36 173915-14 After recording, return to:

Kelly Ritz Venture Properties, Inc. 4230 SW Galewood St., Suite 100 Lake Oswego, Oregon 97035 DESCHUTES COUNTY OFFICIAL RECORDS NANCY BLANKENSHIP, COUNTY CLERK

\$36.00

10/08/2004 02:20:50 PM

\$10.00 \$11.00 \$10.00 \$5.00

FIRST AMERICAN TITLE INSURANCE COMPANY OF OREGON P.O. BOX 323 BEND, OR 97709

DECLARATION OF ANNEXATION DESERT SKIES PHASES 3, 4 and 5

THIS DECLARATION OF ANNEXATION is made this 7th day of October , 2004, by Venture Properties, Inc., an Oregon corporation (the "Declarant"), with reference to the following facts:

- A. Declarant executed the Declaration of Covenants, Conditions, and Restrictions, Desert Skies that was filed for record on July 28, 2004, Instrument No. 2004-44825 in the Official Records of Deschutes County, Oregon (the "Declaration"), to which a plat was recorded on June 1, 2004 in the plat book of records for Deschutes County, Instrument No. 2004-32330, covering a portion of that real property known as lots 1-15 and 18-20 Desert Skies Phases 1 and 2 located in the County of Deschutes, State of Oregon.
- B. Section 28 of the Declaration provides that Declarant may annex additional property to Desert Skies described in the Declaration and thereby make such property subject to the Declaration.

DECLARANT DECLARES that pursuant to the terms of the Declaration, Declarant, as owner of the real property, attached herein as Exhibit "A" and known as Desert Skies Phases 3, 4 and 5 declares that Lots 21 through 72 as described on the plat entitled DESERT SKIES PASES 3, 4 AND 5, are annexed to and made a part of the planned development described in the Declaration. The annexed property shall hereafter be held, sold, leased, transferred, occupied, and conveyed subject to the terms, provisions, covenants, conditions, restrictions, and easements of the Declaration, including subsequent amendments thereto.

IN WITNESS WHEREOF, Declarant has executed this Declaration of Annexation on the date set forth above.

RECORDED \'Y FIRST AMERICAN TITLE
INSURANCE COMPANY OF OREGON AS AN
ACCOMODATION ONLY NO LIABILITY IS
ACCEPTED FOR THE CONDITION OF TITLE
OR FOR THE VALITITY, SUFFICIENCY, OR
EFFECT OF THIS DOCUMENT.

PAGE 1 – DECLARATION OF ANNEXATION

10-6-04

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By: VENTURE PROPERTIES, INC. an Oregon corporation

By: _____

Kelly Ritz President

STATE OF OREGON

) ss.

County of <u>Clackam</u>as

This instrument was acknowledged before me on October 7, 2004, by Kelly Ritz, as President of Venture Properties, Inc., an Oregon corporation.

OFFICIAL SEAL TIFFANY LANE NOTARY PUBLIC-OREGON COMMISSION NO. 368915 MY COMMISSION EXPIRES MAY 21, 2007

Notary Public for Oregon