

25-  
115288  
MLA

FIRST AMENDMENT TO DECLARATION OF COVENANTS,  
CONDITIONS AND RESTRICTIONS FOR  
CITY VIEW

WHEREAS, the Declaration of Covenants, Conditions and Restrictions for City View dated May 9, 1989, were recorded in Volume 183, Page 2688, Official Records, Deschutes County, Oregon, and

WHEREAS, the undersigned represent the owners of more than 51 percent of the lots subject to said Declaration of Covenants, Conditions and Restrictions, and

WHEREAS, the undersigned desire to amend the Declaration of Covenants, Conditions and Restrictions for City View in accordance with 7.2 of said Declaration.

NOW, THEREFORE, the Declaration of Covenants, Conditions and Restrictions for City View are hereby amended as follows:

1. Paragraph 6.7 Special Assessment is hereby deleted and in lieu thereof is inserted the following:

6.7 SPECIAL ASSESSMENTS: In addition to the other assessments authorized herein, the City View Tennis Club, Inc., may levy special assessments in any year which shall be assessed on a prorata basis based on the total number of lots subject to this Declaration, including annexations thereto. Any special assessments will be effective only if approved by a majority vote of the members. Special assessments shall be determined by the Board, and the Board may permit special assessments paid in installments extending beyond the fiscal year in which the special assessment is imposed.

All other terms and conditions of the Declaration of Covenants, Conditions and Restrictions for City View shall remain in full force and effect.

- 1 - FIRST AMENDMENT TO DECLARATION (SWID03)

DESCHUTES COUNTY TITLE CO.  
P. O. BOX 323  
BEND, OREGON 97701

Gray Fancher Holmes Hurley Bryant & Lovlien  
Attorneys At Law

40 N.W. Greenwood P.O. Box 1151 Bend, Oregon 97709-1151 (503) 382-4331 Telecopier (503) 389-3586

DATED this 27<sup>th</sup> day of NOVEMBER, 1989.

OWNERS:

Donald L. Swisher  
Lot 6, Block 1

Theresa Ann Fene  
Lot 14, Block 1

[Signature]  
Lot 6, Block 1

[Signature]  
Lot 7, Block 1

Whisper Bancroft  
Lot 11, Block 2

[Signature]  
Lot 6, Block 1

C & E ENTERPRISES INC  
BY: James L. Davis  
Lot 9, Block 2

[Signature]  
Lot 12, Block 2

Michael J. [Signature]  
Lot 7, Block 2

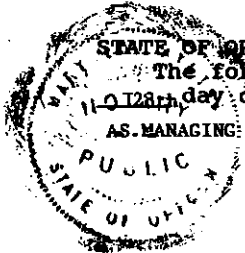
[Signature]  
Lot 22, Block 2

Kathleen R. Reedy  
Lot 70, Block 20

CITY VIEW PARTNERS  
BY: [Signature] DONALD L. SWISHER MANAGING PARTNER  
Lot 6 & 13, Block 2 AND LOTS 8, 9, 11, 13, 14, 15  
and 16 in BLOCK 1

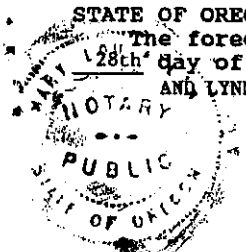
[Signature]  
Lot 4, Block 1

Lot     , Block     



STATE OF OREGON, County of DESCHUTES, ss:  
The foregoing instrument was acknowledged before me this  
27<sup>th</sup> day of NOVEMBER, 1989, by DONALD L. SWISHER INDIVIDUALLY AND  
AS MANAGING PARTNER OF CITY VIEW PARTNERS

Mary Jane Ayling  
Notary Public for Oregon  
My Commission Expires 11/16/92



STATE OF OREGON, County of DESCHUTES, ss:  
The foregoing instrument was acknowledged before me this  
28<sup>th</sup> day of NOVEMBER, 1989, by JAMES C. JARVIS  
AND LYNN F. JARVIS ON JANUARY 18, 1990

Mary Jane Ayling  
Notary Public for Oregon  
My Commission Expires 11-16-92

- 2 - FIRST AMENDMENT TO DECLARATION (SWID03)

Gray Fancher Holmes Hurley Bryant Lovlien  
Attorneys At Law  
40 N.W. Greenwood P.O. Box 1151 Bend, Oregon 97709-1151 (503) 382-4331 Telecopier (503) 389-3386

DATED this 27<sup>th</sup> day of NOVEMBER, 1989.

OWNERS:

John W. Nichol  
Lot 2, Block 2

Lot \_\_\_\_\_, Block \_\_\_\_\_

Robert Nicholson  
Lot 2, Block 2

Lot \_\_\_\_\_, Block \_\_\_\_\_

Jay A. Keystone  
Lot 5, Block 2

Lot \_\_\_\_\_, Block \_\_\_\_\_

Elaine S. Keystone  
Lot 5, Block 2

Lot \_\_\_\_\_, Block \_\_\_\_\_

Bob K. Knight  
Lot 3, Block 1

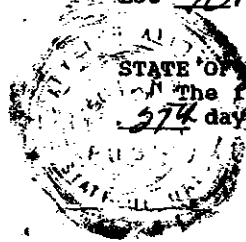
Lot \_\_\_\_\_, Block \_\_\_\_\_

Paul S. Knight  
Lot 10, Block 2

Lot \_\_\_\_\_, Block \_\_\_\_\_

Debra E. Knight  
Lot 10, Block 2

Lot \_\_\_\_\_, Block \_\_\_\_\_



STATE OF OREGON, County of Deschutes, ss:  
The foregoing instrument was acknowledged before me this  
27<sup>th</sup> day of November 1989, by John W. Nicholson & Debra E. Nicholson

Mary Sue Lindsey  
Notary Public for Oregon  
My Commission Expires 11-16-92

CALIFORNIA  
STATE OF Oregon, County of Santa Barbara, ss:  
The foregoing instrument was acknowledged before me this  
12 day of December, 1989, by Jay A. Keystone & Elaine S. Keystone.



Ben Satterfield  
Notary Public for Oregon California  
My Commission Expires \_\_\_\_\_

- 2a - FIRST AMENDMENT TO DECLARATION (SWID03)

Gray Fincher Holmes Hurley Bryant & Lovlien

Attorneys At Law

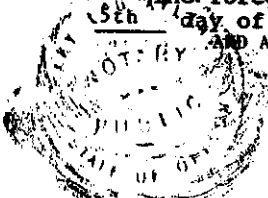
40 N.W. Greenwood P.O. Box 1151 Bend, Oregon 97701-1151 (503) 382-4351 Telecopier (503) 389-3386

STATE OF OREGON, County of DESCHUTES, ss:  
The foregoing instrument was acknowledged before me this  
14th day of DECEMBER, 1989, by CATHERINE BERNHARDT.



Roberta Stone  
Notary Public for Oregon  
My Commission Expires 3/31/92

STATE OF OREGON, County of DESCHUTES, ss:  
The foregoing instrument was acknowledged before me this  
5th day of December, 1989, by PHILIP K. ANDERSCH  
AND AGAIN ON JANUARY 17, 1990



Mary Lau Lichten  
Notary Public for Oregon  
My Commission Expires 11-16-92

STATE OF OREGON, County of DESCHUTES, ss:  
The foregoing instrument was acknowledged before me this  
17th day of JANUARY, 1990, by R. DEAN KINE AND KAYE ANN KINE



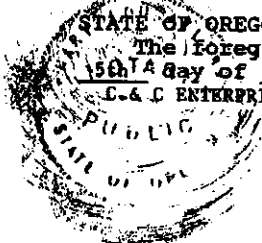
Mary Lau Lichten  
Notary Public for Oregon  
My Commission Expires 11/16/92

STATE OF OREGON, County of DESCHUTES, ss:  
The foregoing instrument was acknowledged before me this  
18th day of JANUARY, 1990, by KENNETH L. MOREY AND  
TERESA K. MOREY



Mary Lau Lichten  
Notary Public for Oregon  
My Commission Expires 11/16/92

STATE OF OREGON, County of DESCHUTES, ss:  
The foregoing instrument was acknowledged before me this  
15th day of DECEMBER, 1989, by EYLE L. DAVIS ON BEHALF OF  
C & C ENTERPRISES INC.



Mary Lau Lichten  
Notary Public for Oregon  
My Commission Expires 11/16/92

- 3 - FIRST AMENDMENT TO DECLARATION (SWID03)

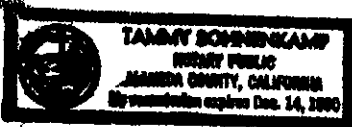
Gray Fancher Holmes Hurley Bryant & Lowlien  
Attorneys At Law

40 N.W. Greenwood P.O. Box 1151 Bend, Oregon 97709-1151 (503) 382-4331 Telecopier (503) 389-3386

State of California  
County of

} SS

On this 26<sup>th</sup> day of December in the year One Thousand  
Nine Hundred and 89 before me Tammy Bonney  
a Notary Public in and for the County of Alameda State of California, residing  
therein, duly commissioned and sworn, personally appeared Michael J. Rudy  
and Kathleen R. Rudy



known to me to be the person(s) described in and whose name(s) 2112000776 subscribed  
to the within instrument,

and They acknowledged to me that They executed the same

In ~~Witness Whereof~~ I have hereunto set my hand and affixed my Official Seal, the day and  
year in this certificate first above written.

GENERAL ACKNOWLEDGMENT  
My Commission Expires  
1411 A. S.

Tammy Bonney NOTARY PUBLIC  
In and for said County of Alameda State of California

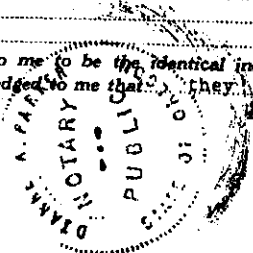
STATE OF OREGON,

County of ..... } ss.

FORM NO. 23 - ACKNOWLEDGMENT  
STEVENS-NESS LAW PUB. CO., PORTLAND, ORE.

BE IT REMEMBERED, That on this 5<sup>th</sup> day of January, 1990  
before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within  
named PAUL S. KNIGHT AND CEVA G. KNIGHT

known to me to be the identical individual(s) described in and who executed the within instrument and  
acknowledged to me that they executed the same freely and voluntarily.



IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed  
my official seal the day and year last above written.

Diana A. Park  
Notary Public for Oregon  
My Commission expires 10/15/93

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 JAN 23 PM 4:02

MARY SUE PENHOLLOW  
COUNTY CLERK

BY: [Signature] DEPUTY  
NO. 80-02057  
FEB 25  
DESCHUTES COUNTY OFFICIAL RECORDS