

2023-007757

Klamath County, Oregon



00319582202300077570030035

AFTER RECORDING, RETURN TO:

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

09/06/2023 01:21:57 PM

Fee: \$92.00

**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 August 16, 2023, 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 **KEN GALLOWAY AND LISA GALLOWAY, TRUSTEES, OR THEIR SUCCESSORS IN TRUST UNDER THE GALLOWAY LIVING TRUST DATED OCTOBER 19, 2001**, owner of Lots 797 and 798, Running Y Resort, Phase 10, Tract 1394, Klamath County, Oregon (the "**Owner**").

RECITALS

A. Owner owns Lots 797 and 798, Running Y Resort, Phase 10, Tract 1394, Klamath County, Oregon (collectively, the "**Adjoining Lots**").

B. The Adjoining Lots are subject to 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. All capitalized terms used in this Consolidation Declaration and not otherwise defined herein shall have the meanings given to such terms in Article 1 of the Declaration.

C. Owner has obtained approval of the Board of County Commissioners for Klamath County, Oregon by Final Order No. 2023-018 recorded June 27, 2023 in the Records of Klamath County, Oregon, Document No. 2023-004936 to consolidate the Adjoining Lots into a single legal lot. 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.

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 July 1, 2023.

CONSENT

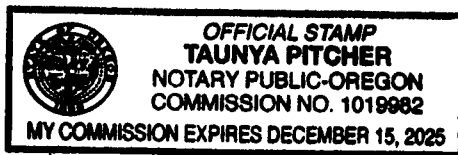
The undersigned member of the Architectural Review Committee of the Running Y Ranch Resort Owners Association (the "**Committee**") hereby confirms the consent of the Committee to the consolidation of the Adjoining Lots into one Lot as provided in Section 3.4 of the Declaration and in this Consolidation 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 24th day of August, 2023,
by Jon Barker, member of the Architectural Review Committee
of Running Y Ranch Resort Owners Association, an Oregon nonprofit corporation, on its behalf.



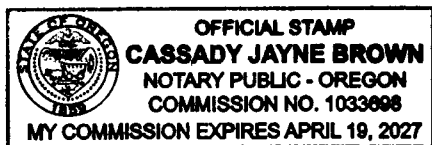
Taunya Pitcher
Notary Public for Oregon
My commission expires: 12/15/25

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

By [Signature]
Name: William Lynch
Title: Declarant

STATE OF OREGON)
)ss.
County of KLAMATH)

The foregoing instrument was acknowledged before me on this 16 day of August, 2023, by William Lynch, the Managing Member, RUNNING Y RANCH DEVELOPMENT, LLC, an Oregon limited liability company.



Cassady Jayne Brown
Notary Public for the State of OREGON
My Commission Expires: 4/19/2027

OWNER:
KEN GALLOWAY AND LISA GALLOWAY, TRUSTEES OR THEIR SUCCESSORS IN TRUST
UNDER THE GALLOWAY LIVING TRUST DATED OCTOBER 19, 2001

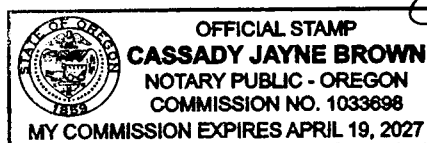
BY:
KEN GALLOWAY, TRUSTEE

[Signature]

STATE OF Oregon)
)ss.
County of Klamath)

LISA GALLOWAY, TRUSTEE

[Signature]



The foregoing instrument was acknowledged before me on this 30 day of August, 2023, by Ken Galloway and Lisa Galloway, Trustees under the Galloway Living Trust dated October 19, 2021.

Cassady Jayne Brown
Notary Public for the State of Oregon
My Commission Expires: 4/19/2027