

2023-007805

Klamath County, Oregon



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09/07/2023 10:47:34 AM

Fee: \$92.00

Returned at Counter

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 August ____, 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 THOMAS R. SCHIESS AND SUSAN M. SCHIESS, TRUSTEES OR THEIR SUCCESSORS IN TRUST, UNDER THE THOMAS AND SUSAN SCHIESS LIVING TRUST, DATED OCTOBER 26, 2018, AND ANY AMENDMENTS THERETO, (the "Owner").

RECITALS

A. Owner owns Lot 2, Running Y Resort, Phase 1, Klamath County, Oregon and Lot 217, Running Y Resort, Phase 3, 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 Planning Department for Klamath County, Oregon to consolidate the Adjoining Lots into a single legal lot and has completed the consolidation by filing Land Partition 8-23 in the Office of the Klamath County Survey on July 21, 2023. 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 21, 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.

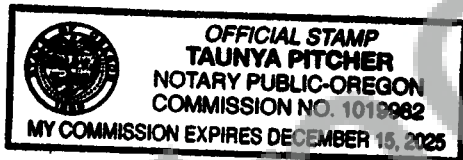
**ARCHITECTURAL REVIEW COMMITTEE OF
THE RUNNING Y RANCH RESORT OWNERS
ASSOCIATION, an Oregon nonprofit corporation**

By *Jon Barker*
Its MEMBER

STATE OF OREGON)

County of Deschutes)ss.

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: 12/15/2025

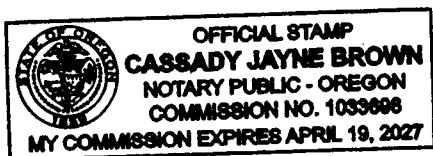
DECLARANT:

RUNNING Y RANCH DEVELOPMENT, LLC
an Oregon limited liability company

By [Signature]
Name: _____
Title: _____

STATE OF OREGON)
County of KLAMATH)ss.

The foregoing instrument was acknowledged before me on this 11th day of August, 2023, by William Lynch, the Managing Member, RUNNING Y RANCH DEVELOPMENT, LLC, an Oregon limited liability company.



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

OWNER:

THOMAS R. SCHIESS AND SUSAN M. SCHIESS, TRUSTEES OR THEIR SUCCESSORS IN TRUST, UNDER THE THOMAS AND SUSAN SCHIESS LIVING TRUST, DATED OCTOBER 26, 2018, AND ANY AMENDMENTS THERETO

BY:

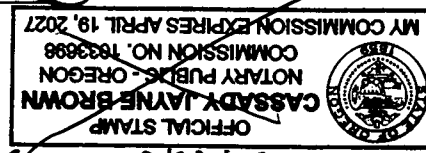
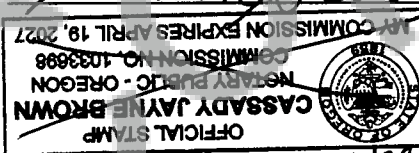
THOMAS R. SCHIESS, TRUSTEE

SUSAN SCHIESS, TRUSTEES

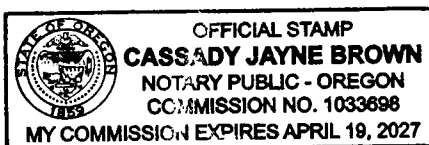
[Signature]

[Signature]

STATE OF oregon)
County of Klamath)ss.



The foregoing instrument was acknowledged before me on this 2nd day of August, 2023, by Thomas R. Schiess and Susan M. Schiess, Trustees or their successors in trust, under the Thomas and Susan Schiess Living Trust, Dated October 26, 2018, and any amendments thereto.



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