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ATTORNEY AT LAW
635 MAIN STREET
KLAMATH FALLS, OR 97601

Vol 194 Page 36420

SUPPLEMENTAL DECLARATION FOR STAGE II
RECLASSIFYING NONWITHDRAWABLE VARIABLE PROPERTY IN
SHIELD CREST CONDOMINIUMS

This Supplemental Declaration submits for reclassification the herein described nonwithdrawable variable property which was submitted to the provisions, restrictions, and limitations of the Oregon Condominium Act by the recording of the Condominium Declaration of Shield Crest Condominiums on April 23, 1991 in the records of Klamath County, Oregon in Volume M91 on Pages 7438 to 7451, inclusive.

Shield Crest, Inc. (Declarant) is the fee simple owner as tenant in common of the nonwithdrawable variable property described on Exhibit A and incorporated herein by this reference. Declarant desires to reclassify said nonwithdrawable variable property into units and their associated general and limited common elements of Shield Crest Condominiums in accordance with the Oregon Condominium Act.

Declarant has previously filed the Condominium Declaration and Bylaws of Shield Crest Condominiums which submitted three (3) units and their associated general and limited common elements to the condominium form of ownership and reserved the right to create up to three additional units on the nonwithdrawable variable property. The Declarant, with this Supplemental Declaration, desires to and does hereby reclassify the herein described nonwithdrawable variable property into three (3) additional units, together with their associated general and limited common elements.

1. Reclassification of Nonwithdrawable Variable Property. Declarant has constructed on the Nonwithdrawable Variable Property, described on Exhibit A, a condominium building containing three single family residential units. Said building is denoted as Building No. 3.

2. Description and Designation of Units. Building No. 3 is constructed in the location shown on the Stage II Plat of Tract 1271-Shield Crest Condominiums, Building No. 3, Lot 11, Block 4 of Tract 1257-Resubdivision of a Portion of the First Addition to Shield Crest on file in the office of the Clerk of Klamath County, Oregon.

The building shall contain three dwelling units. The Units will be designated as "Unit A, Unit B, or Unit C, Building 3." The walls, floors, and ceiling define the boundaries of each unit. Each unit includes:

- A. All lath, furring, wallboard, plasterboard, plaster, paneling, tiles, wallpaper, paint, finished

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flooring, and any other materials constituting any part of the finished surfaces thereof.

- B. All spaces, nonbearing interior partitions, windows, window frames, exterior doors, door frames, and all other fixtures and improvements within the boundaries of the unit; and
- C. All outlets of utility service lines, including but not limited to power, light, gas, hot and cold water, heating, refrigeration, air conditioning, and waste disposal within the boundaries of the unit.

Unit A is a single story unit with approximately 2,250 square feet. It includes two bedrooms, two bathrooms, and a double car garage.

Unit B is a single story unit with approximately 2,000 square feet. It includes two bedrooms, two bathrooms, and a double car garage.

Unit C is a single story unit with approximately 2,250 square feet. It includes two bedrooms, two bathrooms, and a double car garage.

All other portions of the building improvements and land are common elements.

The unit owner is solely responsible for the maintenance of the unit, and the Owners' Association is solely responsible for the maintenance of the common elements and Limited Common Elements.

3. Interest in Common Elements. Each of the units in Stages I and II of the Shield Crest Condominiums shall have an equal undivided one-sixth (1/6) interest in the common elements.

4. Limited Common Elements. The court and driveway attached to each unit are designated Limited Common Elements. The use of the court and driveway is limited to the owner and invitees of the owner of the unit to which the court and driveway are attached.

NOW, THEREFORE,

Declarant hereby publishes and declares that, except as herein amended to permit the reclassification of the herein described nonwithdrawable variable property into (3) units and their

associated general and limited common elements, the Condominiums Declaration and Bylaws of Shield Crest Condominiums recorded on April 23, 1991 in the records of Klamath County, Oregon at Volume M 91 on Page 7438 shall remain in full force and effect.

SHIELD CREST, INC., an Oregon Corporation

By: Robert C. Cheyne
Its President

By: Helen J. Cheyne
Its Secretary

The foregoing Supplemental Declaration is approved pursuant to ORS 100.110 this 1st day of November, 1994.

Morella Larsen,
Oregon Real Estate Commissioner

By: Stan T. Mayfield

The foregoing Supplemental Declaration is approved pursuant to ORS 100.110 this 22nd day of November, 1994.

Carolyn Taylor
Assessor of Klamath County, Oregon

The foregoing Supplemental Declaration is approved pursuant to ORS 100.110 this 29th day of November, 1994.

Mark [Signature]
Tax Collector of Klamath County,
Oregon

LEGAL DESCRIPTION

A portion of Tract 1271 - SHIELD CREST CONDOMINIUM BUILDING No. 3, Lot 11, Block 4 of Tract 1257 - Resubdivision of a portion of the First Addition to Shield Crest situated in Section 8, Township 39 South, Range 10 East of the Willamette Meridian, more particularly described as follows:

Beginning at the initial point marked by a 2" x 36" galvanized iron pipe with a 2 inch brass cap from which the initial point of Tract 1257 - Resubdivision of a portion of the First Addition to Shield Crest bears north 76°12'07" east 2078.07 feet; thence south 86°42'10" east 1061.49 feet to the true point of beginning. A 5/8 inch rebar on the westerly right-of-way line of Shield Crest Drive; thence, along said right-of-way line, south 04°58'48" east 218.52 feet; thence, leaving said right-of-way line, south 83°08'57" west 230.41 feet; thence south 66°56'22" west 56.20 feet; thence north 05°31'46" east 262.00 feet; thence along the arc of a 795.60 foot curve concave to the right, the long chord of which bears north 86°49'42" east 172.16 feet; thence south 86°57'37" east 64.42 feet to the true point of beginning in Klamath County, Oregon.

EXHIBIT A

CONSENT

The undersigned owners of Units in Building No. 4 of Tract 1271 - Shield Crest Condominiums, Lot 11, Block 4 of Tract 1257 - Resubdivision of a portion of the First Addition to Shield Crest, Klamath County, Oregon, acknowledge that approximately the westerly 12 feet of Building No. 3 of Stage II of said Tract is located on land designated as common elements on the Plat of Tract 1271 - Shield Crest Condominiums, Building No. 4. The undersigned consent to the filing of the Supplemental Declaration and Stage II Plat of said Condominiums showing said encroachment.

Dated as of the 14th day of November, 1994.

Unit A

Beryl Miller

Unit B

Terry Pickett

Penny Pickett

Unit C

Lowell Kenyon

Duffie Kenyon

CONSENT

The undersigned owners of Units in Building No. 4 of Tract 1271 - Shield Crest Condominiums, Lot 11, Block 4 of Tract 1257 - Resubdivision of a portion of the First Addition to Shield Crest, Klamath County, Oregon, acknowledge that approximately the westerly 12 feet of Building No. 3 of Stage II of said Tract is located on land designated as common elements on the Plat of Tract 1271 - Shield Crest Condominiums, Building No. 4. The undersigned consent to the filing of the Supplemental Declaration and Stage II Plat of said Condominiums showing said encroachment.

Dated as of the 14th day of November, 1994.

Unit A

Beryl A Miller
Beryl Miller

Unit B

Terry Pickett

Penny Pickett

Unit C

Lowell Kenyon

Duffie Kenyon

Post-It Fax Note	7671	Date	11-14-94	# of pages	2
To	Beryl Miller	From	Bill Garong		
Co./Dept.		Co.			
Phone #		Phone #			
Fax #	617/346-6449	Fax #	503/883-1923		

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Wm. M. Garong the 30th day of Nov A.D., 19 94 at 9:13 o'clock A M., and duly recorded in Vol. M94 of Deeds on Page 36420.

FEE \$35.00

Evelyn Biehn County Clerk

By Pauline Mullens