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Kathleen Neel - Summit County Recorder

5 Pages

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Upon recording return to:  
Daniel F. Wolf, Esq.  
Wolf & Associates, P.C.  
953 S. Frontage Rd., Ste. 222  
Vail, CO 81657

**AMENDMENT TO CONDOMINIUM DECLARATION  
FOR  
WOODBIDGE INN CONDOMINIUMS  
CHANGING DESIGNATION OF UNIT 111 FROM COMMERCIAL TO RESIDENTIAL**

This Amendment to Condominium Declaration for Woodbridge Inn Condominiums Changing Designation of Unit 111 from Commercial to Residential (the "Amendment") is made effective on the date hereinafter set forth.

**RECITALS**

A. The Declarant (as that term is defined in the Original Declaration) executed and recorded the following Condominium Declaration and amendments, supplements and addendum thereto pertaining to the Woodbridge Inn Condominiums all of which were recorded in the office of the Clerk and Recorder, Summit County, Colorado at the date and reception number set forth below:

<u>Document</u>	<u>Date Recorded</u>	<u>Reception No.</u>
*Condominium Declaration	February 12, 1985	292182
*First Amendment to Declaration	May 19, 1985	293869
*First Supplemental Declaration	December 11, 1987	347490
*Designation of Commercial and Residential Units	March 11, 1988	351294
*Second Supplemental Declaration	November 1, 1991	412116
*Third Supplemental Declaration	July 28, 1992	425485
*Addendum for Clarification of First Supplemental	March 1, 1995	487032

The foregoing documents are collectively referred to herein as the "Original Declaration." All capitalized terms used herein not otherwise defined shall have the meaning set forth in the Original Declaration.

B. The Declarant further executed and recorded the following Condominium Map for Woodbridge Inn Condominiums and supplements thereto all of which were recorded in the office of the Clerk and Recorder, Summit County, Colorado at the date and reception number set forth below:

<u>Document</u>	<u>Date Recorded</u>	<u>Reception No.</u>
*Condominium Map	February 12, 1985	292181
*First Supplemental Condominium Map	December 11, 1987	347489
*Second Supplemental Condominium Map	July 28, 1992	425447

The foregoing maps are referred to collectively as the "Map".

C. Unit 111, Woodbridge Inn Condominiums ("Unit 111"), is designated as a Commercial Unit in the Original Declaration and since its creation has been used for those commercial uses permitted under the Original Declaration. The undersigned owner of Unit 111 (the "Commercial Owner") desires to and has requested approval from the Woodbridge Inn Condominium Association (the "Association") to change the designation of Unit 111 from a Commercial Unit to a Residential Unit. The Association, by the vote of its Members described below, has approved that change in designation of Unit 111 in accordance with the terms of this Amendment. The Association and the Commercial Owner desire to amend the Original Declaration to effectuate that change in the designation of Unit 111 as set forth in this Amendment.

D. In accordance with the terms of the Original Declaration and § 38-33.3-217, C.R.S., this Amendment has been approved by the affirmative vote and agreement of Owners to which at least seventy-five percent (75%) of the votes in the Association are allocated, and by the approval of sixty-seven percent (67%) of First Mortgagees. The approval of First Mortgages was obtained in accordance with § 38-33.3-217(1)(b), C.R.S.

NOW THEREFORE, the Association and Commercial Owner hereby amend the Original Declaration as follows:

1. Notwithstanding anything to the contrary contained in the Original Declaration, the designation of Unit 111 shall be and is hereby changed from a Commercial Unit to Residential Unit, and Unit 111 shall thereafter be used for residential purposes only in accordance with the terms of the Original Declaration as amended by this Amendment.

2. This Amendment shall be effective upon recording in the records of the Clerk and Recorder for Summit County, Colorado.

3. Except as otherwise specifically set forth herein the Original Declaration shall remain unchanged.

The Association and the Commercial Owner have caused this Amendment to be executed by its duly authorized officers on the dates set forth below.

(signatures on following pages)

THE ASSOCIATION

Woodbridge Inn Condominium Association,  
a Colorado nonprofit corporation

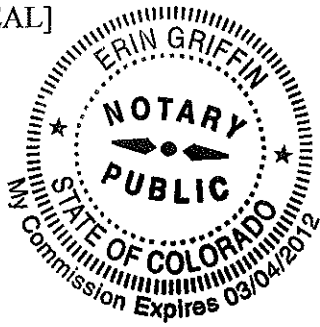
By: Wayne McCorkle  
Wayne McCorkle, President

STATE OF Colorado )  
COUNTY OF Summit ) ss.

The foregoing instrument was acknowledged before me this 7<sup>th</sup> day of December,  
2010, by Wayne McCorkle, as President of Woodbridge Inn Condominium Association.

Witness my hand and official seal.  
My commission expires: 03/04/2012

[SEAL]



Erin Griffin  
Notary Public

Attestation on next page.

Attest:

By:

[Handwritten Signature]  
Robin Gustafon, Secretary

STATE OF COLORADO )  
COUNTY OF Summit ) ss.

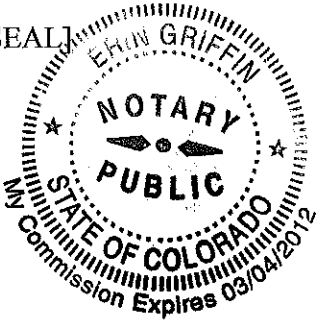
The foregoing instrument was acknowledged before me this 7<sup>th</sup> day of December, 2010, by Robin Gustafon, as Secretary of Woodbridge Inn Condominium Association.

Witness my hand and official seal.

My commission expires: 03/04/2012

[Handwritten Signature]  
Notary Public

[SEAL]



(signatures continued on next page)

COMMERCIAL OWNER

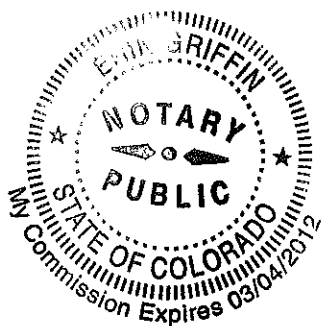
Robert Kato  
~~Dorianna Dighero-Tuso~~  
Robert Kato

STATE OF Colorado )  
COUNTY OF Summit ) ss.

The foregoing instrument was acknowledged before me this 9<sup>th</sup> day of December, 2010, by Dorianna Dighero-Tuso.

Witness my hand and official seal.  
My commission expires: 03/04/2012

[SEAL]



Erin Griffin  
Notary Public