



After Recording Return to:
Brooks Resources Corporation
409 NW Franklin Avenue
Bend, Oregon 97701
Attention: Jade Mayer

**NOTICE OF PLANNED COMMUNITY
UNDER ORS 94.572**

Awbrey Butte Owners' Association, Inc., an Oregon nonprofit corporation (the "**Association**"), causes this Notice of Planned Community under ORS 94.572 (this "**Notice**") to be recorded in the official records of Deschutes County, Oregon.

1. Name. The name of the planned community is "Awbrey Butte" and the name of the Association is "Awbrey Butte Owners' Association, Inc."
2. Property. Awbrey Butte consists of the real property legally described on the attached Exhibit A, which is subject to the jurisdiction of the Association.
3. Governing Documents. Awbrey Butte is subject to that certain Amended and Restated Declaration of Covenants, Conditions and Restrictions of Awbrey Butte recorded in the official records of Deschutes County, Oregon on June 9, 2008 as Document No. 2008-24705, as amended from time to time in accordance with the terms thereof.
4. Oregon Planned Community Act. Awbrey Butte is subject to the Oregon Planned Community Act, currently ORS 94.550 through 94.783, inclusive, as the same may be amended from time to time.
5. Application of the Act. Application of this Notice of Planned Community under ORS 94.572 is made under ORS 94.572(5).
6. Formation of Association. The Association was formed under ORS 94.572(1)(b)(A).

*(Remainder of Page Intentionally Left Blank;
Signatures on Following Page)*

IN WITNESS WHEREOF, the undersigned have executed this Notice on behalf of the Association as of this 13 day of June 2008.

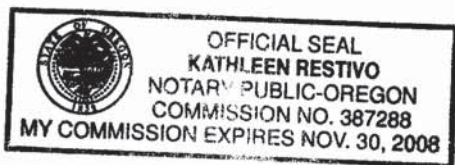
AWBREY BUTTE OWNERS' ASSOCIATION, INC., an Oregon nonprofit corporation

By: [Signature]
Name: Kirk Schueler
Title: President

By: [Signature]
Name: Jade Mayer
Title: Secretary

STATE OF OREGON)
COUNTY OF Deschutes)ss.

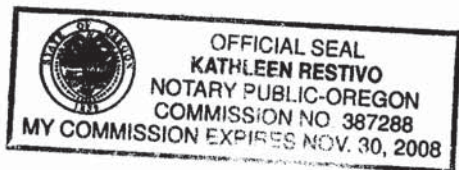
The foregoing instrument was acknowledged before me this 13 day of June 2008, by Kirk Schueler as the President of Awbrey Butte Owners' Association, Inc., an Oregon nonprofit corporation.



Kathleen Restivo
Notary Public for Oregon
Printed Name: KATHLEEN RESTIVO
My Commission Expires: 11-30-08

STATE OF OREGON)
COUNTY OF _____)ss.

The foregoing instrument was acknowledged before me this 13 day of June 2008, by Jade Mayer as the Secretary of Awbrey Butte Owners' Association, Inc., an Oregon nonprofit corporation.



Kathleen Restivo
Notary Public for Oregon
Printed Name: KATHLEEN RESTIVO
My Commission Expires: 11-30-08

EXHIBIT A

Property Subject to Notice of Planned Community under ORS 94.572

PHASE I

Lots 1-9, Block 1, AWBREY BUTTE HOMESITES, PHASE I, City of Bend, recorded September 13, 1984, in Cabinet C, Page 135, Deschutes County Records, Deschutes County, Oregon.

Lots 1-11, Block 2, AWBREY BUTTE HOMESITES, PHASE I, City of Bend, recorded September 13, 1984, in Cabinet C, Page 135, Deschutes County Records, Deschutes County, Oregon.

Lots 1-5, Block 3, AWBREY BUTTE HOMESITES, PHASE I, City of Bend, recorded September 13, 1984, in Cabinet C, Page 135, Deschutes County Records, Deschutes County, Oregon.

PHASE II

Lots 1-2, Block 4, AWBREY BUTTE HOMESITES, PHASE II, City of Bend, recorded August 29, 1985, in Cabinet C, Page 156, Deschutes County Records, Deschutes County, Oregon.

Lots 1-14, Block 5, AWBREY BUTTE HOMESITES, PHASE II, City of Bend, recorded August 29, 1985, in Cabinet C, Page 156, Deschutes County Records, Deschutes County, Oregon.

Lots 1-10, Block 6, AWBREY BUTTE HOMESITES, PHASE II, City of Bend, recorded August 29, 1985, in Cabinet C, Page 156, Deschutes County Records, Deschutes County, Oregon.

PHASE III

Lots 7-10, Block 3, AWBREY BUTTE HOMESITES, PHASE III, recorded September 23, 1987, in Cabinet C, Page 232, Deschutes County Records, Deschutes County, Oregon.

Lots 3-17, Block 4, AWBREY BUTTE HOMESITES, PHASE III, recorded September 23, 1987, in Cabinet C, Page 232, Deschutes County Records, Deschutes County, Oregon.

PHASE IV

Lots 15-17, Block 5, AWBREY BUTTE HOMESITES, PHASE VI, recorded September 23, 1987, in Cabinet C, Page 231, Deschutes County Records, Deschutes County, Oregon.

Lots 11-12, Block 6, AWBREY BUTTE HOMESITES, PHASE VI, recorded September 23, 1987, in Cabinet C, Page 231, Deschutes County Records, Deschutes County, Oregon.

PHASE V

Lots 1-8, Block 7, AWBREY BUTTE HOMESITES, PHASE V, recorded April 4, 1988, in Cabinet C, Page 248, Deschutes County Records, Deschutes County, Oregon.

Lots 1, Block 8, AWBREY BUTTE HOMESITES, PHASE V, recorded April 4, 1988, in Cabinet C, Page 248, Deschutes County Records, Deschutes County, Oregon.

PHASE VI

Lots 11-17, Block 3, AWBREY BUTTE HOMESITES, PHASE VI, recorded April 13, 1988, in Cabinet C, Page 249, Deschutes County Records, Deschutes County, Oregon.

Lots 18-30, Block 4, AWBREY BUTTE HOMESITES, PHASE VI, recorded April 13, 1988, in Cabinet C, Page 249, Deschutes County Records, Deschutes County, Oregon.

PHASE SEVEN

Lots 1-4, Block 10, AWBREY BUTTE HOMESITES, PHASE SEVEN, recorded April 3, 1989, in Cabinet C, Page 303, Deschutes County Records, Deschutes County, Oregon.

Lots 1-2, Block 11, AWBREY BUTTE HOMESITES, PHASE SEVEN, recorded April 3, 1989, in Cabinet C, Page 303, Deschutes County Records, Deschutes County, Oregon.

PHASE EIGHT

Lots 2-6, Block 8, AWBREY BUTTE HOMESITES, PHASE EIGHT, recorded July 22, 1988, in Cabinet C, Page 266, Deschutes County Records, Deschutes County, Oregon.

Lots 1-10, Block 9, AWBREY BUTTE HOMESITES, PHASE EIGHT, recorded July 22, 1988, in Cabinet C, Page 266, Deschutes County Records, Deschutes County, Oregon.

PHASE NINE

Lots 18-20, Block 5, AWBREY BUTTE HOMESITES, PHASE NINE, recorded July 22, 1988, in Cabinet C, Page 268, Deschutes County Records, Deschutes County, Oregon.

Lots 13-15, Block 6, AWBREY BUTTE HOMESITES, PHASE NINE, recorded July 22, 1988, in Cabinet C, Page 268, Deschutes County Records, Deschutes County, Oregon.

PHASE TEN

Lots 7-14, Block 8, AWBREY BUTTE HOMESITES, PHASE TEN, recorded March 7, 1989, in Cabinet C, Page 297, Deschutes County Records, Deschutes County, Oregon.

Lots 11-15, Block 9, AWBREY BUTTE HOMESITES, PHASE TEN, recorded March 7, 1989, in Cabinet C, Page 297, Deschutes County Records, Deschutes County, Oregon.

PHASE TEN REPLAT

Lots 15-17, Block 8, A REPLAT OF LOTS 15, 16 & 17, BLOCK 8, AWBREY BUTTE HOMESITES, PHASE TEN, recorded July 3, 1989, in Cabinet C, Page 327, Deschutes County, Oregon.

PHASE ELEVEN

Lots 11-17, Block 10, AWBREY BUTTE HOMESITES, PHASE ELEVEN, recorded September 15, 1989, in Cabinet C, Page 336, Deschutes County, Oregon.

Lots 1-9, Block 14, AWBREY BUTTE HOMESITES, PHASE ELEVEN, recorded September 15, 1989, in Cabinet C, Page 336, Deschutes County, Oregon.

PHASE TWELVE

Lots 21-37, Block 5, AWBREY BUTTE HOMESITES, PHASE TWELVE, recorded October 13, 1989, in Cabinet C, Page 349, Deschutes County Records, Deschutes County, Oregon.

Lots 18-21, Block 8, AWBREY BUTTE HOMESITES, PHASE TWELVE, recorded October 13, 1989, in Cabinet C, Page 349, Deschutes County Records, Deschutes County, Oregon.

Lots 1-10, Block 12, AWBREY BUTTE HOMESITES, PHASE TWELVE, recorded October 13, 1989, in Cabinet C, Page 349, Deschutes County Records, Deschutes County, Oregon.

Lots 1-4, Block 13, AWBREY BUTTE HOMESITES, PHASE TWELVE, recorded October 13, 1989, in Cabinet C, Page 349, Deschutes County Records, Deschutes County, Oregon.

PHASE THIRTEEN

Lots 5-10, Block 10, AWBREY BUTTE HOMESITES, PHASE THIRTEEN, recorded December 27, 1989, in Cabinet C, Page 365, Deschutes County Records, Deschutes County, Oregon.

Lots 3-12, Block 11, AWBREY BUTTE HOMESITES, PHASE THIRTEEN, recorded December 27, 1989, in Cabinet C, Page 365, Deschutes County Records, Deschutes County, Oregon.

Lots 10-17, Block 14, AWBREY BUTTE HOMESITES, PHASE THIRTEEN, recorded December 27, 1989, in Cabinet C, Page 365, Deschutes County Records, Deschutes County, Oregon.

PHASE FOURTEEN

Lots 9-34, Block 7, AWBREY BUTTE HOMESITES, PHASE FOURTEEN, City of Bend, recorded March 12, 1990, in Cabinet C, Page 384, Deschutes County, Oregon.

PHASE FIFTEEN

Lots 1-12, Block 15, AWBREY BUTTE HOMESITES, PHASE FIFTEEN, recorded August 23, 1990, in Cabinet C, Page 453, Deschutes County, Oregon.

Lots 1-17, Block 16, AWBREY BUTTE HOMESITES, PHASE FIFTEEN, recorded August 23, 1990, in Cabinet C, Page 453, Deschutes County, Oregon.

Lots 1-8, Block 17, AWBREY BUTTE HOMESITES, PHASE FIFTEEN, recorded August 23, 1990, in Cabinet C, Page 453, Deschutes County, Oregon.

Lots 1-14, 24-28, Block 18, AWBREY BUTTE HOMESITES, PHASE FIFTEEN, recorded August 23, 1990, in Cabinet C, Page 453, Deschutes County, Oregon.

Lots 1-5, Block 19, AWBREY BUTTE HOMESITES, PHASE FIFTEEN, recorded August 23, 1990, in Cabinet C, Page 453, Deschutes County, Oregon.

PHASE SIXTEEN

Lots 13-15, Block 11, AWBREY BUTTE HOMESITES, PHASE SIXTEEN, recorded October 5, 1990, in Cabinet C, Page 475, Deschutes County, Oregon.

Lots 18-40, Block 14, AWBREY BUTTE HOMESITES, PHASE SIXTEEN, recorded October 5, 1990, in Cabinet C, Page 475, Deschutes County, Oregon.

Lots 1-4, Block 20, AWBREY BUTTE HOMESITES, PHASE SIXTEEN, recorded October 5, 1990, in Cabinet C, Page 475, Deschutes County, Oregon.

PHASE SEVENTEEN

Lots 16-31, Block 6, AWBREY BUTTE HOMESITES, PHASE SEVENTEEN, recorded September 3, 1991, in Cabinet C, Page 566, Deschutes County, Oregon.

Lots 5-7, Block 13, AWBREY BUTTE HOMESITES, PHASE SEVENTEEN, recorded September 3, 1991, in Cabinet C, Page 566, Deschutes County, Oregon.

PHASE EIGHTEEN

Lots A, 16-30, Block 11, AWBREY BUTTE HOMESITES, PHASE EIGHTEEN, recorded February 8, 1993, in Cabinet C, Page 745, Deschutes County Records, Deschutes County, Oregon.

PHASE NINETEEN

Lots 32-54, Block 6, AWBREY BUTTE HOMESITES, PHASE NINETEEN recorded September 17, 1992, in Cabinet C, Page 693, Deschutes County Records, Deschutes County, Oregon.

Lots 8-14, Block 13, AWBREY BUTTE HOMESITES, PHASE NINETEEN recorded September 17, 1992, in Cabinet C, Page 693, Deschutes County Records, Deschutes County, Oregon.

Lots 5-6, Block 20, AWBREY BUTTE HOMESITES, PHASE NINETEEN recorded September 17, 1992, in Cabinet C, Page 693, Deschutes County Records, Deschutes County, Oregon.

Lots 1-3, Block 21, AWBREY BUTTE HOMESITES, PHASE NINETEEN recorded September 17, 1992, in Cabinet C, Page 693, Deschutes County Records, Deschutes County, Oregon.

PHASE TWENTY

Lots 15-23, Block 18, AWBREY BUTTE HOMESITES, PHASE TWENTY, City of Bend, recorded October 14, 1994, in Cabinet D, Page 87, Deschutes County Records, Deschutes County, Oregon.

PHASE TWENTY-ONE

Lots 29-35, Block 18, AWBREY BUTTE HOMESITES, PHASE TWENTY-ONE, City of Bend, recorded October 6, 1995, in Cabinet D, Page 159, Deschutes County Records, Deschutes County, Oregon.

Lots 6-12, Block 19, AWBREY BUTTE HOMESITES, PHASE TWENTY-ONE, City of Bend, recorded October 6, 1995, in Cabinet D, Page 159, Deschutes County Records, Deschutes County, Oregon.

PHASE TWENTY-TWO

Lots 7-33, Block 20, AWBREY BUTTE HOMESITES, PHASE TWENTY-TWO, City of Bend, recorded May 3, 1996, in Cabinet D, Page 221, Deschutes County Records, Deschutes County, Oregon.

Lots 4-18, Block 21, AWBREY BUTTE HOMESITES, PHASE TWENTY-TWO, City of Bend, recorded May 3, 1996, in Cabinet D, Page 221, Deschutes County Records, Deschutes County, Oregon.

Lots 1-6, Block 22, AWBREY BUTTE HOMESITES, PHASE TWENTY-TWO, City of Bend, recorded May 3, 1996, in Cabinet D, Page 221, Deschutes County Records, Deschutes County, Oregon.

PHASE TWENTY-THREE

Lots 36-62, Block 18, AWBREY BUTTE HOMESITES, PHASE TWENTY-THREE, City of Bend, recorded March 27, 1997, in Cabinet D, Page 332, Deschutes County Records, Deschutes County, Oregon.

Lots 13-25, Block 19, AWBREY BUTTE HOMESITES, PHASE TWENTY-THREE, City of Bend, recorded March 27, 1997, in Cabinet D, Page 332, Deschutes County Records, Deschutes County, Oregon.

Lots 1-3, Block 24, AWBREY BUTTE HOMESITES, PHASE TWENTY-THREE, City of Bend, recorded March 27, 1997, in Cabinet D, Page 332, Deschutes County Records, Deschutes County, Oregon.

PHASE TWENTY-FOUR

Lots 1-5, Block 23, AWBREY BUTTE HOMESITES, PHASE TWENTY-FOUR, City of Bend, recorded April 18, 1997, in Cabinet D, Page 360, Deschutes County Records, Deschutes County, Oregon.

PHASE TWENTY-FIVE

Lots 22-26, Block 8, AWBREY BUTTE HOMESITES, PHASE TWENTY-FIVE, City of Bend, recorded June 17, 1998, in Cabinet E, Page 41, Deschutes County, Oregon.

Lots 11-18, Block 12, AWBREY BUTTE HOMESITES, PHASE TWENTY-FIVE, City of Bend, recorded June 17, 1998, in Cabinet E, Page 41, Deschutes County, Oregon.

Lots 63-67, Block 18, AWBREY BUTTE HOMESITES, PHASE TWENTY-FIVE, City of Bend, recorded June 17, 1998, in Cabinet E, Page 41, Deschutes County, Oregon.

Lots 4-9, Block 24, AWBREY BUTTE HOMESITES, PHASE TWENTY-FIVE, City of Bend, recorded June 17, 1998, in Cabinet E, Page 41, Deschutes County, Oregon.

Lots 1-10, Block 25, AWBREY BUTTE HOMESITES, PHASE TWENTY-FIVE, City of Bend, recorded June 17, 1998, in Cabinet E, Page 41, Deschutes County, Oregon.

Lot 1, Block 26, AWBREY BUTTE HOMESITES, PHASE TWENTY-FIVE, City of Bend, recorded June 17, 1998, in Cabinet E, Page 41, Deschutes County, Oregon.

Lots 1-2, Block 27, AWBREY BUTTE HOMESITES, PHASE TWENTY-FIVE, City of Bend, recorded June 17, 1998, in Cabinet E, Page 41, Deschutes County, Oregon.

PHASE TWENTY-SIX

Lots 10-22, Block 24, AWBREY BUTTE HOMESITES, PHASE TWENTY-SIX, City of Bend, recorded September 22, 1998, in Cabinet E, Page 88, Deschutes County, Oregon.

Lots 11-16, Block 25, AWBREY BUTTE HOMESITES, PHASE TWENTY-SIX, City of Bend, recorded September 22, 1998, in Cabinet E, Page 88, Deschutes County, Oregon.

Lots 2-10, Block 26, AWBREY BUTTE HOMESITES, PHASE TWENTY-SIX, City of Bend, recorded September 22, 1998, in Cabinet E, Page 88, Deschutes County, Oregon.

Lots 3-7, Block 27, AWBREY BUTTE HOMESITES, PHASE TWENTY-SIX, City of Bend, recorded September 22, 1998, in Cabinet E, Page 88, Deschutes County, Oregon.

Lots 1-6, Block 28, AWBREY BUTTE HOMESITES, PHASE TWENTY-SIX, City of Bend, recorded September 22, 1998, in Cabinet E, Page 88, Deschutes County, Oregon.

PHASE TWENTY-SEVEN

Lots 1-12, AWBREY BUTTE HOMESITES, PHASE TWENTY-SEVEN, City of Bend, recorded January 24, 2000, in Cabinet E, Page 379, Deschutes County Records, Deschutes County, Oregon.

PHASE TWENTY-EIGHT

Lots 1-31, AWBREY BUTTE HOMESITES, PHASE TWENTY-EIGHT, City of Bend, recorded October 7, 1999, in Cabinet E, Page 331, Deschutes County, Oregon.

PHASE TWENTY-NINE

Lots 1-39, AWBREY BUTTE HOMESITES, PHASE TWENTY-NINE, City of Bend, recorded August 2, 2000, in Cabinet E, Page 497, Deschutes County Records, Deschutes County, Oregon.

PHASE THIRTY

Lots 1-30, AWBREY BUTTE HOMESITES, PHASE THIRTY, City of Bend, June 28, 2001, in Cabinet E, Page 657, Deschutes County Records, Deschutes County, Oregon.

PHASE THIRTY-ONE

Lots 1-39, AWBREY BUTTE HOMESITES, PHASE THIRTY-ONE, recorded September 27, 2001, in Cabinet E, Page 706, Deschutes County Records, Deschutes County, Oregon.

PHASE THIRTY-TWO

Lots 1-24, AWBREY BUTTE HOMESITES, PHASE THIRTY-TWO, recorded October 31, 2002, in Cabinet F, Page 297, Deschutes County Records, Deschutes County, Oregon.

PHASE THIRTY-THREE

Lots 1-8, AWBREY BUTTE HOMESITES, PHASE THIRTY-THREE, recorded May 12, 2005, in Cabinet G, Page 675, Deschutes County, Oregon.

ADDITIONAL PROPERTY

Beginning at a 5/8" iron rod with a plastic cap which marks the most easterly corner of Lot 14, Block 5, Awbrey Butte Homesites, Phase II and is on the northerly right-of-line of Three Sisters Drive per said plat of Awbrey Butte Homesites, Phase II which bears South 74°49'14" East a distance of 1513.22 feet from a 5/8" iron rod marking the Northwest Section Corner of said Section 30 and which bears North 33°37'23" East a distance of 2693.86 feet from a 3" Brass Cap in a 2" iron pipe marking the West One-Quarter Corner of said Section 30; thence along the northeasterly lot line of said Lot 14, Block 5 North 57°31'26" West a distance of 351.85 feet; thence along the northwesterly line of said Lot 14, Block 5 South 60°35'31" West a distance of 295.00 feet; thence North 73°17'37" West a distance of 175.00 feet; thence North 07°08'10" West a distance of 163.38 feet; thence North 48°38'24" East a distance of 274.92 feet; thence North 84°57'41" East a distance of 236.16 feet; thence South 10°48'29" East a distance of 228.02 feet; thence South 57°31'26" East a distance of 263.02 feet; thence South 75°26'33" East a distance of 129.32 feet; thence South 03°50'10" East a distance of 36.19 feet to the northeast corner of the extension of said Three Sisters Drive; thence along the northerly right-of-way line of said extension of said Three Sisters Drive the following 1 curve and 1 bearing and distance:

following the arc of a 180.00 foot radius curve left a distance of 47.66 feet (chord bears South 78°34'41" West 47.53 feet);
South 70°59'32" West a distance of 48.15 feet to the Point of Beginning, the terminus of this description.

TOGETHER WITH the easement from Paul H. Altrocchi to Brooks Resources Corporation recorded April 1, 1987 in Book 143, Page 2075, Deschutes County Official Records.