AFTER RECORDING, RETURN TO

Hayden Enterprises, Inc. 2464 SW Glacier Place, Suite 110 Redmond, Oregon 97756 DESCHUTES COUNTY OFFICIAL RECORDS NANCY BLANKENSHIP, COUNTY CLERK

2004-31413



06/24/2004 03:47:04 PM

D-CCR Cnt=1 Stn=2 PAT \$10.00 \$11.00 \$10.00 \$5.00

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DECLARATION OF ANNEXATION TO DESCHUTES RIVER CROSSING (Phases 2, 3 and 4)

is made as of this 23 day of June, 2004, by Hayden Enterprises, Inc., a Washington corporation (Owner).

Recitals

- A. Hayden Enterprises, Inc. is the Owner under the Declaration of Covenants, Conditions and Restrictions for Deschutes River Crossing recorded the 9th day of September 2002 in the Official Records of Deschutes County, Oregon, Document Number 2002-50477 (Declaration).
- B. Owner has recorded the plat of "Deschutes River Crossing Phase 2", on the 1st day of April 2003, as Document No. 3002-21482, and the plat of "Deschutes River Crossing Phases 3 and 4", on the 15 day of June, 2004, as Document No. 2004-35301. The Owner does hereby subject the Lots in the Phase 2 plat and the Phases 3 & 4 plat to the Declaration of Covenants, Conditions and Restrictions, along with the building and use restrictions contained therein, as recorded in the document noted in "Section A" above.

NOW, THEREFORE, Owner hereby declares as follows:

1. PROPERTY ANNEXED. Owner hereby declares that all of the property described below (Additional Property) shall be annexed to Deschutes River Crossing and the Declaration and that such property is held and shall be held, conveyed, hypothecated, encumbered, used, occupied and improved subject to the Declaration:

All real property within that certain plat entitled "Deschutes River Crossing - Phase 2", and that certain plat entitled "Deschutes River

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P.O. BOX 323
BEND, OR 97709

Crossing – Phases 3 and 4", located in the City of Bend, and filed in the Records of Deschutes County, Oregon.

2. <u>LAND CLASSIFICATIONS</u>. All of the land within the Additional Property annexed hereby is included in one or another of the following classifications:

Phase 2 shall consist of Lots 19 through 50 plus Lots 59 and 60, and Phases 3 and 4 shall consist of Lots 71 through 113.

3. <u>ADDITIONAL LANDS</u>. Owner reserves the right to annex additional properties under this Declaration, but bears no obligation to do so.

IN WITNESS WHEREOF, Owner has executed this Declaration of Annexation as of the day first written above

HAYDEN ENTERPRISES, INC., a Washington corporation

Title PRESIDENT

STATE OF OREGON

}ss.

County of Deschutes

The foregoing instrument was acknowledged before me this <u>13</u> day of <u>13</u> day of <u>13</u>.

2004, by <u>DENNIS P. Murphy</u>, the <u>PRESIDEN</u> of Hayden Enterprises, Inc. on its behalf.

OFFICIAL SEAL
ELLA DE LISLE
NOTARY PUBLIC - OREGON
COMMISSION NO. 369198
MY COMMISSION EXPIRES JUN. 1, 2007

Notary Public for Oregon My commission expires:

Jame 01, 2004