

AMENDED BUILDING AND USE RESTRICTIONS  
FOR  
WAGON TRAIL NORTH FIRST ADDITION

\* \* \* \* \*

KNOW ALL MEN BY THESE PRESENTS that the undersigned being the owners of 51 percent of the total area of all parcels in the subdivision known as WAGON TRAIL NORTH and WAGON TRAIL NORTH FIRST ADDITION, do hereby declare as follows:

That a period of ten (10) years or more has elapsed since the original restrictive covenants were filed and recorded on 13, February, 1973 in Deed Book 192, page 506 of the Deschutes County Land records.

That the undersigned are the owners of 51% of the total area of WAGON TRAIL NORTH and WAGON TRAIL NORTH FIRST ADDITION located in Deschutes County, Oregon, and described as follows:

WAGON TRAIL NORTH:

*Restrictions indicating a preference limitation or discrimination based on race, color, religion, sex, handicap, familial status, or national origin are hereby deleted to the extent such restrictions violate 42 USC 3604 (c).*

In the Southeast Quarter of the Northeast Quarter of Section Thirty-Five (35), Township Twenty-Two (22) South, Range Nine (9), East of the Willamette Meridian:

Commencing at the East quarter corner of Section 35, Township 22 South, Range 9, EWM; thence North 03° 83' 44" East along the east boundary line of said section 35, 31.74 feet to the initial point and the true point of beginning of this description, which point is also on the northerly right of way of Masten Road, a county road; thence following said right of way along the arc of a 1484.81 foot radius curve to the right 215.12 feet, the chord of which bears North 81° 46' 22" West 214.93 feet; thence North 77° 37' 20" West 106.91 feet; thence along the arc of a 2214.14 foot radius curve to the left 404.37 feet, the long chord of which bears North 82° 51' 15" West 403.80 feet; thence North 88° 05' 10" West 205.95 feet; thence along the arc of a 695.95 foot radius curve to the left 406.09 feet, the long chord of which bears South 75° 11' 52" West 400.36 feet; thence South 58° 28' 53" West 11.29 feet; thence leaving said right of way North 00° 33' 38" East 1281.09 feet; thence North 89° 14' 37" East 1322.59 feet; thence South 00° 38' 44" West 1301.16 feet to the initial point.

## WAGON TRAIL NORTH FIRST ADDITION:

In the East Half of the Southeast Quarter of Section Thirty-five (35), Township Twenty-Two (22) South, Range Nine (9), East of the Willamette Meridian:

Commencing at the Southeast corner of Section 35, Township 22 South, Range 9 EWM, which is the initial point of this subdivision; thence along the South line of said Section 35 which is the township line between Township 22 South and Township 23 South, Range 9 East, South  $89^{\circ} 42' 10''$  West, 1316.46 feet to the Southeast  $1/16$  corner between Section 35 and Section 2; thence leaving said line North  $00^{\circ} 33' 39''$  East, 2636.11 feet along the East  $1/16$  line of said Section 35 to a point on the Southerly right of way of Masten Road; thence along said right of way line North  $58^{\circ} 28' 53''$  East, 48.90 feet; thence along the arc of a 635.95 foot radius curve to the right 371.08 feet, the long chord of which bears North  $75^{\circ} 11' 52''$  East 365.84 feet; thence South  $88^{\circ} 05' 10''$  East, 205.95 feet; thence along the arc of a 2154.14 foot radius curve to the right 393.41 feet, the long chord of which bears South  $82^{\circ} 51' 15''$  East 392.86 feet; thence South  $77^{\circ} 37' 20''$  East, 106.91 feet; thence along the arc of a 1544.80 foot radius curve to the left 227.41 feet, the long chord to which bears South  $81^{\circ} 50' 22''$  East, 227.20 feet to a point on the East line of said Section 35 that said point being South  $00^{\circ} 38' 44''$  East, 28.36 feet from the East quarter corner of said Section 35; thence leaving said right of way line of Masten Road along the East line of said Section 35 South  $00^{\circ} 38' 44''$  East, 2637.43 feet to the southeast corner of said Section 35 which is the initial point of this subdivision.

That whereas, the original restrictive covenants provide for amendment by the owners of 51% of the total area of the subdivision after 10 years;

Whereas, the undersigned are 51% of the owners to the total land area;

Now therefore, the undersigned do hereby change and amend the said restrictive covenants as follows:

Section 12: Which formerly read: "No animals other than domestic household pets or horses shall be kept on any part of said property."

shall be deleted from the restrictive covenants entirely and amended to read as follows:

Section 12: Animals may be kept on any part of said property located in WAGON TRAIL NORTH FIRST ADDITION. In

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the subdivision of WAGON TRAIL NORTH no animals other than domestic household pets or horses shall be kept on any part of the property located in WAGON TRAIL NORTH.

The restrictive covenants of WAGON TRAIL NORTH and WAGON TRAIL NORTH FIRST ADDITION recorded 13, February, 1973 in Deed Book 192, page 506 shall in all other respects remain in full force and effect as originally filed.

DATED this 17 day of MAY, 1983.

<i>[Signature]</i>	<i>[Signature]</i>
<i>[Signature]</i>	<i>[Signature]</i>
<i>[Signature]</i>	<i>[Signature]</i>
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<i>[Signature]</i>	<i>[Signature]</i>
<i>[Signature]</i>	<i>[Signature]</i>

STATE OF OREGON, County of Deschutes: SS: (Tim B. Budd; Frank E. Jadray; William DePiazza; Darley Ruppert; Larry Schmitt; Wallace L. Williams; Mildred L. B. Miller; Margaret Wase; Dennis V. Harvey E. Murphy; Lauretta F. Moore; Barbara A. Lamb; James G. Conner; Gary Verhencour) who being sworn, stated that he is a resident of WAGON TRAIL NORTH/WAGON TRAIL NORTH FIRST ADDITION owning a cumulative total of 71.663 acres of land in said subdivision and who acknowledged the foregoing document to be his/their voluntary act.

*[Signature]*  
NOTARY PUBLIC FOR OREGON  
My commission expires: 11/1/83

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:

1983 MAY 17 PM 1:33

COUNTY CLERK

BY

*Nancy Penhollow*

DEPUTY

NO

83-5518

FEE

13.00

DESCHUTES COUNTY OFFICIAL RECORDS

*Handy build  
50186 Collar Dr  
La Pine, Or 97759*