

90-24307

AMENDMENT TO DECLARATION AND ESTABLISHMENT OF
CONDITIONS, COVENANTS, RESERVATIONS
AND RESTRICTIONS FOR ASPEN MEADOWS

Evergreen Properties, a California general partnership ("Evergreen"), executed a declaration ("Declaration") establishing a 25 lot subdivision named "Aspen Meadows" situated at Sunriver, a master planned community within the County of Deschutes, State of Oregon.

Said Declaration provided for certain conditions, covenants, reservations and restrictions for Aspen Meadows and was recorded in the records of Deschutes County on 15th day of September, 1989, in Book 192, Page 610 et. seq. An Amendment to the Declaration was recorded in the records of Deschutes County on the 24th day of November, 1989, in Book 197, Page 922, et seq.

The owners of lots in Aspen Meadows desire to amend the Declaration by amending the height limitation applicable to Lot 5, so as to bring such limitation in conformance with Deschutes County requirements.

The owners hereby amend the Declaration as follows:

Article II, Section 2-F of the Declaration is hereby amended by changing the maximum building height for Lot 5, measured to the top of the ridgeline from the finished grade, from 23 feet, 6 inches to 25 feet. Except as specifically provided herein, the Declaration, including all Amendments thereto, shall remain unmodified and in full force and effect.

IN WITNESS WHEREOF, the undersigned owners, constituting a majority 75% of the owners of all lots in Aspen Meadows, have hereunto set their hands this 3rd date of August 3rd, 1990.

Lots: 1,2,3,4,6,7,8,9,10,13,14, Aspen Meadows
20,23,25

Owners: Evergreen Properties, a
California general partnership

By: Ingrid Becker
Ingrid Becker, Partner

By: Robert H. Becker
Robert H. Becker, Partner

(ACKNOWLEDGEMENTS ON FOLLOWING PAGE)

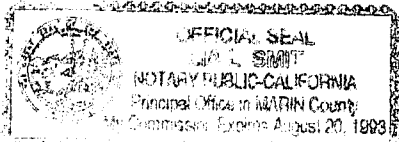
PAGE 1. AMENDMENT TO DECLARATION AND ESTABLISHMENT OF CONDITIONS,
COVENANTS, RESERVATIONS AND RESTRICTIONS FOR ASPEN MEADOWS

17th 118320-27

STATE OF CALIFORNIA)
County of Marin) ss.

On this 6th day of August in the year 1990 before me, a Notary Public of said State, duly commissioned and sworn, personally appeared INGRID BECKER, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person who executed the within instrument as partner of Evergreen Properties, a California general partnership and acknowledged to me that such partnership executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate above written.

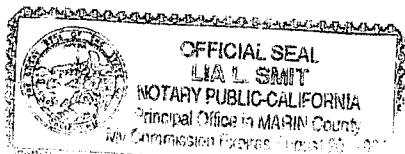


Lia L. Smit
Notary Public in and for said State

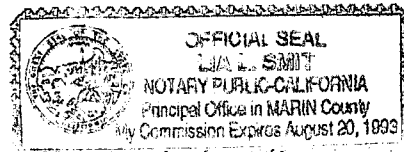
STATE OF CALIFORNIA)
County of Marin) ss.

On this 6th day of August in the year 1990 before me, a Notary Public of said State, duly commissioned and sworn, personally appeared ROBERT H. BECKER, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person who executed the within instrument as partner of Evergreen Properties, a California general partnership and acknowledged to me that such partnership executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate above written.



Lia L. Smit
Notary Public in and for said State



216 - 1231

Joseph Audia
Joseph Audia
Owner Lot #5

Jay Audia
Jay Audia/John Audia
Owners Lots #16 #17 #18

Melrose Construction
Melrose Construction
Owner Lot #22

STATE OF OREGON)
County of DESCHUTES)

On this 16th day of August, 1990, personally appeared the above-named Joseph Audia, Jay Audia, John Audia and Melrose Construction, Chris Melrose and acknowledged the foregoing instrument to be their voluntary act.

BEFORE ME: Cathleen E. Sondahl
Notary Public for Oregon
My commission expires: 9/29/91

STATE OF OREGON)
COUNTY OF DESCHUTES) SS.

I, MARY SUE PENHOLLOW, COUNTY CLERK AND
RECORDER OF CONVEYANCES, IN AND FOR SAID
COUNTY, DO HEREBY CERTIFY THAT THE WITHIN
INSTRUMENT WAS RECORDED THIS DAY:

90 AUG 17 PM 3:49

MARY SUE PENHOLLOW
COUNTY CLERK

BY: [Signature] DEPUTY
NO. 90-24307 FEE 13
DESCHUTES COUNTY OFFICIAL RECORDS