REPEAL AND SUBSTITUTION DISCLOSURE STATEMENT
COLINAS DEL SOL SUBDIVISION

RECITAL: This Disclosure Statement repeals the Disclosure Statement Recorded with the Santa Fe County Clerk as Instrument Number 185022. This Disclosure Statement is a substitute for the Disclosure Statement recorded with the Santa Fe County Clerk on 10/23/2007

PLEASE READ THIS DISCLOSURE STATEMENT BEFORE YOU SIGN ANY DOCUMENTS OR AGREE TO ANYTHING

This disclosure statement is intended to provide you with enough information to permit you to make an informed decision on the purchase, lease or acquisition of the property described in this statement. You should read carefully all of the information contained in this statement before you decide to buy, lease or otherwise acquire the described property.

Various public agencies may have issued opinions, on both the subdivision proposal and the information contained in this disclosure statement. They may be favorable or unfavorable. You should read them closely.

The Board of County Commissioners has examined this disclosure statement to determine whether the subdivider can fulfill what the subdivider has said in this disclosure statement. However, the Board of County Commissioners does not vouch for the accuracy of what is said in this disclosure statement. In addition, this disclosure statement is not a recommendation or endorsement of the subdivision by either the County or the State. It is informative only.

The Board of County Commissioners recommends that you inspect the property before buying, leasing or otherwise acquiring it. **If you have not inspected the parcel before purchasing, leasing or otherwise acquiring it, you have six (6) months from the time of purchase, lease or other acquisition to personally inspect the property. After inspecting the parcel within the six (6) month period, you have three (3) days to rescind the transaction and receive all of your money back from the subdivider when merchantable title is invested in the subdivider. To rescind the transaction, you must give the subdivider notice of your intent to rescind within three (3) days of your inspection of the property.**

County regulations require that any deed, real estate contract, lease or other instrument conveying an interest in a parcel in the subdivision be recorded with the Santa Fe County Clerk.

Building permits, wastewater permits or other use permits must be issued by state or county officials before improvements are constructed. You should investigate the availability of such permits <u>before</u> you purchase, lease, or otherwise acquire an interest in the land. You should also determine whether such permits are required for construction of additional improvements before you occupy the property.

1. **NAME OF SUBDIVISION**

Colinas del Sol Subdivision

2. **NAME AND ADDRESS OF SUBDIVIDER**

High Desert Partnership LCC
9 Balsa Drive
Santa Fe, NM 87508

3. **NAME AND ADDRESS OF PERSON IN CHARGE OF SALES, LEASING OR OTHER CONVEYANCE IN NEW MEXICO**

Russell J. McMillan
9 Balsa Drive
Santa Fe, NM 87508

4. **SIZE OF SUBDIVISION BOTH PRESENT AND ANTICIPATED**

Present:	Anticipated:
Number of parcels: 16	Number of parcels: 16
Number of acres: 202.006	Number of acres: 202.006

5. **SIZE OF LARGEST PARCEL OFFERED FOR SALE, LEASE OR OTHER CONVEYANCE WITHIN THE SUBDIVISION.**

(size of largest parcel in acres) approximately 13.30 acres

6. **SIZE OF SMALLEST PARCEL OFFERED FOR SALE, LEASE OR OTHER CONVEYANCE WITHIN THE SUBDIVISION**

(size of smallest parcel in acres) approximately 12.50 acres

7. **PROPOSED RANGE OF PRICES FOR SELLING, LEASING OR OTHER CONVEYANCE**

($= lowest amount) (size of parcel sold or leased) 6.25 acres $140,000

($= highest amount) (size of parcel sold or leased) $210,000

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8. FINANCING TERMS

(interest) 4% to 7%

(term of loan or contract) 24 months with one year extension for 1%

(minimum down payment) 5%

(service charges and/or escrow fees) 1%

(premium for credit life or other insurance if it is a condition for giving credit) NA

(closing costs) $1000 or less

(any other information required by the Truth in Lending Act if not set forth above)

Truth in Lending Act satisfied with real estate purchase contract.

9. NAME AND ADDRESS OF HOLDER OF LEGAL TITLE

High Desert Partnership, LLC
9 Balsa Drive
Santa Fe, NM 87508

10. NAME AND ADDRESS OF PERSON HAVING EQUITABLE TITLE

High Desert Partnership, LCC
9 Balsa Drive
Santa Fe, NM 87508

11. CONDITION OF TITLE

Include at least the following information where applicable:

(number of mortgages) No mortgage currently on property

(name of each mortgagee)Not applicable

(balance owing on each mortgage) Not applicable

(summary of the release provisions in each mortgage) Not applicable.

(number of real estate contracts on the subdivided land for which the subdivider is making payments as a purchaser) There is no real estate contract which is applicable to this Property.

(balance owing on each real estate contract) none

(summary of the release provisions in each real estate contract) none

(statement of any other conditions relevant to the state of the title) none

(statement of any other encumbrances on the land) none

12. STATEMENT OF ALL RESTRICTIONS OR RESERVATIONS OF RECORD THAT SUBJECT THE SUBDIVIDED LAND TO ANY CONDITIONS AFFECTING ITS USE OR OCCUPANCY

(state all deed and plat restrictions affecting the subdivided land, including water restrictions and archeological easements).

The site has secured archaeological clearance and there are no restrictions to building created by the presence of archeological or historical sites.

Amended and Substituted Covenants and Restrictions as recorded in the County Clerk's Office, Instrument Number 1850220. These Amended and Substituted Covenants and Restrictions include requirements for water conservation, water use, and installation of a water meter and reporting of water use to the Office of the State Engineer. There are separate water restrictions required by the Sustainable Land Development Code that are recorded in the County Clerk's Office, Instrument Number 1850220

The Developer is required to install a reverse osmosis water purifier and pH reducer unit on each well head to address water quality issues identified in the water quality test. Each well group is responsible for properly maintaining the reverse osmosis systems.

A water well identified as #1, located on Lot 1, serves as the domestic water supply for Lots 1, 2, 3, 14, 15 and 16. Owners of these Lots are entitled to use a maximum of 0.25 acre feet of water (81,463 gallons) per Lot per year. The total aggregate amount of water to be drawn for domestic use from water well #1 is 1.25 acre feet per year or 407,315 gallons per year.

A water well identified as well #2, located on Lot 13, serves as the domestic water supply for Lots 4, 5, 6 and 7. Owners of these Lots are entitled to use a maximum of 0.25 acre feet of water (81,463 gallons) per Lot per year. The total aggregate amount of water to be drawn for domestic use from well #2 is 1 acre feet per year or 325,851 gallons per year.

A water well identified as #3, located on Lot 4, serves as the domestic water supply for Lots 8, 9, 10, 11, 12 and 13. Owners of these Lots are entitled to use a maximum of 0.25 acre feet of water (81,463 gallons) per Lot per year. The total aggregate

amount of water to be drawn for domestic use from water well #3 is 1.5 acre feet per year or 488,776 gallons per year.

Fire protection is provided by an on-site 30,000 gallon storage tank, 8 inch water lines and four fire hydrants located along the Colinas del Sol Road. The Lot Owners' Association is responsible for the maintenance of the fire protection system. The cost for maintenance of the fire protection system and water facility system is included as part of the Homeowner Association fees.

Plat Restrictions

Maintenance of Colinas Del Sol access and utility easements to be the responsibility of the Colinas Del Sol Lot Owners Association.

Santa Fe County's approval of this survey plat does not include the construction of the private easements or roads as shown. Prior to the construction of said private easements or roads. It is required that an additional development permit be applied for and then approved by the Santa Fe County Land Use Administrator.

The approval of the plat does not constitute the approval of any further development, including building permits.

Existing natural drainage ways will not be modified or impeded without written approval of the Land Use Administrator or County Hydrologist. Development shall not impede historic flow rates or patterns to or from these lots.

The lots shown on the plat are subject to Santa Fe County Fire and Rescue impact fees at the time of application for building permit.

Water use/well withdrawal rates on the Lots is restricted by covenants filed in the office of the County Clerk and recorded as Instrument Number 1850220.

Fire suppression (sprinkler) system meeting NFPA 13-D standards shall be installed in all houses.

Lots 4, 5 and 6 are located within a Federal Emergency Management Agency special flood hazard area. Finish floors must be set a minimum of one foot above the calculated 100 year base flood elevation. Santa Fe County assumes no liability for the information provided by the project's professional engineer.

No further division of lots is permitted, this shall not prevent lot line adjustments or consolidations.

The Development Plan provides recommended locations for building sites satisfying the County Terrain Management Regulations. Other sites are available providing those sites satisfy County Terrain Management Regulations.

Provisional address assignment to be finalized when driveway entrance is determined.

13. ESCROW AGENT

(name) Capitol City Title
(address) P.O. Box 1941
Santa Fe, NM 87504-1941

(statement of whether or not the subdivider has any interest or financial ties with the escrow agent) The subdivider has no interest or financial ties with the escrow agent.

14. UTILITIES

(name of entity providing telephone service, if available for Lot Owner to connect) Century Link (estimated cost)	$-0-
(name of entity providing electricity, cost to connect) PNM (estimated cost)	$1,000.00
(name of entity providing gas service, cost to connect) New Mexico Gas Company (estimated cost)	$500.00
(name of entity providing water if available) Subdivider provides to lot line, owner provides from lot to house site (estimated cost)	$1,000.00
The subdivider has installed two Reverse Osmosis Systems and has provided an escrow agreement for completion of the third RO system (well #2) prior to development of lots 8, 9, 10, 11, 12 & 13	$60,000.00
(name of entity providing liquid waste disposal) private septic tank and leach field system by lot owner. (estimated cost)	$5,000±
(name of entity providing solid waste disposal,) Waste Management or other similar company (estimated cost)	$40.00 per house per month.
(name of entity maintaining reverse osmosis systems) Lot owners in each well group as stated in section 12	$TBD

15. INSTALLATION OF UTILITIES

(water) Subdivider	currently available
(telephone) Century Link	currently available
(electricity) PNM	currently available
(natural gas) Gas Co. of NM	currently available
(liquid waste disposal)	private septic tanks by individual lot owner
(solid waste disposal)	Waste Management Co. or other company Contract with completion of house

16. UTILITY LOCATION

(state if all utilities are to be provided to each parcel in the subdivision.)

Electricity, natural gas and telephone have been brought to each lot. Each Lot Owner is responsible for extending the electric, natural gas and telephone to their building site. It is the responsibility of the Lot Owner to extend a water line from the lateral line at the road to the building site on the lot.

(if utilities are to be provided to some but not all parcels in the subdivision, state which utilities will be provided to each parcel.)

Electric, telephone, natural gas and water have been provided to each lot in the subdivision.

(state whether or not the subdivider's proposal conforms with the County's regulation to place all utilities underground.) All utilities have been installed underground.

17. WATER AVAILABILITY

(describe the maximum annual water requirements of the subdivision including water for indoor and outdoor domestic uses)

.25 acre feet per year are allowed per lot.

(describe the availability and sources of water to meet the subdivision's maximum annual water requirements)

The source of water for the Subdivision is a shared well system, with the typical depth of the well on the order of 800 feet.

(describe the means of water delivery within the subdivision)

Three wells have been constructed within the Subdivision. These wells have been constructed to a minimum depth of 800 feet. No more than three shared wells can be drilled within the subdivision.

(describe any limitations and restrictions on either indoor or outdoor water use in the subdivision).

Each lot is limited to .25 acre of water per year. For further detail, see the water section of the Restrictive Covenants for the Subdivision and separate water restrictions.

(summarize the provisions of any covenants or other restrictions requiring the use of water saving fixtures and other water conservation measures).

The water restrictive covenants provide a limit of .25 acre feet per year per lot. Water saving appliances and plumbing devices are required. Low water use landscaping techniques are required and non-native grasses are limited. Swimming pools are not allowed. Homeowners are required to meet the County rainwater catchment and water conservation ordinances, set forth in the Sustainable Land Development Code.

(describe what measures, if any, will be employed to monitor or restrict water use in the subdivision.)

Each well will have a water meter, and each house will a have a meter. Meter readings are to be documented by the property owner annually within two weeks of January 1st and shall be provided to the Santa Fe County hydrologist by April 30th of each year. Meter readings shall be submitted to the Office of the State Engineer on a regular basis.

18. FOR SUBDIVISIONS WITH COMMUNITY WATER SYSTEMS

Not Applicable

19. FOR SUBDIVISIONS WITH INDIVIDUAL DOMESTIC WELLS OR SHARED WELLS

(state whether wells will be provided by the subdivider or by the prospective purchaser/lessee/subdivider)

Wells have been provided by the Subdivider

(if wells are provided by subdivider, state the estimated cost to complete a domestic well, including drilling, pressure tank, control devices, storage and treatment)

This section is not applicable since the Subdivider has installed the three wells.

(if wells are provided by the subdivider, state the cost, if any to the purchaser/lessee/

subdivider)
Individual homeowners must extend a water line to their house pad from the shared well. This cost is estimated from the water line in the road to the house is $1,000.00

(summary of legal restrictions on either indoor or outdoor usage)

As stated in the water restrictive covenants, a water meter is to be installed at each lot. Meter readings are to be documented annually by the property owner within two weeks of January 1 and provided to Santa Fe County by April 30th of each year. Water use is limited to 0.25 acre feet per year.

(average depth to groundwater and the minimum and maximum well depths to be reasonably expected)

The average depth to groundwater is approximately 160 feet. The minimum and maximum well depths to be expected are 700 feet and 800 feet respectively.

(recommended total depth of well)

Approximately 700 to 800 feet.

(estimated yield in gallons per minute of wells completed to recommended total depth)

Approximately 15 gallons per minute. All wells will have an underground cistern.

20. LIFE EXPECTANCY OF THE WATER SUPPLY

(state the life expectancy of each source of water supply for the subdivision under full development of the subdivision)

The consulting hydrologist has determined a 100 year water supply based on the requirements of the County Land Development Code.

21. SURFACE WATER

(provide a detailed statement of the source and yield of the surface water supply and any restrictions to which the surface water supply is subject)

Surface water is not water source for this Subdivision and this statement does not apply.

22. NEW MEXICO STATE ENGINEER'S OPINION ON WATER AVAILABILITY

Include here the approved summary of the opinion made by the New Mexico State Engineer regarding (whether or not the subdivider can furnish water sufficient in quantity to fulfill the maximum annual water requirements of the subdivision, including water for indoor and outdoor domestic uses).

A letter from the Office of the State Engineer, dated July 21, 2006, issued a positive opinion.

(whether or not the subdivider can fulfill the proposals in this disclosure statement concerning water, excepting water quality).

A letter dated July 20, 2006, from the State Engineer Water Use and Conservation Bureau concurred with the positive opinion issued by the OSE.

23. WATER QUALITY

(describe the water quality in the subdivision and whether it is fit for human consumption)

Water quality tests conducted by Assaigai Analytical Laboratories, Inc. indicate that no Maximum Contaminant Levels were exceeded. Four Secondary Contaminant Levels were exceeded based on the water quality testing. The developer is responsible for installing a reverse osmosis system on each of the three well heads. **Maintenance of the reverse osmosis systems will be the responsibility of each shared well group as stated in Section 12.**

(describe any quality that would make the water unsuitable for use within the subdivision)

The four Secondary Contaminant Levels that exceed Santa Fe County parameters are not necessarily a threat to human health but may affect the taste, odor or appearance of the water.

(state each maximum allowable water quality parameters that has been exceeded and the name of the element, compound, or standard that has exceeded that parameter) The four Secondary Contaminant Levels that exceeded Santa Fe County parameters are:

Aluminum - .476 mg/l versus a standard of .200 mg/l

Sodium – 141mg/l versus a standard of 100 mg/l

pH – 9.21 versus a standard of 6.5 to 8.5

Turbidity – 6.41 NTU versus a standard of 5.00 NTU

EXHIBIT 3

24. NEW MEXICO ENVIRONMENT DEPARTMENT'S OPINION ON WATER QUALITY

Include here the approved summary of the opinion from the New Mexico Environment Department regarding:

(whether or not the subdivider can furnish water of an acceptable quality for human consumption and measures to protect the water supply from contamination in conformity with state regulations).

NMED does not generally comment on water quality.

(whether or not the subdivider can fulfill the water quality proposal made in this disclosure statement).

NMED does not generally comment on water quality.

(whether or not the subdivider's proposal for water quality conforms to the County's regulations on water quality).

NMED does not generally comment on water quality.

25. LIQUID WASTE DISPOSAL

(describe the precise type of liquid waste disposal system that is proposed and that has been approved by the Board for use within the subdivision).

Each house will have a private septic system which must be approved by the New Mexico Environment Department at the time of the building permit.

NOTE: No other liquid waste disposal system may be used in a subdivision other than the system approved by the Board.

26. NEW MEXICO ENVIRONMENT DEPARTMENT'S OPINION ON LIQUID WASTE DISPOSAL

Include here the approved summary of the opinion received by the Board from the New Mexico Environment Department regarding:

(whether there are sufficient liquid waste disposal facilities to fulfill the requirements of the subdivision in conformity with state regulations).

The NMED provided review comments on July 3, 2006 which requires each lot owner to obtain a liquid waste permit prior to construction.

(whether or not the subdivider can fulfill the liquid waste disposal proposals made in this disclosure statement).

NMED will review individual liquid waste permit for each lot prior to construction.

(whether or not the sub divider's proposal conforms with the County's regulations on liquid waste disposal).

The proposal is in compliance with the County's regulations in regards to utilizing individual septic systems as permitted by the New Mexico Environment Department

27. SOLID WASTE DISPOSAL

(describe the means of solid waste disposal that is proposed for use within the subdivision).

Each landowner is responsible for contracting with a licensed solid waste hauler to pick up and remove solid waste at a frequency of no less than once each seven days.

28. NEW MEXICO ENVIRONMENT DEPARTMENT'S OPINION ON SOLID WASTE DISPOSAL

Include here the approved summary of the opinion received by the Board from the New Mexico Environment Department regarding:

(whether or not there are sufficient solid waste disposal facilities to fulfill the needs of the subdivision in conformity with state regulations).

NMED did not comment on solid waste disposal.

(whether or not the subdivider can fulfill the solid waste disposal proposals made in this disclosure statement).

NMED did not comment on solid waste disposal.

(whether or not the sub-divider's proposal for solid waste conforms to the County's regulations on solid waste disposal).

The County's acceptance and recording of the Subdivision Plat indicates compliance with the solid waste proposal.

29. TERRAIN MANAGEMENT

(describe the suitability for residential use of the soils in the subdivision as defined in the Soil and Water Conservation District's soil survey for Santa Fe County).

According to information from the National Resources Conservation Service data, the most common soil types on the property are Panky loam, Zozobra-Jacocita Complex, Khapo Sandy Loam, Zepol Silt Loam, Khapo Fine Sandy Loam, Agua Fria-Paraje Complex.

(describe any measures necessary for overcoming soil and topographic limitations and who will be responsible for implementing these measures).

Soils are generally suited for their intended use which is road construction, house construction and septic tank and leach fields. If clay soils are encountered it is recommended the footings be over-excavated to a soil layer more suitable for the building foundation. It is highly recommended that a geotechnical soils report be prepared by a professional engineer licensed in New Mexico.

(identify by lot and block numbers all parcels within the subdivision located in whole or in part on slopes in excess of 15%).

Lot 13 has slopes in excess of 15 percent.

(identify by lot and block number all parcels within the subdivision that are subject to flooding).

Lots 4-6 are located adjacent to a 100 year flood plain as designated on the FEMA Flood Insurance Rate Map. A building setback is shown on the plat indicating the distance that buildings must be set back from this drainage. FEMA Flood Insurance Rate Maps are updated from time to time and the latest map shall serve as the basis for the building setback.

(describe the subsurface drainage for all lots in the subdivision).

Subsurface drainage runs north to south across the property.

(describe the surface drainage for all lots in the subdivision).

Surface drainage is varied but generally runs from east to west across the property. Five detention ponds have been constructed by the Subdivider. Culverts have been installed at five locations along Colinas del Sol Road. It is the responsibility of the Homeowners 'Association to maintain the five ponds.

(describe the nature, location and completion dates of all storm drainage systems constructed in the subdivision, including the completion date of any required to be constructed).

Five storm water detention ponds have been constructed by the Subdivider. These ponds hold storm water for several lots and take the place of ponding on individual lots. The five culverts carry water under Colinas del Sol Road to the central storm water ponds. The storm drainage improvements that service the development have been installed.

(describe restrictions and other development requirements if lots are located on 15% slopes or ridge tops).

Buildings are not subject to ridgetop restrictions within this Subdivision. Leach fields must be constructed on the area of the lot with a slope of less than 15 percent.

(describe detention pond requirements for each lot).

The central storm water detention ponds have been sized to accommodate the runoff from the roads and lot improvements. If the disturbed area on each lot exceeds 14,000 square feet, the runoff in excess of this amount must be detained or retained on the lot. A professional engineer must calculate the additional ponding requirements and the location and design of the pond(s) when the improved area exceeds 14,000 square feet

(describe restrictions of development within buildable areas per approved plans and County terrain management regulations).

Each lot includes a buildable area meeting County standards. Building areas shown on the Development Plan are provided to show compliance with the County Terrain Management Regulations. Other sites may be selected by the Owner providing they satisfy the Terrain Management Regulations.

30. SOIL AND WATER CONSERVATION DISTRICT'S OPINION ON TERRAIN MANAGEMENT

(include here the summary of the opinion received by the Board from the Soil and Water Conservation District).

A letter from the Santa Fe Pojoaque Soil and Water Conservation District, dated August 9, 2006, confirms that the proposal is in compliance with the with Terrain Management regulations of the Santa Fe County Land Development Code.

(whether on not the subdivider can furnish terrain management sufficient to protect against flooding, inadequate drainage and soil erosion).

All concerns for grading and drainage and soil erosion are addressed on the engineering plans prepared by Morey Walker P.E. and are included within the Terrain Management plan sets.

(whether or not the subdivider can satisfy the terrain management proposals made in this disclosure statement).

All terrain management comments were addressed prior to recording Subdivision plat along with Disclosure Statement and Covenants.

(whether or not the subdivider's proposal conforms with the County's regulations on terrain management).

The Land Use Administrator's signature and recordation of the plat reflects conformance with Santa Fe County terrain management regulations.

31. SUBDIVISION ACCESS

(name of town nearest subdivision).

Santa Fe

(distance from nearest town to subdivision and the route over which the distance is computed).

The subdivision is approximately 12 miles from Santa Fe.

(describe access roads to subdivision).

US 84-285, Avenida Eldorado, Camino de Compadres and North Colinas del Sol.

(state whether or not any roads are required within the subdivision which will not be built until a future date, e.g. connection roads to future developments on adjoining parcels).

All roads shown on the plat have been constructed as part of the subdivision improvements.

(state whether or not the subdivision is accessible by conventional vehicle).

The subdivision is accessible by a conventional vehicle.

(state whether or not the subdivision is ordinarily accessible in all seasons and under all weather conditions).

The subdivision is ordinarily accessible in all seasons and under all weather conditions.

(describe width and type of surfacing of all roads within the subdivision).

Colinas del Sol Road has an improved width of 20 feet with 6 inches of base course material on a compacted subbase.

32. MAINTENANCE

(state whether the roads, drainage improvements and other improvements within the Subdivision will be maintained by the County, Subdivider or an association of lot owners).

Colinas Del Sol Road, the centralized storm water ponds, the fire protection system and water distribution system and the project identification sign, are to be maintained by the Homeowners' Association. The shared wells are to be maintained by the property owners served by the respective well which includes maintenance of the reverse osmosis system under shared well provisions set forth in the restrictive covenants for the Subdivision.

(if the roads within the subdivision have not been accepted for maintenance by the County, state how the roads will be maintained and describe lot owner's responsibilities and obligations with respect to road maintenance).

The roads will be maintained by the Colinas Del Sol Homeowners' Association.

(describe what measures have been taken to make sure maintenance takes place).

As set forth in the covenants fees are assessed for the purpose of maintenance, with the Association having the right to lien landowners who fail to pay their required association fees.

33. STATE HIGHWAY DEPARTMENT'S OPINION ON ACCESS

Include here the approved summary of the opinion received by the Board from the State Highway Department regarding:

(whether or not the subdivider can fulfill the state highway access requirements for the subdivision in conformity with state regulations)

In a letter dated August 11, 2006, NMDOT stated that there would be no adverse impact from drainage from this Subdivision.

(whether or not the subdivider can satisfy the access proposals made in this disclosure statement)

In a letter dated August 11, 2006, NMDOT stated that there would be no adverse impact from drainage from this Subdivision.

(whether or not the subdivider is conforming with the County's regulations on access).

Acceptance of the Subdivision by Santa Fe County and recording of the Plat indicates the Subdivider's conformance with County regulations.

34. CONSTRUCTION GUARANTEES

(describe any proposed roads, drainage structures, water treatment facilities or other improvements that will not be completed before parcels in the subdivision are offered for sale).

These improvements have been completed.

(describe all performance bonds, letters of credit, or other collateral securing the completion of each proposed improvement).

A financial guarantee is no longer held by the Santa Fe County Land Use Department for roads, and drainage structures and fire protection system since all of these improvements have been completed.

NOTE: Unless there is a sufficient bond, letter of credit or other adequate collateral to secure the completion of proposed improvements, it is possible that the proposed improvements will not be completed. Caution is advised.

35. ADVERSE OR UNUSUAL CONDITIONS

(state any activities or conditions adjacent to or nearby the subdivision, such as feedlots, cement plants, dairies, airports and the like, that would subject the subdivided land to any unusual conditions affecting its use or occupancy).

None.

36. RECREATIONAL FACILITIES

(describe all recreational facilities, actual and proposed, in the subdivision)

None

(state the estimated date of completion of each proposed recreational facility)

NA

(state whether or not there are any bonds, letters of credit or other collateral securing the construction of each proposed recreational facility and describe any such bond, letter of credit or other collateral)

NA

37. FIRE PROTECTION

(statement as to whether or not on-site fire protection will be provided.)

A 30,000 gallon underground storage tank has been constructed. Four hydrants will be serviced on an 8 inch water that extends from the 30,000 gallon storage tank.

(distance to nearest fire station from subdivision)

The Avenida Vista Grande substation is approximately 7.0 miles.

(state whether the fire department is full-time or volunteer)

Volunteer

(state whether or not a fire hydrant is within 1000 feet of the buildable portion of each lot.)

Four hydrants will be constructed within the subdivision. The location of the hydrant is not known since the house location is determined by the Lot Owner and the larger lots allow for a significant area for the building site.

(state whether or not a residential sprinkler system meeting NFPA standards is required.)

A residential sprinkler system meeting NFPA13-D standards is required for each house

38. POLICE PROTECTION

List the various police units that would patrol the subdivision: Santa Fe County Sheriff's Department.

(Sheriff's department, if applicable) Santa Fe County Sheriff's Department.

(Municipal police, if applicable) Not Applicable.

(State police, if applicable) The State Police patrol US 285.

PUBLIC SCHOOLS

(name of and distance to nearest public elementary school serving the subdivision)

Eldorado Elementary School at 6.5 miles.

(name of and distance to nearest public junior high or middle school serving the subdivision)

Capshaw Middle School located in Santa Fe approximately 18 miles

(name of and distance to nearest public high school serving the subdivision)

Capitol High School located in Santa Fe approximately 20 miles.

40. HOSPITALS

(name of nearest hospital) Christus St. Vincent's Hospital located in Santa Fe. The distance along US 285 and Interstate 25 is approximately 20 miles

(number of beds in nearest hospital). Licensed for 185 beds.

41. SHOPPING FACILITIES

(description of nearest shopping facilities including number of stores) The Agora Shopping Center is located in Eldorado north along US 285 approximately six miles. Santa Fe Place Mall is located in Santa Fe north along US 84-285, west along Interstate 25 and north along Cerrillos Road approximately 23 miles.

(distance to nearest shopping facilities and route over which that distance is computed) See above

42. PUBLIC TRANSPORTATION

(Describe all public transportation that serves the subdivision on a regular basis.) There is no public transportation in this area.

43. COMPLETION DATES

(state the projected dates upon which the items mentioned in #36 through #42 above will be available if they are not yet available). #37 through #41 are currently available. #36 and #42 are not available.

EXHIBIT "C" DISCLOSURE 2/15/99 5:15pm

IN WITNESS WHEREOF, the Owner has caused this Declaration to be signed as of the date first above written.

Russell J. McMillan, High Desert
Partnership LLC, Managing Member

STATE OF NEW MEXICO)
) ss.
COUNTY OF SANTA FE)

OFFICIAL SEAL
Victoria M. Dalton
NOTARY PUBLIC - STATE OF NEW MEXICO
My Commission Expires: 5/23/19

On this 24th day of January, 2018, the foregoing instrument was acknowledged before me by the person(s) whose name(s) appear above.

Victoria M. Dalton
Notary Public

My commission expires: 5/23/19

John Sanchez
Colinas del Sol Lot 12 ~~& Lot 13~~

STATE OF NEW MEXICO)
) ss.
COUNTY OF SANTA FE)

OFFICIAL SEAL
Victoria M. Dalton
NOTARY PUBLIC - STATE OF NEW MEXICO
My Commission Expires: 5/23/19

On this 24th day of January, 2018, the foregoing instrument was acknowledged before me by the person(s) whose name(s) appear above.

Victoria M. Dalton
Notary Public

My commission expires: 5/23/19

05/15/2018 RECORDED AS

Jon Eric Olsen 1/24/18
Jon Eric Olsen
Colinas del Sol Lot 15

STATE OF NEW MEXICO)
) ss.
COUNTY OF SANTA FE)

OFFICIAL SEAL
Victoria M. Dalton
NOTARY PUBLIC - STATE OF NEW MEXICO
My Commission Expires: 5/23/19

On this 24th day of January, 2018, the foregoing instrument was acknowledged before me by the person(s) whose name(s) appear above.

Victoria M. Dalton
Notary Public

My commission expires: 5/23/19

Simon Woddruff
Colinas del Sol Lot 14

Christine Woddruff
Colinas del Sol Lot 14

STATE OF NEW MEXICO)
) ss.
COUNTY OF SANTA FE)

OFFICIAL SEAL
Victoria M. Dalton
NOTARY PUBLIC - STATE OF NEW MEXICO
My Commission Expires: 5/23/19

On this 24th day of January, 2018, the foregoing instrument was acknowledged before me by the person(s) whose name(s) appear above.

Victoria M. Dalton
Notary Public

My commission expires: 5/24/19

Colinas del Sol
Amend Disclosure

COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

DISCLOSURE STATEMENT
PAGES: 21

I Hereby Certify That This Instrument Was Filed for Record On The 16TH Day Of February, 2018 at 02:54:31 PM And Was Duly Recorded as Instrument # 1850221 Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office
Geraldine Salazar
Deputy
County Clerk, Santa Fe, NM

02/16/2018 02:54:31 PM DISCLOSURE Page: 1 Of 21