

131260-JJ
RECORDED BY
WESTERN TITLE & ESCROW CO.

AFTER RECORDING, RETURN TO:
North Pacific and Dana, L.L.C.
P.O. Box 1416
Clackamas, Oregon 97015
Attn: Jeff Dulcich

95-57058

526 - 2968

NOTICE OF ADDITION OF REAL PROPERTY

This Notice of Addition of Real Property (the "Notice") is made this 16th day of December, 1998, by NORTH PACIFIC AND DANA, L.L.C., an Oregon limited liability company ("Developer").

RECITALS

A. Developer previously has executed a Declaration of Protective Covenants, Conditions, Easements and Restrictions for Hawk's Ridge dated December 17, 1997, and recorded under Fee No. 95-46843 in the Official Records of Deschutes County, Oregon (the "Declaration").

B. Section 7.13 of the Declaration provides that Developer, at any time and from time to time, may add all or a portion of any land owned by Developer to the real property which is covered by the Declaration, with the provisions of the Declaration applying to such added land in the same manner as if such land were originally covered by the Declaration.

C. Pursuant to Section 7.13 of the Declaration, Developer hereby desires to add the land described in Section 1 below to the real property which is covered by the Declaration so that the provisions of the Declaration apply to such added land in the same manner as if such land were originally covered by the Declaration, except as set forth otherwise below.

AGREEMENT

NOW THEREFORE, in accordance with the rights granted to Developer under the Declaration, Developer agrees as follows:

1. **Annexation of Additional Property.** The following real property (the "Annexed Property") is hereby added to the property covered by the Declaration and except as set forth in Section 2 below, the Declaration shall apply to such Annexed Property:

Lots 23 through 49, inclusive, Phase II Hawk's Ridge Subdivision in Deschutes County, as shown in the Plat Recorded in the Plat Records in Cabinet E, 127 and 128 of Deschutes County, Oregon.

The Annexed Property shall be sold, transferred, used, conveyed, occupied, mortgaged and otherwise encumbered pursuant to the provisions of the Declaration, as supplemented hereby, the encumbrance of which shall run with the title to the Annexed Property and shall be binding upon all persons having any right, title, or any interest in the Annexed Property, their respective heirs, legal representatives, successors, successors-in-title, and assigns.

2. **Design Guidelines.** Notwithstanding anything to the contrary set forth in Section 17 of the Design Guidelines attached to the Declaration as Exhibit "A" (the "Guidelines") the following other or different covenants, conditions and restrictions shall regulate and control the construction of improvements to be located upon the Annexed Property:

a. **Home Size.** Each dwelling to be constructed on the Annexed Property shall contain at least 1400 square feet of living area, exclusive of any garage, storage or decked areas. "Living area" shall be computed by measuring the area within the exterior face of outside walls.

b. **Exterior Walls and Trims.** For each dwelling constructed upon the Annexed Property, a minimum of 100 square feet of rock, river rock, manufactured rock or slate shall be used on the street front of the house or the street front of the garage.

Except as set forth herein, the Declaration, including the Guidelines attached thereto, remains unchanged and is in full force and effect.

EXECUTED this 16th day of December, 1998.

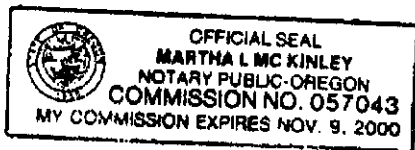
DEVELOPER:

NORTH PACIFIC AND DANA, L.L.C., an Oregon limited liability company

By: *Jeffrey F. Dulcich*
Name: Jeffrey F. Dulcich
Title: ~~Managing Member~~
Project Manager

STATE OF OREGON)
) ss.
County of *Washington*)

This instrument was acknowledged before me this 16th day of December, 1998, by Jeffrey F. Dulcich, Managing Member of North Pacific and Dana, L.L.C., an Oregon limited liability company, on behalf of such limited liability company.



Martha L. McKinley
NOTARY PUBLIC FOR OREGON
My Commission Expires: *11/9/2000*

526 - 2970

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:

98 DEC 17 AM 11:06

MARY SUE PENHOLLOW
COUNTY CLERK

BY: T. Moore DEPUTY
NO. 98-57018 FEE 20.00
DESCHUTES COUNTY OFFICIAL RECORDS