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DESCHUTES COUNTY OFFICIAL RECORDS
NANCY BLANKENSHIP, COUNTY CLERK

2011-12531



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After Recording Return to:

LANDYE BENNETT BLUMSTEIN LLP
1300 SW Fifth Avenue, Suite 3500
Portland OR 97201
Phone: 503.224.4100

**SUPPLEMENTAL DECLARATION OF
COVENANTS, CONDITIONS, AND RESTRICTIONS FOR
SUMMIT CREST**

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This Supplemental Declaration of Covenants, Conditions, and Restrictions for Summit Crest ("Supplemental Declaration") is made by D. R. Horton, Inc.-Portland, a Delaware corporation ("Declarant") pursuant to rights reserved to Declarant under the original Declaration of Covenants, Conditions, and Restrictions for Summit Crest Phase I recorded in the Deschutes County Deed Records as Document No. 2007-11054 (the "Original Declaration"). The Original Declaration was amended by that certain First Amendment to Declaration of Covenants, Conditions, and Restrictions for Summit Crest recorded in the Deschutes County Deed Records as Document No. 2007-51643, by that certain Second Amendment to Declaration of Covenants, Conditions, and Restrictions for Summit Crest recorded in the Deschutes County Deed Records as Document No. 2008-16066 and by that certain Third Amendment to Declaration of Covenants, Conditions, and Restrictions for Summit Crest recorded in the Deschutes County Deed Records as Document No. 2010-06301. Section 2.2 of the Original Declaration reserved the right for Declarant to annex additional property into Summit Crest, and Declarant now wishes to do so.

NOW, THEREFORE, Declarant hereby supplements the Original Declaration as follows:

1. **Annexation of Additional Property.** Declarant has caused that certain "Record of Survey for 2 Property Line Adjustments" to be prepared and filed in the Deschutes County Plat Records as CS18184, dated September 7, 2010 pursuant to which Declarant has created a parcel of real property identified as Tax Lot 1205 (the "Park Lot"). A copy of the Record of Survey is attached hereto as Exhibit A. Declarant hereby annexes the Park Lot into Summit Crest.

2. **Status of Park Lot.** The Park Lot shall be a part of the Common Area of Summit Crest, and shall be subject to all restrictions and conditions pertaining to the Common Area as provided in the Original Declaration.

3. **No Lots.** The Park Lot is being annexed into Summit Crest as Common Area. No Lots are being annexed to Summit Crest as part of this Supplemental Declaration.

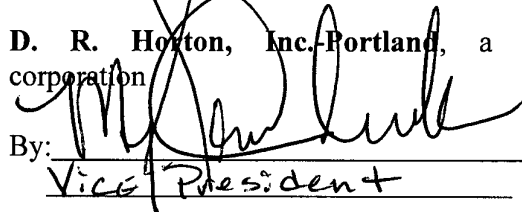
4. **Use; Maintenance.** The Park Lot shall be used as a park and for associated recreational activities by the members of the Summit Crest Homeowners Association, their families and guests. The Board of Directors of Summit Crest Homeowners Association may adopt by resolution rules regarding the use of the Park Lot, a copy of such rules shall be provided

to all Owners. The Summit Crest Homeowners Association shall be responsible for the cost and performance of maintenance, repair, and upkeep of the Park Lot, except for any such maintenance, repair or replacement that may be required due to the act or omission of any Owner, or any guest or invitee of such person, which cost shall thereupon be the sole responsibility of the Owner.

5. **Definitions.** All terms defined in the Original Declaration and used in this Supplemental Declaration shall have the same meaning as provided in the Original Declaration.

IN WITNESS WHEREOF, Declarant has executed this Supplemental Declaration pursuant to the rights reserved to the Declarant in the Original Declaration.

D. R. Horton, Inc.-Portland, a Delaware corporation

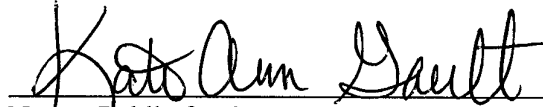
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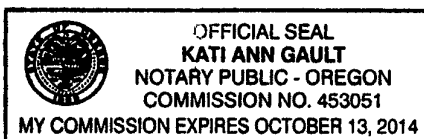
Vice President

STATE OF OREGON)
) ss.
County of Multnomah)

March 30, 2011

Personally appeared before me the above-named M. Scott Clark, who, being duly sworn, did say that he is the Vice President of **D. R. Horton, Inc.-Portland**, and that said instrument was signed in behalf of said corporation by authority of its officers, and acknowledged said instrument to be its voluntary act and deed.


Notary Public for Oregon



CS18184