78422 Vol Man Page 15172 AMENDMENT OF COVENANTS HARBOR ISLES HOMEOWNERS' ASSOCIATION a nonprofit corporation This document amends the covenants, conditions and This accument amenas the covenants, cona restrictions in the three documents listed below: Document 1. Declaration of Protective Covenants, Conditions and Restrictions for Lot 1, Block 1 Harbor Isles, Phase 1, Conditions 1209, recorded 13 December, 1983 in Volume M83 at page 21, Tract Microfilm Records of Klamath County Oregon 10 Declaration of Protective Covenants, Conditions • •••• • •••• Microfilm Records of Klamath County, Oregon. Document 2. Revised Declaration of Protective Covenants, and Lots 1-5, inclusive, of Block 2, Harbor Isles, of Block 1 Tract 1209, Microfilm Records of Klamath County, Oregon 5 10 Document 3. Declaration of Protective Covenants, Conditions and Restrictions for Lots 43-71, inclusive, of Block 1 for First Addition to Harbor isles, Tract 1252, Recorded 6 August, 1986 in Volume M86 at page 13342, Microfilm Records of Klamath County. Addition to Harbor 151es, Tract 1252, Recorded & August, 1960 1 Volume M86 at page 13342, Microfilm Records of Klamath County, The following amendments of Declaration of Protective Covenants, The rollowing amendmenus of Declaration of Frotective Covenants, Conditions and Restrictions for Harbor Isles were adopted by the ARTICLE I First change: SPECIAL COVENANTS Land Use and Building Type: (1) Add the following as a final paragraph in Article I Section (1) of all three documents: "Every owner has the right and easement of enjoyment to the common area which is appurtenant to the title to the lot."

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Second change:

The second paragraph of subsection (5) <u>Condominium Cwners'</u> <u>Association; Assessments of ARTICLE I</u> in document 1 and the second paragraph of subsection (6) <u>Homeowners' Association;</u> <u>Assessments of ARTICLE I</u> in Documents 2 and 3 are amended as follows:

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"Each lot condominium owner, his heirs, successors and assigns, in accepting a deed or contract for any lot in Harbor Isles, covenants and agrees to pay annually the pro rata share of the costs assessed against the lot owner's property by the Association to carry out the purposes specified above. Said assessment shall be paid promptly when due and in the event it is not promptly paid when due shall become a lien upon the property and may be enforced by the Association on behalf of and for the benefit of the other lot owners of Harbor Isles in the same manner as any lien foreclosure. Failure to pay said assessment will not of assessment will be subordinate to the lien of any first mortgage. Mortgagees will not be required to collect assessments".

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Third change:

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Add a new paragraph (6) to Article I of document 1 and a new paragraph (7) to Article I of documents 2 and 3 that reads as

" (7) Common area mortgages. A common area cannot be mortgaged or conveyed without the consent of at least two-thirds of the members (excluding the developer). ingress or egress to any residence is through the common If area, any conveyance or encumbrance of such area is subject to the lot owner's easement".

STATE OF OREGON

County of Klamath SS.

Personally appeared R. A. Kent, who, being duly sworn, stated that he is the President, and R. C. Wendt, who, being duly sworn, stated that he is Secretary, of HARBOR ISLES HOMEOWNERS' and that said instrument was signed in behalf of ASSOCIATION, and that said instrument was signed in behalf of said corporation by authority of its Board of Directors; and they acknowledged said instrument to be its voluntary act and deed.

Kent, President

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Wand

SUBSCRIBED and sworn to before me this 17th day of August And E O Frenchmed D F O F O Frenchmed P. O. By 1009 Hamas Del, 1 Hamas Del, 1

Schraeder Notary Public for Oregon

My Commission expires: 5/25/87

13 00 ec

1987.

STATE OF OREGON: COUNTY OF KLAMATH: SS.

Filed for record at request of . August



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