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**FIRST AMENDMENT TO DECLARATION OF COVENANTS,
CONDITIONS AND RESTRICTIONS FOR
FIVEPINE CAMPUS**

WHEREAS, the Declaration of Covenants, Conditions and Restrictions for Fivepine Campus is dated Sept 10, 2004 and was recorded in Volume 2004, Page 54935 Official Records of Deschutes County, Oregon; and,

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WHEREAS, more than two-thirds (2/3) of the property owners subject to the Declaration have consented in writing to the following amendment.

NOW THEREFORE, that certain Declaration of Covenants, Conditions and Restrictions for Fivepine Campus is hereby amended as follows:

A new Section 5.1(E) is hereby added:

“(E) All areas designated as open space by the plat or by the Declarant or designated “green belt” by the plat or by the Declarant shall be used only for permanent landscaping, patios, pathways, water features and underground utility easements. No permanent structures other than those designated herein shall be permitted. Such space shall also be available for use as set forth in the preceding section regarding outdoor performing arts and amphitheaters as a non-permanent structure.”

IN WITNESS WHEREOF, the undersigned Declarants have executed this Amendment to Declaration this 13th day of October, 2004

DECLARANT:

WILLITTS, LLC

By: [Signature]
Its: MANAGER

Recorded by Western Title as an accommodation only. No liability accepted for condition of title or validity, sufficiency or affect of document. **B**

1 - First Amendment to CC&Rs (RSL:WILLITTS.011)

DESCHUTES COUNTY OFFICIAL RECORDS
NANCY BLANKENSHIP, COUNTY CLERK

2004-61688



\$36.00

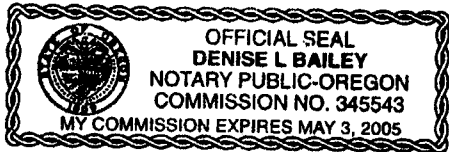
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\$10.00 \$11.00 \$10.00 \$5.00

STATE OF OREGON, County of Deschutes) ss.

On Oct 13, 2004 the undersigned a Notary Public in and for said County and States, personally appeared William Willitts and acknowledged that he is authorized to execute the foregoing instrument on behalf of the company.



Denise L Bailey
Notary Public for Oregon
My Comm. Expires: 5/3/05