

THIRD AMENDMENT TO THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR FLUKEY ESTATES HOMEOWNERS ASSOCIATION

RECITALS:

The purpose of this Third Amendment is to amend the Restatement of Declaration of Covenants, Conditions and Restrictions for the Flukey Estate Homeowners Association, recorded on August 29<sup>th</sup>, 2022, with Reception number 3042205, Mesa County, Colorado real property records.

In ARTICLE 10, Section 10.04 (a) AMENDMENT AND TERMINATION,

*Subject to Declarant's rights in paragraph 10.041(b), all or any portion of this Declaration may be supplemented, changed, or canceled in whole or in part at any time by the vote or agreement of Members representing at least sixty-seven percent (67%) of the voting rights of the Members. Such agreement may be in any number of counterparts. Such amendment shall be effective when duly recorded in the real property records of the County.*

THEREFORE, Flukey Estates Homeowners Association makes the following amendment of the Declaration upon unanimous vote among the members:

In ARTICLE 10, Section 10.04 (a) AMENDMENT AND TERMINATION,

*Subject to Declarant's rights in paragraph 10.041(b), all or any portion of this Declaration may be supplemented, changed, or canceled in whole or in part at any time by the vote or agreement of Members representing at least eighty percent (80%) of the voting rights of the Members. Such agreement may be in any number of counterparts. Such amendment shall be effective when duly recorded in the real property records of the county.*

In all other respects, the Declaration is to remain as previously recorded.

