

Edward Smith  
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2021-011999  
Klamath County, Oregon



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08/06/2021 09:33:02 AM

Fee: \$107.00

AFTER RECORDING, RETURN TO:

Karen Smith  
Resort Resources, Inc.  
PO Box 1466  
Bend, OR 97709

**SUPPLEMENT TO AMENDED AND RESTATED DECLARATION OF  
PROTECTIVE COVENANTS, CONDITIONS, RESTRICTIONS  
AND EASEMENTS  
FOR RUNNING Y RANCH RESORT**

**(Consolidation of Lots)**

**THIS SUPPLEMENT TO AMENDED AND RESTATED DECLARATION OF PROTECTIVE COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS FOR RUNNING Y RANCH RESORT (the "Consolidation Declaration")** is dated as of July 2, 2021, by **RUNNING Y RANCH DEVELOPMENT, LLC**, an Oregon limited liability company, successor declarant to CLV PROPERTIES, LLC, an Oregon limited liability company ("**Declarant**"), and by **EDWARD AND RANDI SMITH**, owners of Lots 1074 and 1075 of Running Y Resort Phase 12, 1<sup>ST</sup> Addition, Tract 1426, Klamath County, Oregon (the "**Owner**").

**RECITALS**

A. Declarant is the declarant of the Amended and Restated Declaration of Protective Covenants, Conditions, Restrictions and Easements for Running Y Ranch Resort recorded June 20, 2018 in the Records of Klamath County, Oregon, Document No. 2018-007433 (the "**Declaration**"), as amended by supplemental declarations thereto recorded in the records of Klamath County, Oregon. Lots 1074 and 1075 of Running Y Resort, Phase 12, 1<sup>st</sup> Addition, Tract 1426, Klamath County, Oregon (collectively, the "**Adjoining Lots**") are subject to the terms of the Declaration.

B. Pursuant to Section 3.4 of the Declaration, the owner of adjoining Lots, with the approval of Declarant and the Architectural Review Committee, may elect to consolidate such Lots into one Lot. The Owner of the Adjoining Lots wishes to consolidate the Adjoining Lots into one Lot pursuant to Section 3.4 of the Declaration and as provided in this Consolidation Declaration. Declarant has consented to such consolidation.

C. Except as otherwise provided in this Consolidation Declaration, each of the terms defined in Article 1 of the Declaration shall have the meanings set forth in such Article.

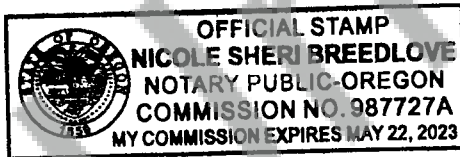
NOW, THEREFORE, in furtherance of such intent, Declarant and Owner hereby declare that the Adjoining Lots shall be consolidated into one Lot for all purposes of the Declaration, including voting rights and assessments, effective as of the 1<sup>st</sup> of July, 2021.

**DECLARANT:**  
**RUNNING Y RANCH DEVELOPMENT, LLC**  
an Oregon limited liability company

By [Signature]  
Name: WILLIAM LYNCH  
Title: MANAGER

STATE OF Oregon )  
 )ss.  
County of Klamath )

The foregoing instrument was acknowledged before me on this 21 day of July, 2021, by William Lynch, the Manager,  
RUNNING Y RANCH DEVELOPMENT, LLC, an Oregon limited liability company.



Nicole S. Breedlove  
Notary Public for the State of Oregon  
My Commission Expires: 5-22-2023

OWNER:  
EDWARD SMITH

Edward Smith

OWNER:  
RANDI SMITH

Randi Smith

STATE OF \_\_\_\_\_ )  
 )ss.  
County of \_\_\_\_\_ )

attached

The foregoing instrument was acknowledged before me on this \_\_\_\_\_ day of \_\_\_\_\_, 2021, by Edward and Randi Smith.

see RF

Notary Public for the State of \_\_\_\_\_  
My Commission Expires: \_\_\_\_\_

CONSENT

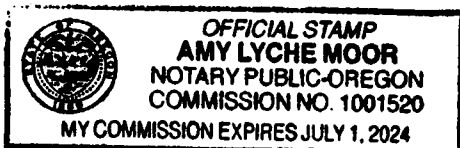
The undersigned member of the Architectural Review Committee of the Running Y Ranch Resort Owners Association (the "**Committee**") hereby confirms the consent of the Committee to the consolidation of the Adjoining Lots into one Lot as provided in Section 3.4 of the Declaration and in this Consolidation Declaration.

**ARCHITECTURAL REVIEW COMMITTEE  
OF THE RUNNING Y RANCH RESORT  
OWNERS ASSOCIATION**, an Oregon nonprofit  
corporation

By [Signature]  
Its MEMBER

STATE OF OREGON )  
 )ss.  
County of Deschutes )

The foregoing instrument was acknowledged before me this 15<sup>th</sup> day of July, 2021, by Jon Barke, Member of the Architectural Review Committee of Running Y Ranch Resort Owners Association, an Oregon nonprofit corporation, on its behalf.



Amy Lyche Moor  
Notary Public for Oregon  
My commission expires: 7-1-24

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California  
County of Sutter

On 08/03/21 before me, L. Furr, Notary Public,  
(here insert name and title of the officer)

personally appeared Edward Smith and Randi Smith,  
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are  
subscribed to the within instrument and acknowledged to me that he/she/they executed the same in  
his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s),  
or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing  
paragraph is true and correct.

WITNESS my hand and official seal.

Signature

