



**SECOND SUPPLEMENTAL DECLARATION
OF
COVENANTS, CONDITIONS, RESTRICTIONS, AND EASEMENTS
FOR
VENTANA, FILING #1 & 1A**

(VENTANA, PUEBLO, COLORADO Filing No. 1 & 1A)

THIS SECOND SUPPLEMENTAL DECLARATION ("Second Supplemental Declaration"), dated to be effective as of JAN. 1, 2010, is executed by the owners of at least two-thirds (2/3) of the lots in the subdivision including lots owned by Ventana At Pueblo LLC, a Colorado Limited Liability Company ("Ventana At Pueblo"), Yellico-Leach Co., Inc., a Colorado corporation ("Yellico"), and by other lot owners set forth as signatories to this Second Supplemental Declaration.

RECITALS

This Second Supplemental Declaration amends and supplements the Declaration of Covenants, Conditions, Restrictions, and Easements for Ventana Filing No. 1 recorded February 9, 2005 under Reception Number 1606406 in the records of the Clerk and Recorder, Pueblo County, Colorado, and the First Supplemental Declaration of Covenants, Conditions, Restrictions and Easements For Ventana, Filing #1 recorded March 10, 2008 under Reception Number 1761124 in the records of the Clerk and Recorder, Pueblo County, Colorado (the "Declaration").

A. This Second Supplemental Declaration is made with respect to the real property in the City of Pueblo, Pueblo County, Colorado, platted and legally described as Ventana, Filing No. 1 and the Special Area Plan platted as La Bella Vita at Ventana.

B. Ventana At Pueblo is the Declarant under the declaration and the developer of the residential community known as Ventana which includes La Bella Vita at Ventana. The "Development Period", as defined in the Declaration, has not yet expired.

C. Yellico is the owner of lots in La Bella Vita and La Bella Vita at Ventana a Special Area Plan is within the "Neighborhood" as defined in the Declaration.

The Declaration is amended by the following pursuant to Section 1208 of the Declaration by the signatures affixed hereto of the owners of at least two-thirds (2/3) of the lots in the subdivision.

1. Section 601 is amended to read in its entirety as follows:

Section 601. Composition of the Design Review Committee.
Declarant shall appoint a Design Review Committee which shall

consist of three individuals. Declarant shall have the continuing right to appoint all three members of the Design Review Committee until December 31, 2015 when authority shall pass to the Executive Board of the Association. During the period of development of the Community while Declarant has the right to appoint members of the Design Review Committee, Declarant shall give the Association written notice of the appointment or removal of any member of the Design Review Committee.

2. Section 1110 is amended by the addition of paragraph 1110(d) which shall read in its entirety as follows:

(d) Lots Owned by Approved Builders, the Declarant, Developers, or Investors. Notwithstanding any other provisions in this Declaration:

- (1) any lot owned by an approved builder and any lot owned by the Declarant which has full infrastructure development available to the lot shall be assessed a common assessment of 50% of the common assessment assessed pursuant to subparagraph (a) above.
- (2) any lot sold by the Declarant or an Approved Builder to an owner for construction of a dwelling unit shall be subject to payment of the full amount of the common assessment assessed by the Association effective at the time of transfer.
- (3) any lot which has a residential dwelling constructed on the lot and is occupied as a residential dwelling either by an owner or by a tenant shall pay the full common assessment as assessed by the Association beginning on the date of sale by the Approved Builder or occupancy of the dwelling on the lot. Multiple vacant lots sold by an Approved Builder to a developer or investor shall be assessed a minimum of 50% up to 100% of the common assessment assessed by the Association at the sole discretion of the Board.
- (4) any contiguous vacant lots sold by the Declarant or an Approved Builder to an owner for the construction of a dwelling unit or for additional acreage shall be subject to payment of the full amount of the common assessment assessed by the Association for each lot according to the recorded plats for Ventana Filing #1 and Ventana Filing #1A and shall be effective at time of transfer.



Said payments to begin January 1, 2010. Any assessments for a portion of a year shall be prorated and payable upon billing by the Association

This Second Supplemental Declaration shall be effective upon recording in the records of the Clerk and Recorder of Pueblo County, Colorado.

IN WITNESS WHEREOF, the parties have executed this Second Supplemental Declaration.

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FOR
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(VENTANA, PUEBLO, COLORADO Filings No. 1& 1A)

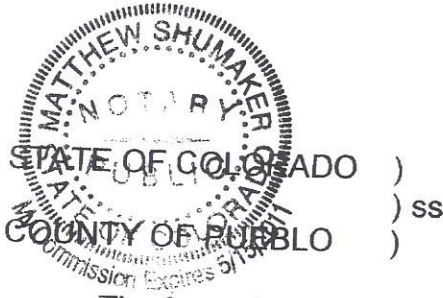
Date: 9/18/09

[Signature]
Signature

Signature
Owner(s) of Lot 11 Blk 1 Fil 1
Also known as: 5508 BELLAGIO WAY

Print Name(s) of Owner(s)

ADAM D DITTO



The foregoing instrument was acknowledged before me this 18 day of SEPTEMBER, 2009 by ADAM D DITTO and _____ as owners of Lot 11.

Witness my hand and official seal.
My commission expires: 5/15/2011

[Signature]
Notary Public



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(VENTANA, PUEBLO, COLORADO Filings No. 1& 1A)

Date: Oct 3, 2009

Linda Hamler
Signature

William L. Hamler
Signature

Owner(s) of Lot 18 Blk 2 Fil 1
Also known as: 5528 MAGGIANO PLACE

Print Name(s) of Owner(s)

LINDA H BARAJAS
WILLIAM L HAMLER

STATE OF COLORADO)
) ss
COUNTY OF PUEBLO)

The foregoing instrument was acknowledged before me this 3 day of October, 2009 by Linda Hamler and William L. Hamler as owners of Lot 18.

Witness my hand and official seal.

My commission expires: 2/23/2013

Crystal O. Barajas
Notary Public



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Date: 10-6-09

Stanley C Sicher
Signature
Diedre L. Sicher
Signature

Owner(s) of Lots 5 & 6 Blk 1 Fil 1
AKA PAR A REARRANGEMENT OF
PROPERTY BOUNDARIES
Also known as: 5541 BELLAGIO WAY

Print Name(s) of Owner(s)

STANLEY C SICHER
DIEDRE L SICHER

STATE OF COLORADO)
) ss
COUNTY OF PUEBLO)

The foregoing instrument was acknowledged before me this 6 day of
October, 2009 by Stanley Sicher and
Diedre Sicher as owners of Lot 5+6.
Witness my hand and official seal.
My commission expires: 9/15/2010

Pamela Selley
Notary Public

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Date: 11/09/09

Lori E. Miller
Signature

Mark A. Miller
Signature

Owner(s) of Lot 5 Blk 6 Fil 1
Also known as: 5632 VENEZIA WAY

Print Name(s) of Owner(s)

MARK A. MILLER
LORI E. MILLER

STATE OF COLORADO)
) ss
COUNTY OF PUEBLO)

The foregoing instrument was acknowledged before me this 9th day of November, 2009 by MARK A Miller and Lori E Miller as owners of Lot 5.
Witness my hand and official seal.
My commission expires: _____

ANGELA N. ELLIOTT
NOTARY PUBLIC
STATE OF COLORADO
My Commission Expires 08/19/2011

Angela Elliott
Notary Public

OF
COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS
FOR
VENTANA, FILING #1 &1A

(VENTANA, PUEBLO, COLORADO Filings No. 1 & 1A)

Date: 11-9-09

Donald Pagano
Signature
Alberta Pagano
Signature
Owner(s) of Lot 15 Blk 1 Fil 1

Also known as: 5536 BELLAGIO WAY

Print Name(s) of Owner(s)

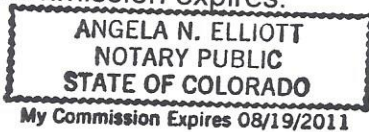
DONALD PAGANO
ALBERTA PAGANO

STATE OF COLORADO)
) ss
COUNTY OF PUEBLO)

The foregoing instrument was acknowledged before me this 9th day of
November, 2009 by Donald Pagano and
Alberta Pagano as owners of Lot 15.

Witness my hand and official seal.

My commission expires:



Angela N Elliott
Notary Public



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Date: 11-9-09

Kenneth J. Jesik
Signature

Vivian L. Jesik
Signature

Owner(s) of Lot 4 Blk 6 Fil 1

Also known as: 5622 VENEZIA WAY

Print Name(s) of Owner(s)

KENNETH J. JESIK

VIVIAN L. JESIK

STATE OF COLORADO)

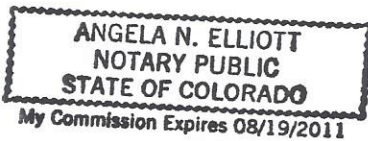
) ss

COUNTY OF PUEBLO)

The foregoing instrument was acknowledged before me this 11th day of November, 2009 by Kenneth J. Jesik & Vivian L. Jesik and _____ as owners of Lot 4.

Witness my hand and official seal.

My commission expires: _____



Angela N. Elliott
Notary Public



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Date: 7/20/09

Dennis R. Cuchiara
Signature

Darlene F. Cuchiara
Signature

Owner(s) of Lot 16 Blk 2 Fil 1

Also known as: 5516 MAGGIANO PLACE

Print Name(s) of Owner(s)

DENNIS R CUCHIARA

DARLENE F CUCHIARA

STATE OF COLORADO)

) ss

COUNTY OF PUEBLO)

The foregoing instrument was acknowledged before me this 20 day of July, 2009 by DENNIS R. CUCHIARA and DARLENE F. CUCHIARA as owners of Lot 16.

Witness my hand and official seal.

My commission expires: 1/26/2010

Robert A. Jurasic
Notary Public



