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By \_\_\_\_\_

**ADDENDUM TO THIRD AMENDED AND RESTATED  
DECLARATION OF MUTUAL RESTRICTIONS AND COVENANTS**

This Addendum is made by The Pointe Homeowners' Association ("PHA") pursuant to Section 8 of the Third Amended Restated Declaration of Mutual Restrictions and Covenants ("Declaration") recorded in the Office of the County Recorder of Washoe County, State of Nevada on October 16, 1998 as Document No. 2273552.

WHEREAS, pursuant to said Section 8 of the Declaration, PHA, on its own behalf and on behalf of its members, has the right, by recording an Addendum to the Declaration, to identify specific joint use facilities which PHA will no longer utilize.

WHEREAS, PHA has determined that PHA and its members will no longer make use of the Club House. Said decision by the Board of Directors of PHA has been ratified by a vote in excess of sixty-seven percent (67%) of the members of PHA.

NOW THEREFOR, PHA hereby declares that neither PHA nor any of its members will from the date of recording of this Addendum, make further use of the Club

House.

FURTHER, after the date of recording of the within Addendum, neither PHA nor its members shall be responsible for a share of the costs for maintenance and repair of the Club House, nor for any other expenses incurred for the Club House, as that term is used in the Declaration.

THE POINTE HOMEOWNERS' ASSOCIATION

By: *Penny J. Etnyre*  
Name  
Its: *President*

NOTARIZATION:

Subscribed and sworn to before me  
this 8 day of February, 2006.

*DJF*  
Notary

Seal:

