

173945-31

DESCHUTES COUNTY OFFICIAL RECORDS  
NANCY BLANKENSHIP, COUNTY CLERK

2007-22760



\$36.00

04/20/2007 11:56:28 AM

D-CCR Cnt=1 Stn=4 TM  
\$10.00 \$11.00 \$10.00 \$5.00

AFTER RECORDING, RETURN TO:  
Golden Crest Development, Inc.  
477 NE Greenwood, Suite A  
Bend, OR 97701

36

**FIRST AMENDMENT TO SUPPLEMENTAL DECLARATION OF COVENANTS,  
CONDITIONS AND RESTRICTIONS TO EMPIRE CROSSING**

THIS FIRST AMENDMENT TO THE SUPPLEMENTAL DECLARATION OF  
COVENANTS, CONDITIONS AND RESTRICTIONS TO EMPIRE CROSSING ("First  
Supplemental Amendment") is made as of this 18<sup>th</sup> day of April, 2007 by  
Golden Crest Development, Inc. ("Declarant").

**Recitals**

WHEREAS, Declarant is the Declarant under the Supplemental Declaration of  
Covenants, Conditions and Restrictions to Empire Crossing recorded in the Records of  
Deschutes County, Oregon, as Document #2007-05358, ("Supplemental Declaration"),  
recorded January 26, 2007; and

WHEREAS, Declarant has recorded the "Plat of Parkway Village, Phases 1, 2 and  
3" as Document No. 2006-42884 in Deschutes County; and

WHEREAS, the Supplemental Declaration of Covenants, Conditions and  
Restrictions to Empire Crossing were applicable to only Lots 4 through 57 and Lots 59 through  
78 and Declarant wishes to amend said Supplemental Declaration pursuant to the applicable  
provisions.

**NOW, THEREFORE,** Declarant hereby declares as follows:

**AMENDMENTS TO DECLARATION.**

1. Add the following sentences after the next to last sentence of Section 4 in  
the Supplemental Declaration:

"Notwithstanding the provisions of Article 10 of the Declaration and the provisions of  
this Supplemental Declaration, the landscape maintenance assessments for said Lots will  
not commence until the close of escrow transferring title from either Golden Crest  
Development, Inc. ("Declarant") or Woodhill Homes ("Builder"), or their assignees, to  
the first purchaser of each Lot subject to the Supplemental Declaration with a completed  
Living Unit. Said Declarant or Builder shall maintain front yard and street-side yard  
landscaping on Lots prior to the transfer of such title."

RECORDED BY FIRST AMERICAN TITLE  
INSURANCE COMPANY OF OREGON AS AN  
ACCOMMODATION ONLY. NO LIABILITY IS  
ACCEPTED FOR THE CONDITION OF TITLE  
OR FOR THE VALIDITY, SUFFICIENCY, OR  
EFFECT OF THIS DOCUMENT

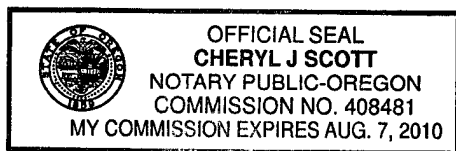
2. All other provisions of Supplemental Declaration and the original Declaration shall remain in full force and effect.

**GOLDEN CREST DEVELOPMENT, INC.,  
AN OREGON CORPORATION**

*William J. Walton, III*  
By: William J. Walton, III  
Title: President

STATE OF OREGON            )  
  )ss.  
County of Deschutes        )

The foregoing instrument was acknowledged before me this 18 day of April, 2007, by William J. Walton, the President of Golden Crest Development, Inc., an Oregon Corporation.



*Cheryl J. Scott*  
Notary Public for Oregon  
My commission expires: 8-7-2010