DESCHUTES COUNTY OFFICIAL RECORDS NANCY BLANKENSHIP, COUNTY CLERK

2011-10041

03/16/2011 09:56:02 AM

After recording return to: James Wellock 61733 Darla Pl. Bend, Or. 97702

D-CCR Cnt=1 Stn=2 TM \$10.00 \$11.00 \$16.00 \$10.00 \$6.00

SEVENTH AMENDMENT TO THE DECLARATION OF **COVENANTS, CONDITIONS, AND RESTRICTIONS** FOR GARDENSIDE

Recitals

This seventh amendment to the Declaration of Covenants, Conditions, and Restrictions for Gardenside, originally recorded July 28,2005 as Document No. 2005-49003 in the deed records of Deschutes County, Oregon and amended from time to time is made by the Gardenside Homeowners Association, an Oregon nonprofit corporation, (herinafter the "Association") On July 10, 2010 a meeting of the Townhome owners was held to discuss the options regarding landscaping and irrigation matters specific to the Townhome lot owners. By unanimous vote of those in attendance and 75% of all Townhome owners it was agreed to relieve the Association of responsibility for maintenance of Townhome landscaping and irrigation. Townhome owners would assume this responsibility and in return the monthly Townhome assessments would be reduced by removing the charge for landscaping and irrigation.

AMENDMENT

The declaration is hereby amended as follows:

1. Sections 4.5 &4.6 of the Declaration are amended to remove any reference to the Associations responsibility to maintain landscaping and irrigation on Townhome lots and places that obligation on the Townhome lot owner. This amendment does not alter the ability of the Association's Board of Directors to address any negligence on the part of any owner and order corrective action as described in Section 4.6.

PAGE 1. SEVENTH AMENDMENT TO DECLARATION

The undersigned President and Secretary of the Gardenside Home Owners Association hereby certify that the required percentage of owners approved this amendment pursuant to the Declaration and the Oregon Planned Community Act.	
OFFICIAL SEAL	Janua E Wille
APTY L CZEMERYS NOTA W PUBLIC-OREGON CUMMISSION NO. 428213 MY COMMISSION EAPIRES APRIL 20, 2012	President
STATE OF OREGON)	March 16 2011
County of Deschutes) ss.	, 2011
Personally appeared before me the above-named ANKS & Would and who, being duly sworn, did say that He is the President of Gardenside Home Owners Association, and that said instrument was signed in behalf of said corporation by authority of its Board of Directors; and they acknowledge said instrument to be its voluntary act and deed.	
	Motary Public for Oregon
STATE OF OREGON) County of Deschutes) ss.	March 16, 2011
Personally appeared before me the above-named <u>CALIL MILLER</u> and who, being duly sworn, did say that <u>She</u> is the Secretary of Gardenside Home Owners Association, and that said instrument was signed in behalf of said corporation by authority of its Board of Directors; and they acknowledge said instrument to be its voluntary act and deed.	
OFFICIAL SEAL OFFICI	Notary Public for Oregon

PAGE 2. SEVENTH AMENDMENT OF DECLARATION