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RECORDED FEBRUARY 27, 1979 BK 238 PG 214 NO 758350 MARGARET LEWIS, COUNTY CLERK

SUPPLEMENTAL DECLARATION OF COVENANTS CONDITIONS, AND RESTRICTIONS OF NORTH HEIGHTS SUBDIVISION

THIS DECLARATION, made on this 22nd day of February, 1979, by HEIGHTS DEVELOPMENT CORPORATION, a Wyoming corporation, and DOUGLAS RICHEY, doing business as RICHEY CONSTRUCTION, hereinafter referred to as "Declarant",

WITNESSETH:

WHEREAS, Declarant is the owner of certain real property in the City and County of Sheridan, State of Wyoming, which is more particularly described in Exhibit "A" appended hereto and made a part hereof; and,

WHEREAS, Heights Development Corporation did on the 18th day of May, 1978, establish certain covenants, conditions and restrictions pertaining to the real property described on Exhibit "A"; and,

WHEREAS, Declarant wishes to supplement the said Declaration of Covenants, Conditions and Restrictions,

NOW, THEREFORE, Declarant hereby declares that all of the property described in Exhibit "A" shall be held, sold, and conveyed subject to the following restriction and condition for the purpose of protecting the value and desireability of, and which shall run with the real property and be binding upon all parties having any right, title or interest in the described property or any part hereof, their heirs, successors and assigns, and shall inure to the benefit of each owner, to-wit:

All lots within the subdivision and described on Exhibit "A" attached hereto are being conveyed with no water rights or mineral rights whatsoever. With regard to the reservation of water, water rights, reservoir water rights and interests, ditch and ditch rights, each lot owner agrees to join in and consent to any petition filed by the Declarants, or any one of them, pertaining to the transfer, change in place of use or kind of use, change in point of diversion, amendment of certificate of appropriation, sale or other disposition of these water rights or any portion thereof to other lands or uses as designated by the Declarants, or any one of them.

These covenants shall be supplemental to and be governed by the procedural and other appropriate provisions of those covenants made the 18th day of May, 1978, by Heights Development Corporation.

DATED this 22nd day of February, 1979.

HEIGHTS DEVELOPMENT CORPORATION

By Donald B Roberts
President

ATTEST:
Donald H. Roberts
Secretary

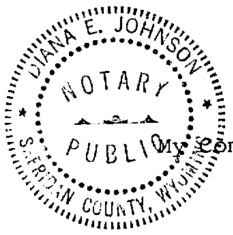
DOUGLAS RICHEY, d/b/a RICHEY CONSTRUCTION

By Douglas Richey / Richey Construction

STATE OF WYOMING)
)ss
COUNTY OF SHERIDAN)

On this 22nd day of February, 1979, before me personally appeared Donald B. Roberts to me personally known, who, being by me duly sworn, did say that he is the President of Heights Development Corporation, and that the seal affixed to said instrument is the corporate seal of said corporation and that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors and said Donald B. Roberts acknowleged said instrument to be the free act and deed of said corporation.

Given under my hand and notarial seal this 22nd day of February, 1979.



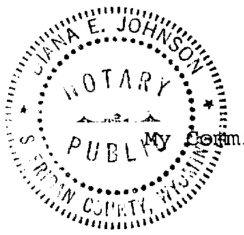
Diana E. Johnson
Notary Public

My Commission Expires: 1-26-81

STATE OF WYOMING)
)ss
COUNTY OF SHERIDAN)

The foregoing instrument was acknowledged before me this 22nd day of February, 1979, by Douglas Richey, doing business as Richey Construction.

Witness my hand and official seal.



Diana E. Johnson
Notary Public

My Commission Expires: 1-26-81

EXHIBIT "A"

Plat of North Heights, a subdivision of the City of Sheridan, Wyoming, as recorded in the office of the County Clerk and Recorder of Sheridan County, Wyoming in Plat Book Number 1, page 215

This property is also described as Blocks 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, and 14 of North Heights, a subdivision of the City of Sheridan, Wyoming.