Common Interest Community is eighteen (18), of which four (4) are Commercial Units, seven (7) are Retail Units and Seven (7) are Residential Units....."

Exhibit C, Table of Interests shall be amended, relative to the interest described as Unit 401 and other units as follows:

See amended Exhibit C, attached and incorporated herein.

THE BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK

IN WITNESS WHEREOF, the Declarant and Unit Owner have caused this Amendment to the Amended and Restated Declaration to be executed by their duly authorized agents this ____ day of August, 1993.

DECLARANT and Owners of Units 301 and 303:

LOT 52 PARTNERSHIP,
a Colorado general partnership,

By: GEORGE I. BROWN UDT,
a certain unrecorded revocable trust,
general partner

By: THE TELLURIDE COMPANY,
a general partner

By: *George I. Brown*
George I. Brown, Trustee

By: *Ronald D. Allred*
Ronald D. Allred,
President

UNIT OWNERS:

STOWERS-BARNEY

James E. Stowers III
James E. Stowers III
Stephen M. Barney
Stephen M. Barney
Unit Owners of Units 401, 402
and 403 (formerly Unit 401)

George I. Brown,
individually, and as
Trustee for the George I.
Brown UDT, a certain
unrecorded trust

George I. Brown
Unit Owner of Units 10, 11,
13, 14, 101, 102, 103 and 302

BARNETT

Hoyt R. Barnett
Hoyt Barnett
Carol Barnett
Carol Barnett
Unit Owners of Unit 501

THE TELLURIDE COMPANY

By: *Ronald D. Allred*
Ronald D. Allred, President
Unit Owner of Units 12,
104, 105 and 201

Consent is hereby given to the above First Amendment.

THE PLAZA COMMUNITY ASSOCIATION, INC.

By: *George I. Brown*
George I. Brown, President

STATE OF COLORADO }
 } ss
COUNTY OF SAN MIGUEL }

The foregoing instrument was acknowledged before me this 17th day of AUGUST, 1993, by George I. Brown, Trustee, George I. Brown UDT, a certain unrecorded revocable trust, general partner of Lot 52 Partnership, a Colorado general partnership, individually and as Trustee for the George I. Brown UDT, a certain unrecorded trust and as President of The Plaza Community Association, Inc.

My commission expires: 11/24/93
Witness my hand and seal.

Julius Castiel
Notary Public



STATE OF Colorado }
 } ss
COUNTY OF San Miguel }

The foregoing instrument was acknowledged before me this 9th day of September, 1993, by Ronald D. Allred, President, The Telluride Company, a general partner of Lot 52 Partnership, a Colorado general partnership and as President of The Telluride Company.

My commission expires: 12-01-96
Witness my hand and seal.

Ronald D. Allred
Notary Public



STATE OF Missouri }
 } ss
COUNTY OF Jackson }

The foregoing instrument was acknowledged before me this 5th day of AUGUST, 1993, by James E. Stowers III.

My commission expires: 9-22-96
Witness my hand and seal.

Rosa Ann Patten
Notary Public



STATE OF Illinois }
 } ss
COUNTY OF DeKalb }

The foregoing instrument was acknowledged before me this 9th
day of August, 1993, by Stephen M. Barney.

My commission expires:
Witness my hand and seal.

Nancy J. Birmingham
Notary Public



STATE OF FLORIDA }
 } ss
COUNTY OF Polk }

The foregoing instrument was acknowledged before me this 26
day of August, 1993, by Hoyt Barnett and Carol Barnett.

My commission expires:
Witness my hand and seal.

Marsha C. Vass
Notary Public



MARSHA C. VASS
MY COMMISSION # AA 738472 EXPIRES
JANUARY 8, 1994
BONDED THROUGH TRUIY FARM INSURANCE, INC.