

When Recorded Mail To:

Cox, Castle & Nicholson
5000 Birch, Suite 300
Newport Beach, CA 92660
Attention: Arthur O. Spaulding, Jr.

85-15130

0100-1011

SUPPLEMENTAL DECLARATION OF
COVENANTS, CONDITIONS AND RESTRICTIONS
(EAGLE CREST ESTATE HOMESITES)

THIS SUPPLEMENTAL DECLARATION made this *24th* day of July, 1985, by EAGLE CREST PARTNERS LTD., an Oregon limited partnership ("Declarant"), is as follows:

RECITALS:

A. Declarant has heretofore made and recorded a Declaration of Covenants, Conditions and Restrictions ("Original Declaration") with respect to the property (the "First Subdivision") in the County of Deschutes, State of Oregon, more particularly described in Exhibit A-1, attached hereto and made a part hereof. Said Original Declaration was recorded on June 24, 1985, at Book 98, Page 718 in the office of the Recording Officer of Deschutes County.

B. Declarant desires to make certain amendments to the Original Declaration in order to clarify certain definitions and provisions therein contained, all for the purpose of facilitating the development of the Eagle Crest Planned Community.

Bend Title Company

C. Declarant is the sole owner of the First Subdivision, and there are no Non-Declarant Owners, whereupon Declarant has executed this Supplemental Declaration pursuant to the authority of Paragraph 12.1 of the Original Declaration.

NOW, THEREFORE, in consideration of the foregoing, Declarant declares that the Original Declaration is amended as follows:

1. The paragraph next following the "Recitals" of the Original Declaration, reading as follows:

NOW, THEREFORE, Declarant as owner of the First Subdivision, and any subsequently annexed lands, as and when annexed, and each part thereof, shall be held, sold and conveyed subject to the following easements, covenants, conditions and restrictions, which are for the purpose of protecting the value and desirability of, and which shall constitute equitable servitudes on the Property and which shall run with said Property and be binding on and inure to the benefit of all parties having any right, title or interest therein, or in any part thereof, their heirs, successors and assigns.

is hereby deleted, and replaced with the following:

NOW, THEREFORE, Declarant, as owner of the First Subdivision and for the purposes above set forth, hereby declares that the First Subdivision, and any subsequently annexed lands, as and when annexed, and each part thereof, shall be held, sold and conveyed subject to the following easements, covenants, conditions and restrictions, which are for the purpose of protecting the value and desirability of, and which shall constitute equitable servitudes on the Property, and which shall run with said Property and be binding on and inure to the benefit of all parties having any right, title or interest therein, or in any part thereof, their heirs, successors and assigns.

2. The paragraph numbered 1.19 ("Estate Lot" definition) **0100-1013**

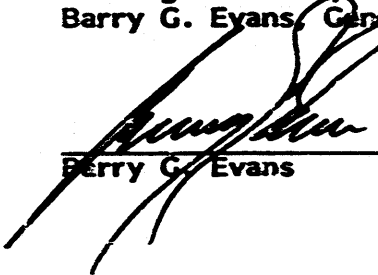
is hereby deleted and replaced with the following:

1.19 "Estate Homesite" means each lot or parcel of real property as shown with a distinct number or letter on a map or plat of the Property, and which is designated as a site for construction of a single family detached Dwelling Unit.

IN WITNESS WHEREOF, Declarant has executed this Supplemental Declaration the day and year first hereinabove written.

"DECLARANT"

EAGLE CREST PARTNERS LTD.,
an Oregon limited partnership,
Barry G. Evans, General Partner



Barry G. Evans

STATE OF OREGON)
) ss.
COUNTY OF DESCHUTES)

On July 24, 1985, before me, the undersigned, a Notary Public in and for said State, personally appeared Barry G. Evans, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person who executed this instrument individually as the co-general partner of the Limited Partnership and acknowledged to me that such Limited Partnership executed the same.





Notary Public for Oregon
My Commission Expires 8-3-86

0100-0010

**EXHIBIT A-1
LEGAL DESCRIPTION**

0100-1014

"First Subdivision"

All of the following described lots as shown on the Eagle Crest Plat filed June 24, 1985 in the office of the county recorder in Deschutes County, Oregon:

- Estate Homesteads:
 - Lots 3-12, Block 6
 - Lots 2-12, Block 9
 - Lots 14-24, Block 9
 - Lots 3-10, Block 7
 - Lots 13-22, Block 7

- Recreational Lots:
 - Lot 11, Block 7
 - Lot 1, Block 8

- Recreational Pathways:
 - Lot 12, Block 7
 - Lot 13, Block 9

- Road Lots:
 - Lot 10, Block 11
 - Lot 11, Block 11

- Open Space:
 - Lot 13, Block 6
 - Lot 2, Block 7

EXHIBIT A-2

"Estate Lot Association Property"

All of the following described lots as shown on the Eagle Crest Plat filed June 24, 1985 in the office of the county recorder in Deschutes County, Oregon:

- Recreational Lots:
 - Lot 11, Block 7
 - Lot 1, Block 8

- Road Lots:
 - Lot 10, Block 11
 - Lot 11, Block 11

- Recreational Pathways:
 - Lot 12, Block 7
 - Lot 13, Block 9

- Open Space:
 - Lot 13, Block 6
 - Lot 2, Block 7

EXHIBIT B

LEGAL DESCRIPTION

"Annexable Property"

All of the following described lots as shown on the Eagle Crest Plat filed June 24, 1985 in the office of the county recorder in Deschutes County, Oregon:

- Lots 3, 4 & 5, Block 2
- Lots 8, 9 & 12, Block 11
- Lot 1, Block 10

1-101-6010

0100-1015

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:

1985 JUL 25 PM 3:21

MARY SUE PENHOLLOW
COUNTY CLERK

BY. B. Towell DEPUTY

85-15130

NO. _____ FEE 17

DESCHUTES COUNTY OFFICIAL RECORDS