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\$10.00 \$11.00 \$16.00 \$10.00 \$6.00

AFTER RECORDING RETURN TO:  
Broken Top Community Association  
61999 Broken Top Drive  
Bend, OR 97702

**SUPPLEMENTAL DECLARATION OF  
COVENANTS, CONDITIONS, AND RESTRICTIONS  
FOR BROKEN TOP COMMUNITY**

This SUPPLEMENTAL DECLARATION OF COVENANTS, ~~CONDITIONS~~, AND RESTRICTIONS FOR BROKEN TOP COMMUNITY, is made this 12 day of August, 2011, by Broken Top Limited Partnership, and Oregon limited partnership (hereinafter referred to as "Association"), (aka "Declarant").

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**WITNESSETH:**

WHEREAS, Association filed of record that certain Declaration of Covenants, Conditions, and Restrictions for Broken Top Community dated October 27, 1992, in Book 280, Pages 1492 through 1545, et seq. In the Deed Records of Deschutes County, Oregon ("Original Declaration"); and

WHEREAS, the Original Declaration was amended and restated by the instrument filed on September 21, 1994, in Book 353, Pages 570 through 672 of such Deed Records (the Original Declaration, as so amended and restated, is hereinafter referred to as the "Declaration");

WHEREAS, pursuant to the provisions of Article IX, Section 9.2 of the Declaration, the Association may subject additional property to the Declaration (the Annexable Property);

WHEREAS, the owners of the real property described as: Tract H on the plat for Broken Top filed in Cabinet C page 703 of the Plat Records of Deschutes County, Oregon ("the Annexable Property"), have agreed to annexation of the Annexable Property to Broken Top and to have the Declaration, as amended, apply to said Annexable Property;

WHEREAS, Association has obtained a vote of its members to subject the Annexable Property to the Declaration; and

NOW, THEREFORE, pursuant to the powers retained by the Association under the Declaration, Association hereby subjects the real property described above hereof to the lien and operation of the Declaration and the provisions of this Supplemental Declaration, which shall apply to such property in addition to the provisions of the Declaration. Such Annexable Property shall be encumbered pursuant to the provisions of this supplemental Declaration and the Declaration, both of which shall run with the title to such property and shall be binding upon all persons having any right, title, or any interest in such property, their respective heirs, legal representatives, successors, successors-in-title, and assign.

PROVIDED FURTHER, the property shall be referred to from this date forward as Lot H.

Page 1.

**SUPPLEMENTAL DECLARATION OF COVENANTS,  
CONDITIONS, AND RESTRICTIONS FOR BROKEN TOP  
COMMUNITY**

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*[Handwritten signatures and dates]*  
8-12-11 8/12/11

**BRYANT EMERSON & FITCH, LLP**  
ATTORNEYS AT LAW  
888 SW EVERGREEN AVENUE  
PO BOX 457  
REDMOND OR 97756-0103  
TELEPHONE (541) 548-2151  
FAX (541) 548-1895

IN WITNESS WHEREOF, the undersigned has executed this Supplemental Declaration, as of the date first written above.

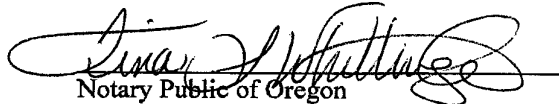
**BROKEN TOP LIMITED PARTNERSHIP, an Oregon  
limited partnership**

  
By: **Jim Jorgenson**  
Its: **Manager, Broken Top Community Association**

STATE OF OREGON )  
: ss.  
County of Deschutes )

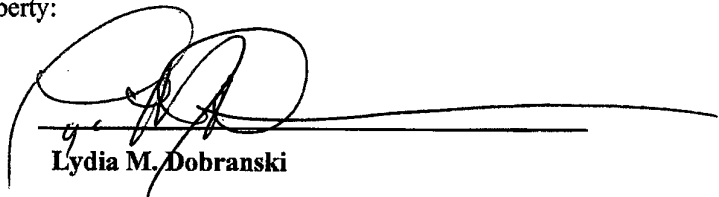
Personally appeared before me this 12<sup>th</sup> day of August, the above-named Jim Jorgenson and acknowledged the foregoing instrument to be his voluntary act and deed.



  
Notary Public of Oregon

Approved by the owners of the Annexable Property:

  
Michael L. Dobranski

  
Lydia M. Dobranski

STATE OF OREGON )  
: ss.  
County of Deschutes )

Personally appeared before me this 12<sup>th</sup> day of August, the above-named Michael L. Dobranski and Lydia M. Dobranski and acknowledged the foregoing instrument to be their voluntary act and deed.



  
Notary Public of Oregon