

V41

Recorded by AmeriTitle as an accommodation only. No liability is accepted for the condition of title or for the validity, sufficiency, or effect of this document.

**SECOND AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS OF ARROWOOD TRAIL**

THIS 2<sup>nd</sup> AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS is made as of this 14<sup>th</sup> day of May, 2002 by Phase IV-F Associates, LLC, and approved by Courtyards Associates, LLC.

WHEREAS

- A. Phase IV-F Associates, LLC, is the owner of that land described as the "Adjacent Property" under the original Declaration of Arrowood Trail, recorded on or about January 22nd, 2001 (the "Original Declaration"); Volume 2001 Page 3251 Deschutes County Records.
- B. Phase IV-F Associates, LLC desires to annex the Adjacent Property to Arrowood Trail, as provided in the Original Declaration; and
- C. Courtyards Associates, LLC approves of the annexation of the Adjacent Property as set forth in the Original Declaration.

IT IS NOW DECLARED THAT

- 1. The Adjacent Property, as defined more specifically in Exhibit A hereto, is hereby annexed to Arrowood Trail;
- 2. The Adjacent Property shall be held, conveyed, hypothecated, encumbered, used, occupied and improved subject to this Declaration, except as follows:
  - 2.1 Due to the separateness of the Neighborhood Common Areas located within Phases I and II of Arrowood Trail, the cost of maintaining the Neighborhood Common Areas shall be allocated between the Owners of the respective phases according to the work done on the common area in each phase;
  - 2.2 The cost of maintaining the entry gate at Phase II shall be allocated to the Owners of Phase II; and
  - 2.3 In the event any maintenance is performed on Phases I and II at the same time and in such a manner as the cost thereof is not specified separately, the cost of such maintenance shall be allocated pro rata to the number of lots in each phase.

DESCHUTES COUNTY OFFICIAL RECORDS  
MARY SUE PENHOLLOW, COUNTY CLERK

2002-26621



\$41.00

00069527200200266210030034

05/15/2002 03:06:13 PM

D-CRA Cnt=1 Stn=4 JEFF  
\$15.00 \$11.00 \$10.00 \$5.00

→ After recording, return to  
Amerititle  
15 OREGON AVENUE, BEND  
BT038699

IN WITNESS WHEREOF, Declarant has executed this Supplemental Declaration as of the day and year first written above.

Phase IV-F Associates, LLC, by  
Arrowood Development, LLC, Manager

  
\_\_\_\_\_  
John P. Lietz, President


THE FOREGOING SUPPLEMENTAL DECLARATION is approved.

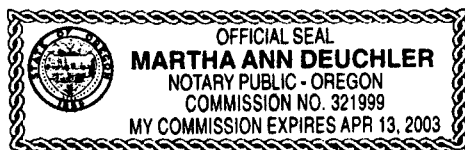
Courtyards Associates, LLC, by  
The Pennbrook Company, managing member  
By: Lahontan Corp., contract manager and agent

  
\_\_\_\_\_  
John P. Lietz, President

STATE OF OREGON            )  
  ) ss.  
County of Deschutes        )

On this 15 day of May, 2002, before me personally appeared John P. Lietz, President of Lahontan Corp. and also President of Arrowood Development, LLC, manager of Phase 4-F Associates, LLC, and acknowledged the foregoing instrument to be his voluntary act and deed

  
\_\_\_\_\_  
Notary Public for Oregon  
My commission expires: 4.13.03



**EXHIBIT A**

BEGINNING AT A 5/8" IRON ROD WITH PLASTIC CAP MARKED "W&H PACIFIC" ON THE EASTERLY BOUNDARY OF TRACT VV, "GOLF TRACTS AT BROKEN TOP", FROM WHICH THE NORTHEAST CORNER OF SECTION 1, TOWNSHIP 18 SOUTH, RANGE 11 EAST, W.M. BEARS NORTH 07°11'00" EAST, 1808.01 FEET; THENCE SOUTH 00°50'11" WEST, 393.47 FEET ALONG SAID EASTERLY BOUNDARY; THENCE LEAVING SAID BOUNDARY SOUTH 88°09'47" WEST, 255.74 FEET ALONG AN ADJUSTED BOUNDARY LINE ESTABLISHED BY LOT LINE ADJUSTMENT LLA-01-86 TO THE WESTERLY BOUNDARY OF SAID TRACT VV; THENCE NORTH 24°13'26" EAST, 473.57 FEET ALONG SAID WESTERLY BOUNDARY; THENCE LEAVING SAID WESTERLY BOUNDARY, SOUTH 64°43'23" EAST, 73.55 FEET ALONG AN ADJUSTED BOUNDARY LINE ESTABLISHED BY SAID LOT LINE ADJUSTMENT LLA-01-86, TO THE POINT OF BEGINNING.