

ADDENDUM TO DECLARATION, COVENANTS, CONDITIONS,
AND RESTRICTIONS OF GOLDEN BUTTE

This Addendum to the Declaration, Covenants, Conditions, and Restrictions of Golden Butte dated August 8, 1993 and recorded in Book 344, Page 1490, is made this 11th day of October, 1994 by Daniel Altman ("Declarant"). *DA*

WHEREAS, Declarant is the owner of more than 75% of the lots in Golden Butte and as such has the right to amend said Declaration pursuant to Article VI Section 2; and,

WHEREAS, the creation of a private drive has necessitated the addition to the Declaration of provisions for its upkeep by users of that private drive,

NOW, THEREFORE, the Declaration is hereby added to as follows:

ARTICLE VII
Creation and Maintenance of Private Driveway

Section 1. Private Driveway. Declarant has created a private driveway for access to the following lots located in the Golden Butte subdivision: Lots 15, 16, 17, 18, 19, 20, 21, 35, 36, 56, 57, 58, 59 and 60.

The location of such driveway is set forth in attached Exhibit "A", which is made a part hereof by reference. The driveway is 16 to 20 feet in width.

Section 2. Responsibility for Maintenance. Each of the owners of the lots set forth in Section 1 above shall be equally responsible for the maintenance, upkeep, resurfacing, repair and snow removal of the private driveway described above. This obligation shall run with each of the lots set out above.

Section 3. Creation of Association. The owners of the lots set forth in Section 1 shall constitute an association for the purpose of providing funds for the necessary maintenance, upkeep, resurfacing, repair and snow removal of the driveway. Such owners may manage the affairs of the association in such manner as a majority of them may agree upon from time to time.

Section 4. Fund and Assessments. The association members shall establish a fund for the purpose of meeting the owners' obligations under Section 2 above. Each year the association shall establish by majority vote of the lot owners an amount deemed necessary to meet the expected road maintenance, repair, and snow removal expenses for the ensuing year. Each lot owner shall be responsible for his pro rata share of such amount so set by the owners.

MERRILL, O'SULLIVAN, MACRITCHIE, PETERSEN & DIXON

Addendum to
Declaration

ATTORNEYS AT LAW
1070 N.W. BOND
SUITE 303
BEND, OREGON 97701

Page 1
gen/altmanad.mmm

P.P.L.M. After recording return to:

The date of meeting and the manner of collection of such sum shall be set by the lot owners.

Section 5. Declarant as Owner. So long as Declarant is an owner of one or more affected lots he shall be deemed an owner hereunder and shall be responsible for his pro rata share of expenses. At such time as Declarant is no longer the owner of any affected lot, he shall cease to be a member of the association and shall cease to have any financial responsibility for the private driveway.

Section 6. Voting. Each lot shall be entitled to one vote at all meetings of the association. If one person owns more than one lot, he shall have a number of votes equal to the number of lots owned on the date of any meeting.

Section 7. Quorum. Those owners present at any meeting of the association shall constitute a quorum of the membership.

Section 8. Association Structure. The membership may, but need not, establish a board of directors and officers of the association in such manner as may be provided by a majority vote. The members may delegate such duties and responsibilities to the board of directors and officers as they deem appropriate.

Section 9. Termination. If the private driveway becomes a public road or for any other reason the need for its maintenance ceases, the members may vote to terminate the association and this Article VII shall no longer be in effect.

Section 10. Amendment. This Article may be amended only by a vote of 75% of the owners of the affected lots, and other nonaffected Golden Butte lot owners shall have no power to alter or amend this Article.

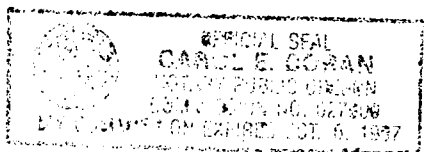
IN WITNESS WHEREOF, the undersigned Declarant has executed this Addendum to the Declaration this 10th day of October, 1994.

Daniel Altman
DANIEL ALTMAN

Oregon
STATE OF ~~CALIFORNIA~~
County of *Deschutes* ss.

On October 11, 1994, personally appeared the above named Daniel Altman and acknowledged the foregoing instrument to be his voluntary act. Before me:

Carol E. Doran
Notary Public for California
My Commission Expires: 10-6-97



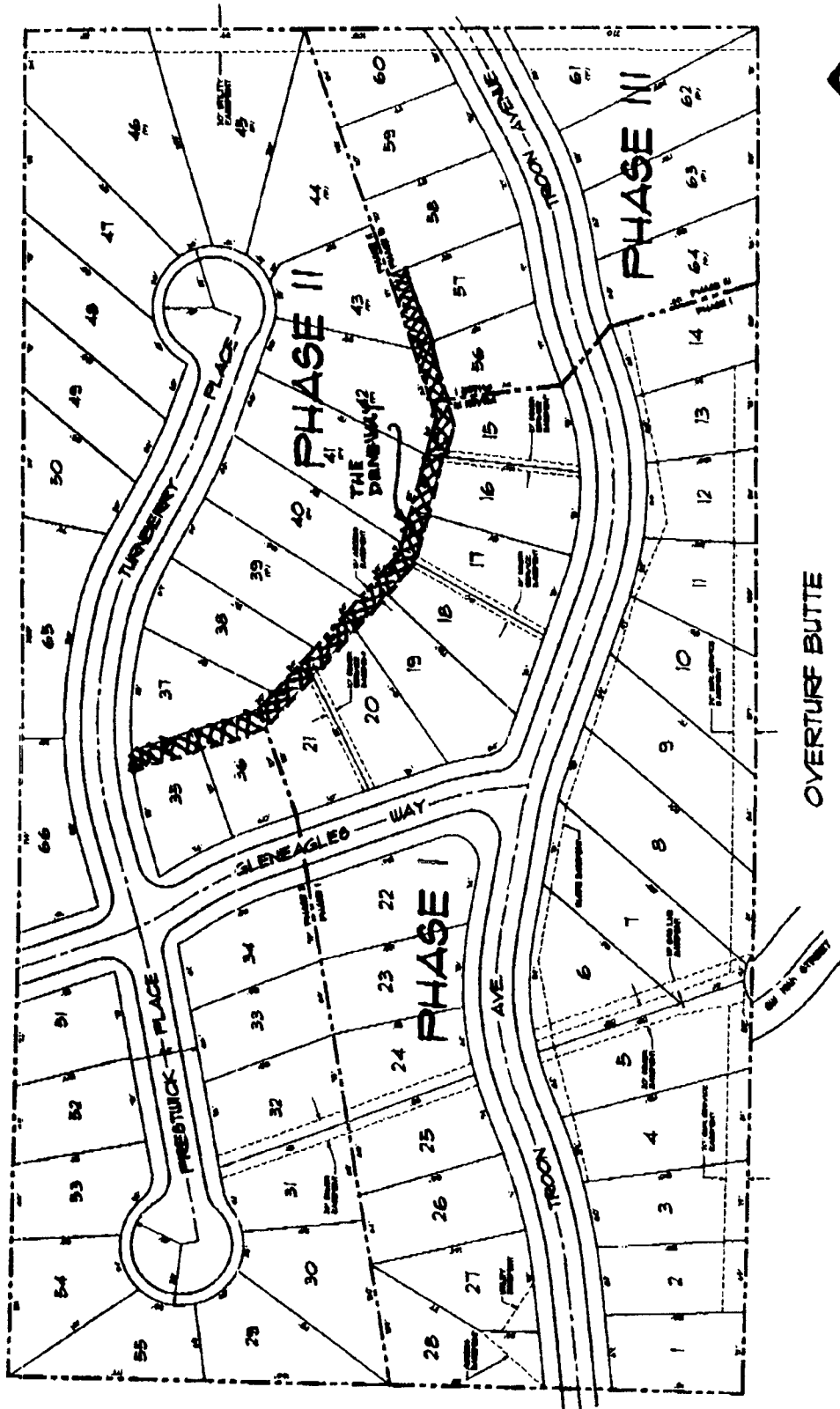
MERRILL, O'SULLIVAN, MACRITCHIE, PETERSEN & DIXON

Addendum to Declaration

ATTORNEYS AT LAW
1070 N.W. BOND
SUITE 303
BEND, OREGON 97701

GOLDEN BUTTE

JULY 1, 1994



OVERTURF BUTTE

David Evans and Associates, Inc. 709 NW Wall St. No. 102, Bend Oregon 97701

355 - 1116

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:

94 OCT 17 PM 3:29

MARY SUE PENHOLLOW
COUNTY CLERK

BY: J. Moore DEPUTY

NO. 94-41540 FEE 20.00
DESCHUTES COUNTY OFFICIAL RECORDS