

SS-19409

169 - 1618

57-52

AMENDMENT TO BUILDING AND USE RESTRICTIONS

WHEREAS, certain Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon, was recorded on December 18, 1968, in Volume 162, Page 325, Deed Records, Deschutes County, Oregon, and

WHEREAS, in accordance with said Building and Use Restrictions, the restrictions were to run with the land and be binding upon the owner or tenant of any or all of said land and all persons claiming by, through or under them until July 1, 1986, at which time said covenants would be automatically extended for successive periods of ten years unless by vote of a majority of the then property owners, it is agreeable to change said covenants in whole or in part, and

WHEREAS, paragraph 5 of said Building and Use Restrictions prevents a house trailer or factory-built home to be moved on to Tract 10 of Block 3, Unit No. 2 as referred to in said Building and Use Restrictions, and

WHEREAS, the undersigned represent a majority of the owners of real property subject to the above-described Building and Use Restrictions, and

WHEREAS, the majority have approved, by affixing their signatures hereto, an amendment to said Building and Use Restrictions,

NOW, THEREFORE, said Building and Use Restrictions are hereby amended as follows:

1. No structure of any kind shall be moved onto any of said property excepting structures or trailers for use by subdividers or builders as construction or sales office. No structure deemed a residence shall be less than 450 square feet of living space. This provision is modified to the extent that house trailers of 400 square feet or more and factory built may be moved on that part of property specifically described as Tract 1, Unit No. 1, and Tracts 1, 2, 3, 4, 5, 6 of Block #1, Unit No. 2 and Tracts 1, 2, 3, 4, 5, 6, of Block #3, Unit No. 2, and Tracts 1, 2, 3, 4, 5, 6, 19, 20, 21, 22, 23 and 24 of Block #2, Unit No. 2. This modification also applies to Tracts 2, 3, 4, 5, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 18, 19, 20, 21 - all in Unit No. 1, and Lot 10, Block 3, in Unit No 2 Forked Horn Estates, Deschutes County, Oregon.

2. All other terms and conditions of said Building and Use Restrictions shall be automatically extended in accordance with paragraph 12 of the original Building and Use Restrictions.

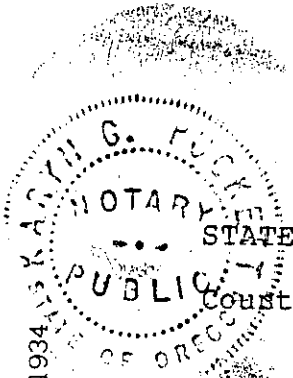
IN WITNESS WHEREOF, the undersigned owners of a majority of the property owners as of August 1, 1988, hereby consent to and sign said amendment to Building and Use Restrictions and further the undersigned, Herman B. Zemke and Joyce Zemke do depose and swear that they personally witnessed the signatures following after showing a copy of this Amendment to each of those individuals who signed it.

169 - 1620

DATED this 30th day of August, 1988.

Herman B. Zemke
HERMAN B. ZEMKE

Joyce Zemke
JOYCE ZEMKE



STATE OF OREGON)
County of Deschutes) ss.

Personally appeared the above named HERMAN B. ZEMKE and JOYCE ZEMKE, husband and wife, and acknowledged the foregoing instrument to be their voluntary act. Before me:

Laura A. ...
Notary Public for Oregon
My commission expires: 10-24-88

Francis & Martin
1199 N.W. Wall Street • Bend, Oregon 97701-1934
(503) 389-5010

The undersigned is the owner of Lot 11, Block 2, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 4 day of August, 1988.

Linda Hagen

The undersigned is the owner of Lot 10, Block 3, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 8 day of Aug, 1988.

Heenan B Z L
Jane L Zobel

The undersigned is the owner of Lot ⁸10₉, Block ²2₂, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 4 day of August, 1988.

David Howing
Cathy Howing

The undersigned is the owner of Lot 6, Block 1, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 21 day of August 1988.

Mark R. Romig

Phyllis A. Romig

The undersigned is the owner of Lot 5, Block 2, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 6 day of August, 1988.

Philip Goo

Shonda Goo

The undersigned is the owner of Lot 3, Block 1, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 18 day of August 1988.

C. D. Rutschow

Pearl Rutschow

The undersigned is the owner of Lot 6, Block 3, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 20 day of Aug., 1988.

Ronald B. White

The undersigned is the owner of Lot 4, Block 2, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 6 day of Aug., 1988.

Ronald B. White

The undersigned is the owner of Lot 1, Block 3, Unit No. 2900, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 3 day of August, 1988.

William M. Buzzard

The undersigned is the owner of Lot 8, Block 3, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 4 day of August, 1988.

Richard M. Morgan
Cris Morgan

The undersigned is the owner of Lot 19, Block 2, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 4th day of Aug., 1988.

Mark L. Shepherd
Barbara J. Shepherd

The undersigned is the owner of Lot 24, Block 2, Unit No. 2200, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 3rd day of August 1988.

Charles R. Clayton
Sheila M. Clayton

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The undersigned is the owner of Lot 2, Block 2, Unit No. 2000, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 4 day of August, 1988.

Kenneth A. Hoover

Shirley B. Cox

The undersigned is the owner of Lot 12, Block 2, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 4 day of AUG., 1988.

Shirley J. Walter

Alfred W. Henry

The undersigned is the owner of Lot 1, Block 1, Unit No. 1400, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 3 day of August, 1988.

Philiz Bellefleur Co

Marjorie L. Bellefleur

The undersigned is the owner of Lot 2, Block 3, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 4 day of August, 1988.

Dora Richmond

[Signature]

The undersigned is the owner of Lot 11, Block 1, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon. *Approval for Double Wide Factory Built Home.*

DATED this 4th day of Aug., 1988.

John A. Berry
Shirley A. Berry

The undersigned is the owner of Lot 32, Block —, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 6 day of August, 1988.

Ervin Brinkett

The undersigned is the owner of Lot 19, Block 1, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 8 day of Aug, 1988.

Ernie R. Palmer
Doris J. Palmer

The undersigned is the owner of Lot 24, Block 1, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 5 day of Aug., 1988.

Dick Elliott
Carmen Elliott

The undersigned is the owner of Lot 17, Block 2, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 12 day of Aug., 1988.

Betty Allen

The undersigned is the owner of Lot 23, Block 2, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 13th day of August, 1988.

Donna R. White
Camela M. White

The undersigned is the owner of Lot 6, Block 2, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 13 day of August, 1988.

Ronald J. Grace
Karen J. Grace

The undersigned is the owner of Lot 7, Block 2, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 11 day of August, 1988.

Wayne R. Harlick

NEE

169 - 1629

The undersigned is the owner of Lot 1, Block 2, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 8 day of Aug, 1988.

Anna M. Pearson

17489 Kent Rd - Sisters

The undersigned is the owner of Lot 3, Block 3, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 5th day of August, 1988.

David E. Stone
Lauren Stone

The undersigned is the owner of Lot 4, Block 1, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 1st day of Aug, 1988.

Candy M. Oby

The undersigned is the owner of Lot 10, Block 1, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 8 day of Aug., 1988.

[Signature]

The undersigned is the owner of Lot 17, Block 1, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 5 day of Aug., 1988.

Bonnie Kessel
Box 516 Sisters OR
Clara Kessel

The undersigned is the owner of Lot ~~10~~ ^{E 1/2 6}, Block ~~1~~ ³, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 4 day of Aug., 1988.

Thomas J. Scott
Alan Scott

163 - 1631

The undersigned is the owner of Lot 3, Block 1, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 6 day of Aug, 1988.

Yvonne K. Christopher

The undersigned is the owner of Lot 25, Block 1, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 5 day of August, 1988.

Gary L. Blair

The undersigned is the owner of Lot ~~25~~³, Block ~~1~~¹, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 5 day of Aug, 1988.

Joe Dyer

The undersigned is the owner of Lot W¹/₂ 9, Block 1, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 5 day of August, 1988.

James F. [Signature]
Linda [Signature]

The undersigned is the owner of Lot 7, Block 1, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 5 day of August, 1988.

James H. Gress
Hazel Gress

The undersigned is the owner of Lot _____, Block _____, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 5 day of August, 1988.

Kurt D. Ziegler
Cindy A. Ziegler

The undersigned is the owner of Lot 1, Block 1, Unit No. 1, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 4th day of Aug., 1988.

Melville J. Rur
Dorothy M. Rur

The undersigned is the owner of Lot 7, Block 1, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 8-4 day of Aug, 1988.

John P. Kalkreuth

The undersigned is the owner of Lot 5, Block 1, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 12 day of Aug, 1988.

Gregg A. Rurser
A.R.S.

169 = 1634

The undersigned is the owner of Lot 18, Block 2, Unit No. _____, Forked Horn Estates, Deschutes County, Oregon, and hereby consents to the amendment of Paragraph 5 of the Building and Use Restrictions for Forked Horn Estates, Deschutes County, Oregon.

DATED this 18 day of August, 1988.

x William L. Papad
x Phyllis L. Reiss

Francis & Martin
1199 N.W. Wall Street • Bend, Oregon 97701-1934
(503) 389-5010

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:

88 AUG 31 PM 4:13

MARY SUE PENHOLLOW
COUNTY CLERK

BY: *M. Egan* DEPUTY

NO. 88-19408 FEE 25.00

DESCHUTES COUNTY OFFICIAL RECORDS