

3918

VOL 210 PAGE 875

AMENDED DECLARATION OF COVENANTS,
CONDITIONS AND RESTRICTIONS

WHEREAS, a Declaration of Covenants, Conditions and Restrictions relating to TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon, was duly recorded in Volume 184, at Page 859, Deed Records, Deschutes County, Oregon, on May 19, 1972, and,

WHEREAS, Article VI, Section 3 of said Declaration provides that said Declaration may be amended during the first twenty (20) years by an instrument signed by not less than ninety percent (90%) of the lot owners, and,

WHEREAS, more than ninety percent (90%) of the lot owners desire to amend said Declaration,

NOW, THEREFORE, the undersigned, representing in excess of ninety percent (90%) of the lot owners of TILLICUM VILLAGE, SECOND ADDITION, hereby amend the original Declaration of Covenants, Conditions and Restrictions relating to TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon, as recorded in Volume 184, at Page 859, Deed Records, Deschutes County, Oregon, as follows:

THIS DECLARATION, made on the date hereinafter set forth by WARD CORPORATION OF BEND, an Oregon Corporation, hereinafter referred to as "Declarant" with the consent of more than 90% of the lot owners of the lots in Tillicum Village, Second Addition, Deschutes County, Oregon:

W I T N E S S E T H :

WHEREAS, Declarant and the undersigned lot owners are

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ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

BEND TITLE COMPANY
1050 BOND, BEND, OREGON 97701

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the owners of more than 90% of the lots in Tillicum Village, Second Addition, Deschutes County, Oregon, and

WHEREAS, Declarant is the owner of that certain real property known as Tillicum Village, Third Addition, Deschutes County, Oregon,

NOW, THEREFORE, Declarant and the undersigned lot owners of lots located in Tillicum Village, Second Addition declare that all of the properties described above shall be held, sold and conveyed subject to the following easements, restrictions, covenants and conditions, which are for the purpose of protecting the value and desirability of, and which shall run with the real property and be binding on all parties having any right, title or interest in the described properties or in any part thereof, their heirs, successors and assigns, and shall inure to the benefit of each owner thereof.

Declarant and the undersigned lot owners further declare that additional parcels and lots of real property may be subjected to the terms of this Declaration by execution and recordation by the parcel or lot owner of a "Supplemental Declaration" a copy of which is attached hereto, marked Exhibit A and by this reference made a part hereof.

ARTICLE I

DEFINITIONS

Section 1. "Association" shall mean and refer to Homeowners of Tillicum Village, a non-profit corporation, organized under the laws of the State of Oregon, its successors and assigns.

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Section 2. "Owner" shall mean and refer to the record owner, whether one or more persons or entities, of a fee simple title to any parcel or lot which is part of the properties, including contract sellers, but excluding those having such interest merely as security for the performances of an obligation.

Section 3. "Properties" shall mean and refer to that certain property hereinabove described and such additional property as may be subjected to this Declaration by execution and recordation of a Supplemental Declaration by the owner of such parcel or lot.

Section 4. "Common Area" shall mean all real property owned by the Association for the common use and enjoyment of the Owners. The common area shall include, but is not limited to:

All of those common areas as set out in the official plats of Tillicum Village, Second Addition, Deschutes County, Oregon, and Tillicum Village, Third Addition, Deschutes County, Oregon, together with all roads, streets, and walkways shown in said plats; reserving, however, in Ward Corporation of Bend the irrevocable right to designate streets, roads and walkways for joint use and maintenance with other classes of persons or subdivisions.

Section 5. "Lot" shall mean and refer to any plot of land or portion thereof shown upon any recorded subdivision map of the properties with the exception of the common area.

Section 6. "Declarant" shall mean and refer to WARD CORPORATION OF BEND, an Oregon corporation, its successors and assigns if such successors or assigns should acquire more than one undeveloped lot from the Declarant for the purpose of development.

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ARTICLE II

PROPERTY RIGHTS

Section 1. Owners' Easement of Enjoyment. Every owner

shall have a right and easement of enjoyment in and to the Common area which shall be appurtenant to and shall pass with the title to every lot, subject to the following provisions:

- (a) The right of the Association to charge reasonable admission and other fees for the use of any recreational facility situated upon the Common area;
- (b) The right of the Association to suspend the voting rights and right to use of the recreational facilities by an owner for any period during which any assessment against his lot remains unpaid; and for a period not to exceed 60 days for any infraction of its published rules and regulations;
- (c) The right of the Association to dedicate or transfer all or any part of the common area to any public agency, authority, or utility for such purposes and subject to such conditions as may be agreed to by the members. No such dedication or transfer shall be effective unless an instrument signed by two-thirds (2/3) of each class of members agreeing to such dedication or transfer has been recorded.

Section 2. Delegation of Use. Any owner may delegate,

in accordance with the By-Laws, his right of enjoyment to the common area and facilities to the members of his family, his tenants, or contract purchasers who reside on the property.

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ARTICLE III

MEMBERSHIP AND VOTING RIGHTS

Section 1. Every owner of a lot which is subject to assessment shall be a member of the Association. Membership shall be appurtenant to and may not be separated from ownership of any lot which is subject to assessment.

Section 1. The Association shall have two classes of voting membership:

Class A. Class A members shall be all owners with the exception of Declarant and shall be entitled to one vote for each lot owned. When more than one person holds an interest in any lot, all such persons shall be members. The vote for such lot shall be exercised as they among themselves determine, but in no event shall more than one vote be cast with respect to any one lot.

Class B. The Class B member shall be the Declarant and shall be entitled to six (6) votes for each lot owned. The Class B membership shall cease and be converted to Class A membership on the happening of either of the following events, whichever occurs earlier:

- (a) When the total votes outstanding in the Class A membership equals the total votes outstanding in the Class B membership; or
- (b) On January 1, 1976.

ARTICLE IV

COVENANT FOR MAINTENANCE ASSESSMENTS

Section 1. Creation of the Lien and Personal Obligation of Assessments. The Declarant, for each lot owned within the properties hereby covenants, and each owner of any lot by acceptance of a deed therefor, whether or not it shall be so expressed in such deed, is deemed to covenant and agree to pay to the Association: (1) Annual assessments or charges, and (2) special assessments for capital improvements, such assessments to be established and collected as hereinafter provided. The annual and special assessments, together with interest, costs and reasonable attorney's fees, shall be a charge on the land and shall be a continuing lien upon the property against which each such assessment is made. Each such assessment, together with interest, costs, and reasonable attorney's fees, shall also be the personal obligation of the person who was the owner of such property at the time when the assessment fell due. The personal obligation for delinquent assessments shall not pass to his successors in title unless expressly assumed by them.

Section 2. Purpose of Assessments. The assessments levied by the Association shall be used exclusively to promote the recreation, health, safety and welfare of the residents in the properties and for the improvement and perpetual maintenance of the common areas, including streets and roads, and of the homes situated upon the properties. The Association shall also have the right to contract for, pay and assess against each lot owner utilities or services such as garbage, water, television cable,

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and street maintenance.

Section 3. Maximum Annual Assessment. Until January 1, 1976, the maximum annual assessment shall be \$200.00 per lot, (plus sewer charge where applicable),

(a) From and after January 1, 1976, the maximum annual assessment may be increased each year not more than 3% above the maximum assessment for the previous year without a vote of the membership.

(b) From and after January 1, 1976, the maximum annual assessment may be increased above 3% by a vote of two-thirds (2/3) of each class of members who are voting in person or by proxy, at a meeting duly called for this purpose.

(c) The Board of Directors may fix the annual assessment at any amount not in excess of the maximum.

Section 4. Special Assessments for Capital Improvements.

In addition to the annual assessments authorized above, the Association may levy, in any assessment year, a special assessment applicable to that year only for the purpose of defraying, in whole or in part, the cost of any construction, reconstruction, repair or replacement of a capital improvement upon the common area, including fixtures and personal property related thereto, provided that any such assessment shall have the assent of two-thirds (2/3) of the votes of each class of members who are voting in person or by proxy at a meeting duly called for this purpose.

Section 5. Notice and Quorum for any Action Authorized under Sections 3 and 4. Written notice of any meeting called for the purpose of taking any action authorized under Section 3 or 4 shall be sent to all members not less than thirty days nor more than sixty days in advance of the meeting. At the first such meeting called, the presence of members or of proxies entitled to cast sixty percent (60%) of all votes of each class of membership shall constitute a quorum. If the required quorum is not present,

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another meeting may be called subject to the same notice requirement, and the required quorum at the subsequent meeting shall be one-half (1/2) of the required quorum at the preceding meeting.

No such subsequent meeting shall be held more than sixty days following the preceding meeting.

Section 6. Uniform Rate of Assessment. Both annual and special assessments must be fixed at a uniform rate for all lots (except for sewer charge) and may be collected on a monthly basis.

Section 7. Date of Commencement of Annual Assessments:

Due Dates. The annual assessments provided for herein shall commence on January 1, 1974, as to all properties presently subject to this Declaration and on the first day of the month following subjection of additional properties to this Declaration. The first annual assessment shall be adjusted according to the number of months remaining in the calendar year. The Board of Directors shall fix the amount of the annual assessment against each lot at least thirty days in advance of each annual assessment period. Written notice of the annual assessment shall be sent to every owner subject thereto. The due dates shall be established by the Board of Directors. The Association shall, upon demand, and for reasonable charge, furnish a certificate signed by an officer of the Association setting forth whether the assessments on a specified lot have been paid.

Section 8. Effect of Non-payment of Assessments:

Remedies of the Association. Any assessment not paid within thirty days after the due date shall bear interest from the due date at the rate of twelve percent (12%) per annum. The Association may

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bring an action at law against the owner personally obligated to pay the same, or foreclose the lien against the property. No owner may waive or otherwise escape liability for the assessments provided for herein by non-use of the common area or abandonment of his lot.

Section 9. Subordination of the Lien to Mortgages. The lien of the assessments provided for herein shall be subordinate to the lien of any first mortgage. Sale or transfer of any lot shall not affect the assessment lien. However, the sale or transfer of any lot pursuant to mortgage foreclosure or any proceeding in lieu thereof shall extinguish the lien of such assessment as to payments which became due prior to such sale or transfer. No sale or transfer shall relieve such lot from liability for any assessments thereafter becoming due or from the lien thereof.

ARTICLE V.

ARCHITECTURAL CONTROL

No building, fence, wall or other structure shall be commenced, erected or maintained upon the properties, nor shall any exterior addition to or change or alteration therein be made until the plans and specifications showing the nature, kind, shape, height, material and location of the same shall have been submitted to and approved in writing as to harmony of external design and location in relation to surrounding structures, topography and plans for landscaping by the Board of Directors of the Association, or by an Architectural Committee composed of three (3) or more representatives appointed by the Board. In the event said Board or its designated committee fails to approve or

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disapprove such design and location within thirty days after said plans and specifications have been submitted to it, approval will not be required and this Article will be deemed to have been fully complied with, it being the intention that the Board or said committee shall have full control not only of structures but landscaping and maintenance of individual lots.

ARTICLE VI
GENERAL PROVISIONS

Section I. Enforcement.

(a) The Association, or any owner, shall have the right to enforce, by any proceeding at law or in equity, all restrictions, conditions, covenants, reservations, liens and charges now or hereafter imposed by the provisions of this Declaration. Failure by the Association or an owner to enforce any covenant or restriction herein contained shall in no event be deemed a waiver of the right to do so thereafter.

(b) In the event that any owner shall fail to comply with any rule or regulation or shall fail to properly maintain and landscape his property, the Association shall have the right to enforce said regulation or maintenance by causing the same to be done, and levy against the owner the reasonable cost thereof, notwithstanding the limitations herein contained of any annual assessment. If, however, the failure to comply with regulations shall be of such nature that the Association cannot cause the

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same to be done, the Association may levy a reasonable penalty against the non-complying owner, said penalty to be without regard to the maximum annual assessments referred to herein.

Section 2. Severability. Invalidation of any one of these covenants or restrictions by judgment or court order shall in no wise affect any other provisions which shall remain in full force and effect.

Section 3. Amendment. This Amended Declaration may be amended during the first twenty (20) years from the date of recording this Amended Declaration by an instrument signed by the Board of Directors of the Association. The Board of Directors will execute and record the required instrument if ninety percent (90%) of the members of the Association vote to amend; thereafter the required vote shall be reduced to seventy-five percent (75%).

- IN WITNESS WHEREOF, the undersigned, being Declarant herein, has hereunto set its hand and seal this 14th day of August 1974.

WARD CORPORATION OF BEND,
an Oregon Corporation,

By

Jan Ward
Jan Ward, President

STATE OF OREGON, County of Deschutes, ss:

Before me personally appeared JAN WARD, who, being sworn, stated that he is the President of WARD CORPORATION OF BEND and that this instrument was voluntarily signed on behalf of the corporation by authority of its Board of Directors.



Notary Public for Oregon
My Commission Expires: 10/26/74

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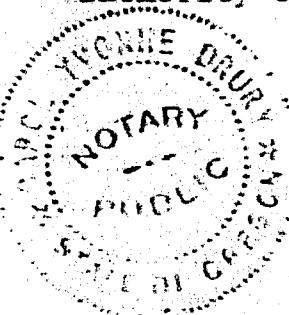
J. L. WARD CONSTRUCTION CO.,
an Oregon Corporation

By J. Ward

Jan Ward, President

STATE OF OREGON, County of Deschutes, ss:

Before me personally appeared JAN WARD, who, being sworn, stated that he is the President of J. L. WARD CONSTRUCTION CO. and that this instrument was voluntarily signed on behalf of the corporation by authority of its Board of Directors.



Paradis Eponine Gray
Notary Public for Oregon
My Commission Expires: 2-1-77

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BEND, OREGON 97701

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SUPPLEMENTAL DECLARATION

We, the undersigned owners of Lot _____, Block _____,
TILLICUM VILLAGE, _____, Deschutes County, Oregon,
hereby subject the above described property to the terms of the
Amended Declaration of Covenants, Conditions and Restrictions as
recorded in Volume _____, Page _____, Deed Records, Deschutes
County, Oregon.

Dated this _____ day of _____, 1974.

STATE OF OREGON }
County of Deschutes) ss.

Before me personally appeared _____
and _____ and acknowledged the foregoing
instrument to be their voluntary act.

Notary Public for Oregon.
My Commission Expires:

CRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

EXHIBIT "A"

CONSENT

We, the undersigned Board of Directors of Homeowners of TILLICUM VILLAGE, SECOND ADDITION (Homeowners of TILLICUM VILLAGE) hereby consent to and approve the attached Amended Declaration of Covenants, Conditions and Restrictions.

Dated this 20 day of Aug, 1974.

Paul H. Buchanan

William J. Schinkel

Kenneth Wortman

Bob L. Ostrander

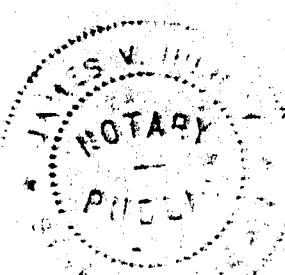
J. L. Ward

STATE OF OREGON)
County of Deschutes) ss.

Before me personally appeared Paul H. Buchanan,

Kenneth Wortman, William J. Schinkel, Bob L. Ostrander,

and J. L. Ward, who, being sworn, stated that they constitute the Board of Directors of Homeowners of TILLICUM VILLAGE, SECOND ADDITION (Homeowners of TILLICUM VILLAGE) and that this Consent was voluntarily signed on behalf of said Homeowners of TILLICUM VILLAGE, SECOND ADDITION (Homeowners of TILLICUM VILLAGE).



John S. Murphy
Notary Public for Oregon.
My Commission Expires: 10/26/76

GRAY, FANCHER, HOLMES & MURLEY
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BEND, OREGON 97701

CONSENT

We, the undersigned owners of Lot 15, Block 2,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 21 day of August, 1974..

Paul H. Buchanan
Bonnie L. Buchanan

STATE OF OREGON }
County of Deschutes } ss.

Before me personally appeared Paul H. Buchanan
and Bonnie L. Buchanan and acknowledged the foregoing
instrument to be their voluntary act.

Carol Yvonne Gray
Notary Public for Oregon.
My Commission Expires: 2-1-77



CRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

CONSENT.

We, the undersigned owners of Lot 16, Block 2,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 20th day of August, 1974.

Thomas E. Dehm

Melida M. Dehm

STATE OF OREGON }
County of Deschutes } ss.

Before me personally appeared Thomas E. Dehm
and Melida M. Dehm and acknowledged the foregoing
instrument to be their voluntary act.

James J. Durbin
Notary Public for Oregon
My Commission Expires: 10/24/77

CRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

CONSENT

We, the undersigned owners of lot 17, Block 2,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 20 day of August, 1974.

M. R. Blair
Ann L. Blair

STATE OF OREGON)
County of Deschutes) ss.

Before me personally appeared M. R. Blair
and Ann L. Blair and acknowledged the foregoing
instrument to be their voluntary act.

James J. Hunt
Notary Public for Oregon
My Commission Expires: 1/26/74

CRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

CONSENT.

We, the undersigned owners of Lot 18, Block 2,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 4th day of September, 1974.

James J. Hurley
Patricia G. Hurley

STATE OF OREGON }
County of Deschutes } ss.

Before me personally appeared James J. Hurley
and Patricia G. Hurley and acknowledged the foregoing
instrument to be their voluntary act.



Joan G. Fancher
Notary Public for Oregon.
My Commission Expires: 5-21-78

GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

Leisy

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CONSENT.

We, the undersigned owners of Lot 19, Block 2,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 10th day of Sept, 1974.

Robert R. Leisy
Diane M. Leisy

STATE OF OREGON }
County of Deschutes } ss.

Before me personally appeared Robert R. Leisy
and Diane M. Leisy and acknowledged the foregoing
instrument to be their voluntary act.

Jane J. Clark
Notary Public for Oregon
My Commission Expires: 10/24/74

GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

CONSENT

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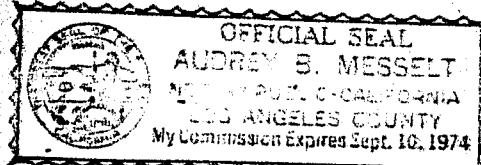
We, the undersigned owners of Lot 20, Block 2,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 30 day of August, 1974.

Edward E. Mule
Barbara Mule

STATE OF OREGON }
County of Deschutes } ss.

Before me personally appeared Edward E. Mule
and Barbara Mule and acknowledged the foregoing
instrument to be their voluntary act.



Audrey B. Messelt
Notary Public for Oregon.
My Commission Expires: Sept. 10, 1974

GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

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CONSENT.

We, the undersigned owners of Lot 21, Block 2,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 20 day of August, 1974.

Vincent J. Brand

Terry L. Brand

STATE OF OREGON } ss.
County of Deschutes }

Before me personally appeared Vincent J. Brand
and Terry L. Brand and acknowledged the foregoing
instrument to be their voluntary act.



Jeanne J. Hanley
Notary Public for Oregon.
My Commission Expires: 10/26/74

GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

Ward Corp.

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CONSENT.

We, the undersigned owners of Lot 7-5-9, Block 5,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 5th day of Sept, 1974.

WARD CORPORATION OF BEND

J. W. J. Inc.

STATE OF OREGON }
County of Deschutes } ss.

Before me personally appeared Tom L. Ward Pursued
of and Ward Corp of Bend and acknowledged the foregoing
instrument to be their voluntary act.

Edna Y. Gist
Notary Public for Oregon.
My Commission Expires: 8-16-78

GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

McGilvray

CONSENT

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We, the undersigned owners of Lot 10, Block 5,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 11. day of September, 1974.

Richard A. McGilvray

Mary Jo McGilvray

STATE OF OREGON }
County of Deschutes } ss.

Before me personally appeared Richard A. McGilvray
and Mary Jo McGilvray and acknowledged the foregoing
instrument to be their voluntary act.

Agnes Sefcik
Notary Public for Oregon.
My Commission Expires: Feb. 3, 1975

GRAY, FANCHER, HOLMES & MURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

CONSENT

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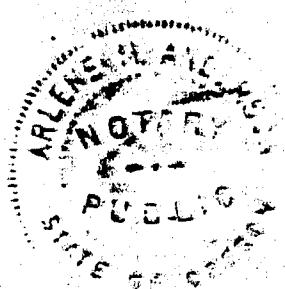
We, the undersigned owners of Lot 11, Block 5,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 29 day of Dec, 1974.

Jane A White
Mary T White

STATE OF OREGON } ss.
County of Deschutes }

Before me personally appeared James A. White
and Mary T. White and acknowledged the foregoing
instrument to be their voluntary act.



Arlene M. Anderson
Notary Public for Oregon.
My Commission Expires: 4-14-78

GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

Barlow

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CONSENT

We, the undersigned owners of lot 1, Block 6,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 28 day of Aug, 1974.

William J. Barlow

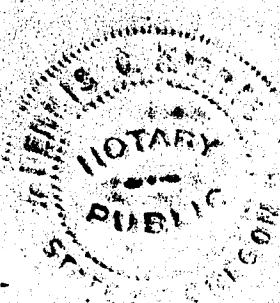
Laura M. Barlow

STATE OF OREGON) ss.
County of Deschutes)

Before me personally appeared William J. Barlow
and Laura M. Barlow and acknowledged the foregoing
instrument to be their voluntary act.

Laura M. Barlow
Notary Public for Oregon.
My Commission Expires:

My Commission Expires Oct 18, 1976



GRAY, FANCHER, HOLMES & MURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

CONSENT

va 210 PAGE 900

We, the undersigned owners of Lot 3, Block 6,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

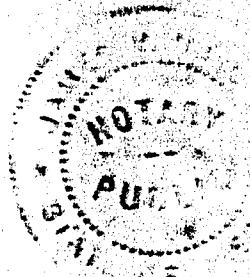
Dated this 20 day of August, 1974.

R.D. Layman

Derlene Layman

STATE OF OREGON } ss.
County of Deschutes }

Before me personally appeared R. N. Layman
and Derlene Layman and acknowledged the foregoing
instrument to be their voluntary act.



Donald Shiley
Notary Public for Oregon
My Commission Expires: 10/26/74

GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

Ward Corp

CONSENT

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We, the undersigned owners of Lot 446, Block 6,
TILLECUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
emants, Conditions and Restrictions.

Dated this 5th day of Sept, 1974.

WARD CORPORATION OF BEED

Jesse L. Jones

STATE OF OREGON }
County of Deschutes } ss:

Before me personally appeared Tom L. Ward Jr.
~~at~~ Ward Corp of Beed and acknowledged the foregoing
instrument to be ~~this~~ voluntary act.

Claire M. West

Notary Public for Oregon.

My Commission Expires: 8-16-78

CRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

I. Ward

Vol 210 PAGE 902

CONSENT

We, the undersigned owners of lot 5, block 6,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 5 day of September, 1974.

Iris Ward

STATE OF OREGON }
County of Deschutes } ss.

Before me personally appeared Iris Ward
and _____ and acknowledged the foregoing
instrument to be their voluntary act.

Notary Public for Oregon.
My Commission Expires:

GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

CONSENT

We, the undersigned owners of Lot 7, Block 6,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Covenants,
Conditions and Restrictions.

Dated this 22 day of August, 1974.

George J. York

Joanne G. York

STATE OF OREGON }
County of Deschutes } ss.

Before me personally appeared George J. York
and Joanne G. York and acknowledged the foregoing
instrument to be their voluntary act!

NOTARY

State of Oregon
County of Deschutes

George J. York
7 February 1978

Notary Public for Oregon.
My Commission Expires:

GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

CONSENT.

We, the undersigned owners of Lot 8, Block 6,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

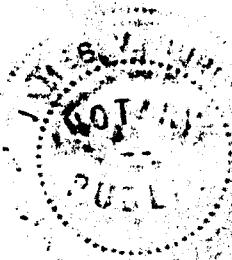
Dated this 20th day of August, 1974.

William J. Schinkel

Margaret J. Schinkel

STATE OF OREGON } ss.
County of Deschutes }

Before me personally appeared William J. Schinkel
and Margaret J. Schinkel and acknowledged the foregoing
instrument to be their voluntary act.



Jeanne J. Schinkel
Notary Public for Oregon
My Commission Expires: 10/26/74

CRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

CONSENT.

We, the undersigned owners of Lot 9, Block 6,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 20 day of August, 1974.

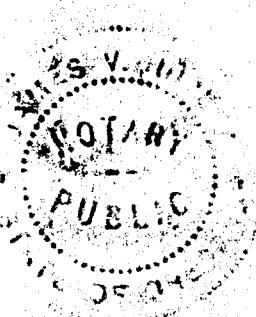
R. W. Robertson

Mrs R. W. Robertson

STATE OF OREGON) ss:
County of Deschutes)

Before me personally appeared R. W. Robertson
and Mrs. R. W. Robertson and acknowledged the foregoing
instrument to be their voluntary act.

James J. Holley
Notary Public for Oregon
My Commission Expires: 10/26/74



CRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

CONSENT

We, the undersigned ~~Board of Directors of Homeowners~~^{81.6} of TILLICUM VILLAGE, SECOND ADDITION (Homeowners of TILLICUM VILLAGE) hereby consent to and approve the attached Amended Declaration of Covenants, Conditions and Restrictions.

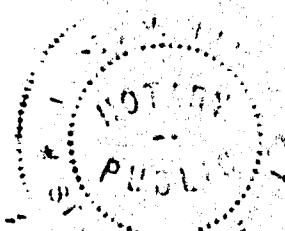
Dated this 1/11 day of Feast, 1974.

James P. Jr

Cynthia A. French

STATE OF OREGON } ss.
County of Deschutes }

- Before me personally appeared James P. French,
and Cynthia A. French, who,
they being sworn, stated that they constitute the Board of Directors of Homeowners of TILLICUM VILLAGE, SECOND ADDITION (Homeowners of TILLICUM VILLAGE) and that this Consent was voluntarily signed on behalf of said Homeowners of TILLICUM VILLAGE, SECOND ADDITION (Homeowners of TILLICUM VILLAGE).


Notary Public for Oregon
My Commission Expires: 01/26/74

GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

Sellers

VOL 210 PAGE 937

CONSENT

We, the undersigned owners of Lot 11, Block 6,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 6th day of September, 1974.

Russ Sellers

Erma Seller

STATE OF OREGON }
County of Deschutes } ss.

Before me personally appeared Russ Sellers
and Erma Seller and acknowledged the foregoing
instrument to be their voluntary act.
WITNESS:

Donna Ager
Notary Public for Oregon.
My Commission Expires 5-28-78

GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

CONSENT

We, the undersigned owners of Lot 12, Block 6,
TILLELUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

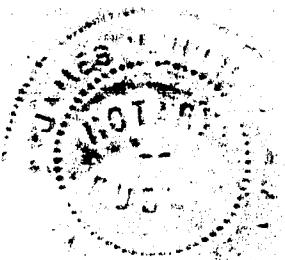
Dated this 20 day of August, 1974.

Kenneth Wortman

Helen Wortman

STATE OF OREGON }
County of Deschutes } ss.

Before me personally appeared Kenneth Wortman
and Helen Wortman and acknowledged the foregoing
instrument to be their voluntary act.



James J. Kelly
Notary Public for Oregon.
My Commission Expires: 10/26/74

GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

CONSENT

We, the undersigned owners of lot 13, Block 6,
THELECHI VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Covenants,
Conditions and Restrictions.

Dated this 20 day of August, 1974.

Bob L. Ostrander
Martha K. Ostrander

STATE OF OREGON) ss.
County of Deschutes)

Before me personally appeared Bob L. Ostrander
and Martha K. Ostrander and acknowledged the foregoing
instrument to be their voluntary act.

James J. Murphy
Notary Public for Oregon
My Commission Expires: 11/16/74

GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BEND STREET
BEND, OREGON 97701

VOL 210 PAGE 910

CONSENT

We, the undersigned owners of Lot 14, Block 6,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
erants, Conditions and Restrictions.

Dated this 29th day of August, 1974.

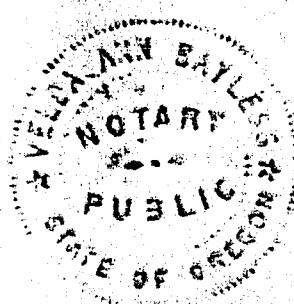
Martin J. Nauer

Zelia C. Nauer

STATE OF OREGON }
County of Deschutes } ss.

Before me personally appeared Martin J. Nauer
and Zelia C. Nauer and acknowledged the foregoing
instrument to be their voluntary act.

Zelia Ann Bayless
Notary Public for Oregon.
My Commission Expires: 8-7-78



CRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

JL Ward Conf Co.

CONSENT.

VOL 210 PAGE 911

We, the undersigned owners of Lot 15, Block 6,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 5/4/ day of May, 1974.

J. L. WARD CONSTRUCTION COMPANY

J. L. Ward Conf Co.

STATE OF OREGON }
County of Deschutes } ss.

Before me personally appeared JL Ward Conf Co.
JL Ward Conf Co. and acknowledged the foregoing
instrument to be ^{his} voluntary act.



James J. Glast
Notary Public for Oregon.
My Commission Expires: 7-16-78

CRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

Specht

vol 210 PAGE 912

CONSENT.

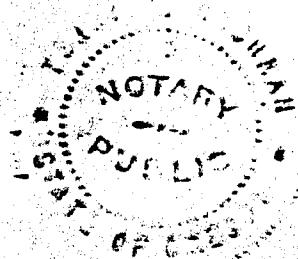
We, the undersigned owners of Lot 1, Block 7,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 10th day of SEPTEMBER, 1974.

Walter A. Specht
Doris Smith Specht

STATE OF OREGON }
County of Deschutes } ss.

Before me personally appeared Walter A. Specht
and Doris Smith Specht and acknowledged the foregoing
instrument to be their voluntary act.



Tony P. Cochran
Notary Public for Oregon.
My Commission Expires: 2-25-75

GRAY, FANCHER, HOLMES & MURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

Cochran

VOL 210 PAGE 913

CONSENT

We, the undersigned owners of Lot 2, Block 7,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 10th day of SEPTEMBER, 1974.

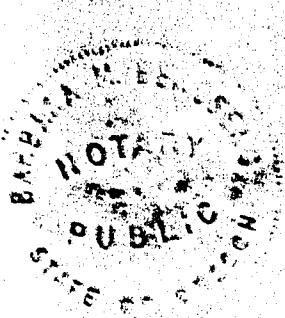
Judith Ann Cochran
Terry L Cochran

STATE OF OREGON) ss.
County of Deschutes)

Before me personally appeared Judith Ann Cochran
and Terry L Cochran and acknowledged the foregoing
instrument to be their voluntary act.

Barbara M Bergeng

Notary Public for Oregon.
My Commission Expires: 11-12-77



GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

VOL 210 PAGE 914

CONSENT

We, the undersigned owners of Lot 3, Block 7,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

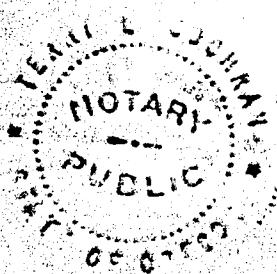
Dated this 9 day of Sept, 1974.

Edward T. McCormack

Sharon G. McCormack

STATE OF OREGON)
County of Deschutes) ss.

Before me personally appeared Edward T. McCormack
and Sharon G. McCormack and acknowledged the foregoing
instrument to be their voluntary act.



Tony L Cochran
Notary Public for Oregon.
My Commission Expires: 2-25-75

GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

CONSENT

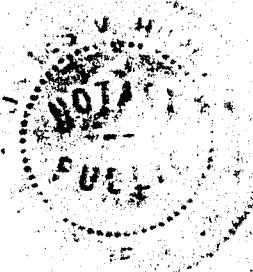
We, the undersigned owners of Lot 4, Block 7,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 20 day of August, 1974.

Kathryne M. Ballo

STATE OF OREGON) ss.
County of Deschutes)

Before me personally appeared Kathryne M. Ballo
and _____ and acknowledged the foregoing
instrument to be ~~her~~ voluntary act.



J. H. Hurley
Notary Public for Oregon
My Commission Expires: 10/26/74

CRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

vol 210 page 916

CONSENT

We, the undersigned owners of Lot 5, Block 7,
TILLITON VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 20 day of August, 1974.

Kathryne M. Bello

STATE OF OREGON) ss.
County of Deschutes)

Before me personally appeared Kathryne M. Bello
and _____ and acknowledged the foregoing
instrument to be ^{her} voluntary act.



Kathryne M. Bello
Notary Public for Oregon
My Commission Expires 10/26/74

GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

CONSENT

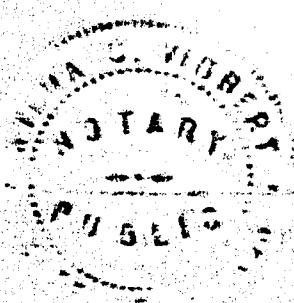
We, the undersigned owners of Lot 6, Block 7,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 21st day of August, 1974.

Frederic M. Ramsey
Carol F. Ramsey

STATE OF OREGON }
County of Deschutes } ss.
Jefferson

Before me personally appeared Frederic M. Ramsey
and Carol F. Ramsey and acknowledged the foregoing
instrument to be their voluntary act.



Melissa L. Vibbert
Notary Public for Oregon.
My Commission Expires: 6-5-77

GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

Brainerd

VOL 210 PAGE 918

CONSENT

We, the undersigned owners of Lot 7, Block 7,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 9th day of September, 1974.

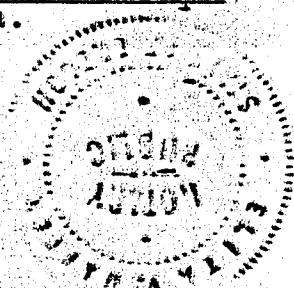
Harold J Brainerd

Edna A Brainerd

STATE OF OREGON } ss.
County of Deschutes }

Before me personally appeared Harold J Brainerd
and Edna A Brainerd and acknowledged the foregoing
instrument to be their voluntary act.

Eleta V. Noller
Notary Public for Oregon.
My Commission Expires:



GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

CONSENT

VL 210 PAGE 919

We, the undersigned owners of Lot 8, Block 7,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 20 day of August, 1974.

Ronald L. Gleich
Sheila M. Gleich

STATE OF OREGON } ss.
County of Deschutes }

Before me personally appeared Ronald L. Gleich
and Sheila M. Gleich and acknowledged the foregoing
instrument to be their voluntary act.

James J. Shirley
Secretary Public for Oregon
My Commission Expires: 10/26/74

GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

CONSENT

VOL 210 PAGE 920

We, the undersigned owners of Lot 1, Block 8,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 10 day of September, 1974.

Hollis E. Brock

Joyce L. Brock

STATE OF OREGON } SS.
County of Deschutes }

Before me personally appeared Hollis E. Brock
and Joyce L. Brock and acknowledged the foregoing
instrument to be their voluntary act.

Barbara M. Bergman
Notary Public for Oregon.
My Commission Expires Nov. 12, 1977



GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

CONSENT.

We, the undersigned owners of Lot 2, Block 8,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 20 day of Aug, 1974.

Steven D. Mellon

Edith Mellon

STATE OF OREGON } ss.
County of Deschutes }

Before me personally appeared Steven D. Mellon
and Edith A. Mellon and acknowledged the foregoing
instrument to be their voluntary act.



J. H. Hargan
Notary Public for Oregon
My Commission Expires: 10/26/74

GRAY, FANCHER, HOLMES & MURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

Tucker

CONSENT

VOL 210 PAGE 822

We, the undersigned owners of Lot 3, Block 8,
TILLCUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

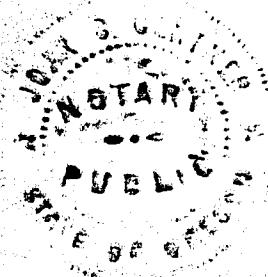
Dated this 30th day of August, 1974.

Done on Tucker

Mariae M. Tucker

STATE OF OREGON } ss.
County of Deschutes }

Before me personally appeared Loyd M. Tucker
and Mariae M. Tucker and acknowledged the foregoing
instrument to be their voluntary act.



Don G. Fancher
Notary Public for Oregon.
Commission Expires: 5-21-78

GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

VOL 210 PAGE 923

CONSENT

We, the undersigned owners of Lot 4, Block 8,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

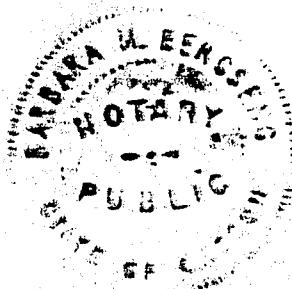
Dated this 23 day of August, 1974.

Judith A. Eaton

Steven D. Eaton

STATE OF OREGON }
County of Deschutes } ss.

Before me personally appeared Steven D. Eaton
and Judith A. Eaton and acknowledged the foregoing
instrument to be their voluntary act.



Bethia M. Burgess
Notary Public for Oregon.
My Commission Expires Nov. 14, 1977

GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

vol 210 page 924

CONSENT.

We, the undersigned owners of Lot 5, Block 8,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 20th day of August, 1974.

Duane Rold

Delene M. Rold

STATE OF OREGON } ss.
County of Deschutes }

Before me personally appeared Duane Rold
and Delene M. Rold and acknowledged the foregoing
instrument to be their voluntary act.

David L. Sholy
Notary Public for Oregon
My Commission Expires: 01/20/74

GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

RECEIVED
SEP 3 1974

Durflinger

CONSENT.

VOL 210 PAGE 825

We, the undersigned owners of Lot 6, Block 8,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

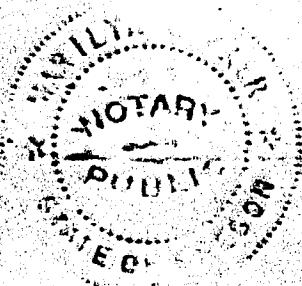
Dated this 28 day of Aug, 1974.

Harry Durflinger

Christine Durflinger

STATE OF OREGON } ss.
County of Deschutes }

Before me personally appeared Harry Durflinger
and Christine Durflinger and acknowledged the foregoing
instrument to be their voluntary act.



Marilyn Baer
Notary Public for Oregon.
My Commission Expires: 2/13/77

GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

CONSENT

We, the undersigned owners of Lot 7, Block 8,
TILLECUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 26th day of August, 1974.

Mrs. Doris Goodman
Richard H. Goodman

STATE OF OREGON } ss.
County of Deschutes }

Before me personally appeared Doris Goodman
and Richard Goodman and acknowledged the foregoing
instrument to be their voluntary act.

Margaret Roberts
Notary Public for Oregon.
My Commission Expires: 2-26-78

GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701

CONSENT

We, the undersigned owners of Lot 8, Block 8,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 20 day of AUGUST, 1974.

Joseph F. Hanley
Jenifer J. Hanley

STATE OF OREGON } ss.
County of Deschutes }

Before me personally appeared Joseph F. Hanley
and Jenifer J. Hanley and acknowledged the foregoing
instrument to be their voluntary act.

Jenifer J. Hanley
Notary Public for Oregon
My Commission Expires: 10/26/74

GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1024 BOND STREET
BEND, OREGON 97701

CONSENT

We, the undersigned owners of Lot 9, Block 8,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 30 day of August, 1974.

Norman L Pfaff

Karen E. Pfaff

STATE OF OREGON) ss.
County of Deschutes)

Before me personally appeared Norman L Pfaff and
Karen E. Pfaff and acknowledged the foregoing
instrument to be their voluntary act.

Barbara M. Bergman
Notary Public for Oregon.
Commission Expires: Nov. 11, 1977



GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1004 BOND STREET
BEND, OREGON 97701

Jackson

VL 210 PAGE 929

CONSENT.

We, the undersigned owners of Lot 10, Block 8,
TILLICUM VILLAGE, SECOND ADDITION, Deschutes County, Oregon,
consent to and approve the attached Amended Declaration of Cov-
enants, Conditions and Restrictions.

Dated this 9th day of September, 1974.

Charles P. Jackson Jr.

Paul R. Jackson

STATE OF OREGON }
County of Deschutes } ss.

Before me personally appeared Charles P. Jackson Jr.
and Paul R. Jackson and acknowledged the foregoing
instrument to be their voluntary act.

Norma L. Radet

Notary Public for Oregon.
My Commission Expires: October 15, 1977

3918

CLARK COUNTY
County of Deschutes
I hereby certify that the within instrument
of writing was duly recorded in the Register
the 12 day of August A.D. 1974
at 3:47 o'clock P.M. and recorded
in Block 210 on Page - - Records
at Bend -
ROSEMARY PATTERSON
County Clerk
By Deanie Patterson Deputy

GRAY, FANCHER, HOLMES & HURLEY
ATTORNEYS AT LAW
1044 BOND STREET
BEND, OREGON 97701