

After recording return to:  
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Colorado Springs, CO 80903

ROBERT C. "BOB" BALINK El Paso County, CO

12/17/2008 04:04:58 PM

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Rec \$36.00 1 of 7



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**THIRD  
AMENDMENT/SUPPLEMENT  
TO THE  
CONDOMINIUM DECLARATION  
FOR  
HARTSOCK VILLAGE CONDOMINIUMS**

This **THIRD AMENDMENT/SUPPLEMENT TO THE CONDOMINIUM DECLARATION FOR HARTSOCK VILLAGE CONDOMINIUMS** ("Third Supplemental Declaration") is made on the date hereinafter set forth by **Hartsock Village Condos, Inc.**, a Colorado corporation ("Declarant").

WITNESSETH:

WHEREAS, on September 22, 2005, the Declarant has recorded in the Office of the Clerk and Recorder, El Paso County, Colorado, the **CONDOMINIUM DECLARATION FOR HARTSOCK VILLAGE CONDOMINIUMS** as reception number 205149609 (the "Declaration"), and on September 22, 2005 has recorded with the said Clerk and Recorder the **CONDOMINIUM MAP OF HARTSOCK VILLAGE CONDOMINIUMS** (the "Condominium Map"), **submitting** certain land **described therein** together with all improvements, appurtenances and facilities thereon to condominium ownership ("Condominium Project"); and,

WHEREAS, on February 3, 2006, the Declarant has recorded in ~~the~~ Office of the Clerk and Recorder, El Paso County, Colorado, ~~the~~ **FIRST AMENDMENT/SUPPLEMENT TO THE CONDOMINIUM DECLARATION FOR HARTSOCK VILLAGE CONDOMINIUMS** as reception number 206018340 (the "First Supplement"), and on February 3, 2006 has recorded with the said Clerk ~~and~~ Recorder the **FIRST SUPPLEMENTAL CONDOMINIUM MAP OF HARTSOCK VILLAGE CONDOMINIUMS** as reception number 206712237 (the "~~First Supplemental~~ Map"),

WHEREAS, on September 15, 2006, the Declarant has recorded in the ~~Office~~ of the Clerk and Recorder, El Paso County, Colorado, the **SECOND AMENDMENT/SUPPLEMENT TO THE CONDOMINIUM DECLARATION FOR HARTSOCK VILLAGE CONDOMINIUMS** as reception number ~~206136978~~ (the "Second Supplement"), and on September 15, 2006 has recorded with the said Clerk and Recorder the **SECOND SUPPLEMENTAL CONDOMINIUM MAP OF HARTSOCK VILLAGE CONDOMINIUMS** (the "Second Supplemental Map"),

WHEREAS, the Condominium Map for Phase One of the Condominium Project provided for carports to serve the four Units within Building One. The carports have instead been replaced with one structure containing three garages and ~~one two-car~~ carport

to serve the Units within Building One. Declarant desires to evidence such modification by the filing for record by the Declarant in the said County Clerk and Recorder's Office, this Third Supplemental Declaration and the Amendment to the Condominium Map of Hartsock Village Condominiums Phase I ("Amendment to Condominium Map Phase I"); and

WHEREAS, the Association and the Owners of the Units within Building One have approved of such modification as evidenced by their respective signatures below.

NOW, THEREFORE IT IS AGREED AS FOLLOWS:

1. Upon recording of the Amendment to Condominium Map Phase I and this Third Supplemental Declaration in the said County Clerk and Recorder's Office, the Condominium Project shall be modified as shown on the Amendment to Condominium Map Phase I, replacing the previously shown carport structure with the now-existing garage/carport structure. The total number of general parking spaces outside of the garage/carport structure (each of which is a General Common Element) is unaffected by this modification. The Owners' Proportionate Share, Proportionate Interests and Voting Rights are unaffected by this modification in parking arrangement.

2. The parking improvements within the garage/carport structure as shown on the Amendment to Condominium Map Phase I are each Limited Common Elements assigned for the benefit of the Units identified thereon. The recordings in the said County Clerk and Recorder's Office of this Third Supplemental Declaration and the Amendment to Condominium Map Phase I operate automatically to grant, transfer and convey to the Owners of Condominium Units described as Unit 101, 102, 201 and 202, Building One, Hartsock Village Condominiums, an interest in the respective Limited Common Element depicted on the Amendment to Condominium Map Phase I without further conveyance or documentation. Such recordings also operate automatically to grant, transfer and convey to any existing Mortgagee of any of such four affected Condominium Units a security interest in its Unit Owners' Proportionate Interest in the Common Elements. All subsequent conveyances of such Units from the respective Owners thereof shall automatically transfer the rights to the Limited Common Elements appurtenant thereto.

3. This Third Supplemental Declaration shall be recorded in the office of the Clerk and Recorder of El Paso County, Colorado and shall be indexed in the grantee's index in the name of the common interest community "Hartsock Village Condominiums" and in the name of the Association "Hartsock Village Condominium Homeowners Association, Inc.", and in the grantor's index in the name of Declarant "Hartsock Village Condos, Inc."

4. Except to the extent supplemented and amended hereby and previously, the Declaration remains unaltered and in full force and effect.

5. This document may be signed in counterparts.





**THE FOREGOING IS ACCEPTED AND APPROVED BY THE FOLLOWING OWNERS OF THE UNITS DESCRIBED BELOW:**

Unit 101, Building 1, Hartsock Village Condominiums:

  
CLINTON J. PHILLIPS

  
RHONDA L. PHILLIPS

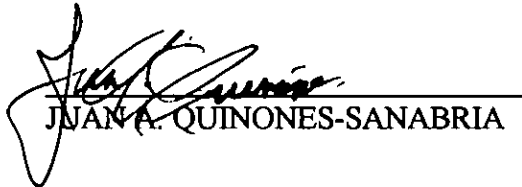
Unit 102, Building 1, Hartsock Village Condominiums:

  
MARTIN L. HAEHN

  
BARBARA O. HAEHN

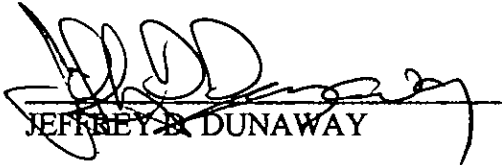
  
ANNO O. HAEHN

Unit 201, Building 1, Hartsock Village Condominiums:

  
JUAN A. QUINONES-SANABRIA

  
NORMA I. CRUZ-QUINONES

Unit 202, Building 1, Hartsock Village Condominiums:

  
JEFFREY B. DUNAWAY

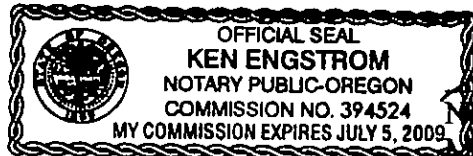
  
MELANIE L. WILHELM

STATE OF Oregon )  
 ) ss.  
COUNTY OF Washington )

The foregoing instrument was acknowledged before me this 20<sup>th</sup> day of September, 2008, by CLINTON J. PHILLIPS and RHONDA L. PHILLIPS.

WITNESS my hand and official seal.

SEAL



[Signature]  
Notary Public  
My Commission Expires: July 5, 2009

STATE OF COLORADO )  
 ) ss.  
COUNTY OF EL PASO )

The foregoing instrument was acknowledged before me this 6 day of Sept, 2008, by MARTIN L. HAEHN and BARBARA O. HAEHN.

WITNESS my hand and official seal.

SEAL

[Signature]  
Notary Public  
My Commission Expires: Sept 27 2009

STATE OF COLORADO )  
 ) ss.  
COUNTY OF EL PASO )

The foregoing instrument was acknowledged before me this 3 day of October, 2008, by ANN O. HAEHN.

WITNESS my hand and official seal.

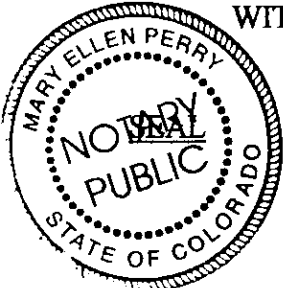


[Signature]  
Notary Public  
MY COMMISSION EXPIRES  
02/11/2010  
My Commission Expires: \_\_\_\_\_

STATE OF COLORADO )  
 ) ss.  
COUNTY OF EL PASO )

The foregoing instrument was acknowledged before me this 3 day of OCTOBER, 2008, by JUAN A. QUINONES-SANABRIA and NORMA I. CRUZ-QUINONES.

WITNESS my hand and official seal.



Mary Ellen Perry  
Notary Public MY COMMISSION EXPIRES 02/11/2010  
My Commission Expires: 02/11/2010

STATE OF Massachusetts )  
 ) ss.  
COUNTY OF Anna Arriba )

The foregoing instrument was acknowledged before me this 6 day of Sept, 2008, by JEFFREY D. DUNAWAY and MELANIE L. WILHELM.

WITNESS my hand and official seal.

SEAL

[Signature]  
Notary Public  
My Commission Expires: Sept 27 2009