AMENDMENT OF DECLARATION

OF

WHEATHEPSTONE

A CONDOMINIUM

The Declaration of Unit Ownership of Wheatherstone, a condominium, hereby is amended as follows:

- A. Section 7.3 of Article VII is amended to read as follows:
- 7.3 Determination of regular assessment. The board of directors shall establish the budget for the Association annually and shall fix the total amount of the regular annual assessment. Such total annual assessment shall be allocated among the units as provided in Section 7.5 below. One-quarter of each unit's annual assessment shall be assessed and paid in advance on or before the fifteenth day of the first month of each calendar quarter (i.e. January 15, April 15, July 15 and October 15) for that quarter.
- B. Section 7.5 of Article VII is amended to read as follows:
- Division of assessments, uniformity. The units are of three design categories, having like square footage in each design category. Category A units have the least square footage and consist of units numbered 1 through 27 as set forth in pages 27 through 32 of the recorded Declaration (i.e. street numbers 2 through 42 and 80 through 90). Category B units are the next larger in square footage and consist of units numbered 28 and 29 on pages 27 and 29 of the recorded Declaration (i.e. street numbers 92 and 94). Category C units have the most square footage and consist of units numbered 30 through 38 on pages 27, 29 and 30 of the recorded Declaration (i.e. street numbers 60 through 76). The units within each category shall be assessed uniformly. In determining the assessments the board of directors shall divide the expenses, including reserves, for which assessments are being made into two groups, one group being those variable expenses which vary

between the units because of size and value, such as (but not limited to) exterior painting and insurance, and the other group being those uniform expenses which benefit all units substantially equally, such as (but not limited to) landscaping and street maintenance. The board then shall allocate the variable expenses to the units on the basis of unit square footage and shall allocate the uniform expenses to all units equally. Toward the end of each year, the board shall determine such allocation and assessment for the ensuing year, and inform the unit owners thereof in writing on or before December 1. Unless a meeting of owners approve such budget, assessment and allocation is requested within the time and in the manner provided in Section 7.6, the budget, assessment and allocation shall go into effect. In the case of a special assessment, the board of directors shall determine whether such special assessment benefits the units of each category on a uniform or variable basis, or on a partly uniform and partly variable basis and shall assess the units accordingly.

- C. Section 7.6 of Article VII is amended to read as follows:
- Voting and notices for approval of 7.6 regular assessments and special assessments. If on or before December 10 of any year, or such later date set by the board of directors, the chairman or the secretary of the board of directors shall receive a written request or requests from the owners of six units that approval of the budget, total annual assessment, or allocation thereof be put to a vote of the membership, the chairman shall call a meeting of the members within 40 days thereafter to vote on whether or not to approve such budget, total assessment and Any special assessment and the allocation must allocation. have the approval of the owners at a meeting called for such The affirmative vote of the owners of two-thirds of the units present in person or by proxy and who vote shall be sufficient to approve either an annual budget, total regular assessment and its allocation or a special assessment and its allocation. Notice of any such meeting If at such meeting an shall state the purpose thereof. annual budget, total annual assessment or allocation is not approved, the assessments for the year preceding that for which approval is not given shall continue until an annual budget, total annual assessment and allocation is approved. In the event of such disapproval, the board shall resubmit a new budget, total assessment and allocation with the same right in the owners of six units by written request within 10 days of its submission to require owner approval as applies to the original budget.

D. Artice XVI is amended to read as follows:

ARTICLE XVI

Reserves and Over-assessments

The board of directors in its discretion may establish such reserves as good business judgment warrants for the improvement, repair or ther needed expenditures of maintenance of the Association and the general common elements. To fund such reserves, the board of directors may include additions to such reserve fund as a common expense in any assessment made against the owners.

- E. Section 17.4 of Article XVII is amended to read as follows:
- 17.4 Amendment. This Declaration may be amended as provided in ORS 91.521 and the sections therein referred to. The approval by 75 percent of the unit owners shall be evidenced by written ballots containing the text of the amendment and marked in favor of the amendment by the required 75 percent of the unit owners.

IN WITNESS WHEREOF, the following unit owners who are more than 75 percent of the unt owners of Wheatherstone subscribe this Amendment on the dates shown below.

UNIT	
NO.	UNIT OWNER
74	Signature
	Name Printed
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	Name Printed
	Signature
	Name Printed
	Signature
	Name Printed
	Signature
	Name Printed
	Signature
	Name Printed
•	

February 14, 1979.

Personally appeared the individuals whose signatures and printed names appear above and each acknowledged that he or she executed the foregoing Amendment of Declaration as his or her voluntary act and deed. Before me:

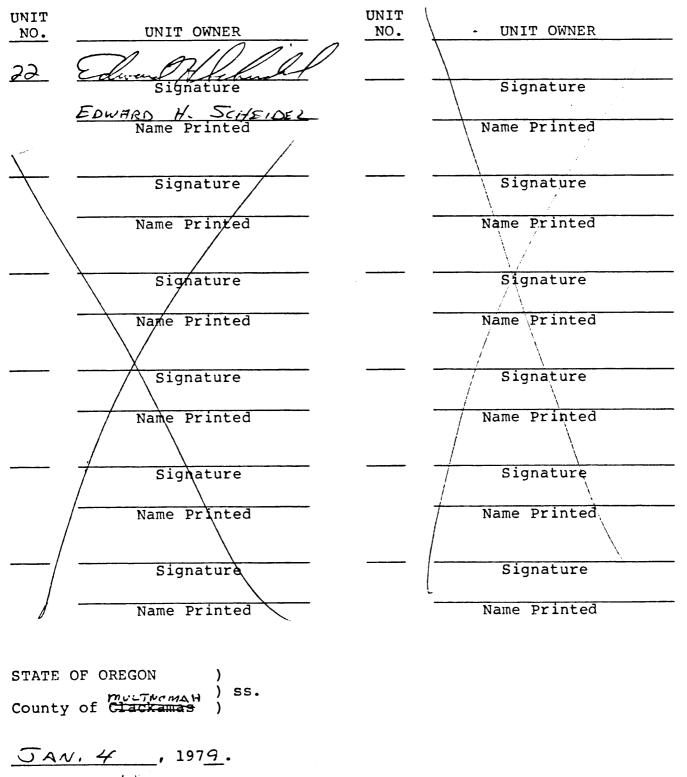
NOTARY PUBLIC FOR OREGON My Commission Expires: 5/14/81

UNIT		UNIT	
NO.	UNIT OWNER	NO.	UNIT OWNER
E4	Kristine H Keil Signature	<u> </u>	Signature
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	Name Printed		Name Printed
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70			Signature
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ርጥ አጥሮ	OF OREGON)	•	
) ss.		
Count	y of Clackamas)		

February 14, 1979.

Personally appeared the individuals whose signatures and printed names appear above and each acknowledged that he or she executed the foregoing Amendment of Declaration as his or her voluntary act and deed. Before me:

NOTARY PUBLIC FOR OREGON My Commission Expires:



printed names appear above and each acknowledged that he or she executed the foregoing Amendment of Declaration as his or her voluntary act and deed. Before me:

NOTARY PUBLIC FOR OREGON

My Commission Expires: <-- 5

NO.	UNIT OWNER	NO.	- UNIT OWNER
<u>/8</u>	Anna Nagel Signature ANNA NAGEL Name Printed		Signature
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	Signature		Signature
	Name Printed		Name Printed
	Signature		Signature
	Name Printed		Name Printed
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	OF OREGON)) ss. of Clackamas)		
Jar	nuary 5 , 197 <u>9</u> .		

Mayous Tatter NOTARY PUBLIC FOR OREGON

My Commission Expires: July 31, 1980

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NO.	UNIT OWNER	NO.	- UNIT OWNER
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	George S. Dertinger Name Printed		Name Printed
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	OF OREGON)) ss. of Clackamas)		

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personally appeared the individuals whose signatures and printed names appear above and each acknowledged that he or she executed the foregoing Amendment of Declaration as his or her voluntary act and deed. Before me: volunce

NOTARY PUBLIC FOR OREGON
My Commission Expires: 6-12-22

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	Signature		Signature
	MARGARET Custer FORD Name Printed		Name Printed
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STATE	OF OREGON)		
_) ss.		
County	of Clackamas)		
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voluntary act and deed. Before me:

Jan. 7, 1979.

NOTARY PUBLIC FOR OREGON My Commission Expires: 6-18-82

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0	Signature		Signature
	ROBERT B. M. GREW		
	Name Printed		Name Printed
86	Dor Deug Mc lrow		
	Signature		Signature
	Hobert	,	Name Printed
	J. DARIENE WEGRE	<u>(</u>)	Name Printed
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	Signature		Signature
	Signature		525
	Name Printed		Name Printed
STATE	OF OREGON) ss.		
Count	y of Clackamas)		
-	4 × 1979.		

printed names appear above and each acknowledged that he or she executed the foregoing Amendment of Declaration as his or her voluntary act and deed. Before me:

NOTARY PUBLIC FOR OREGON
My Commission Expires: 6-18-82

UNIT NO.	UNIT OWNER	UNIT NO.	UNIT OWNER
40	Signature Sakin		Signature
	Name Printed Refer C. M. R. V Signature		Name Printed
	Signature Fig. 17 Kerry	*****	Signature
	Robert C, Raker Name Printed	····	Name Printed
	Signature		Name Printed
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	Signature		Signature
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	Name Printed OF OREGON) ss. of Clackamas)		Name Printed

NOTARY PUBLIC FOR OREGON
My Commission expires: 6-18-82

UNIT NO.	UNIT OWNER	UNIT NO.	UNIT OWNER
38	Red Political Signature		Signature
	Richard P. Heskiss Name Printed	-	Name Printed
	Signature		Signature
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,	Name Printed		Name Printed
	Signature ;		Signature
	Name Printed		Name Printed
	Signature		Signature
	OF OREGON)		Name Printed
Count	y of Clackamas)		

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NOTARY PUBLIC FOR OREGON
My Commission expires: 6-8-22

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NO.	UNIT OWNER	NO.	UNIT OWNER
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<u>36</u>	Signature Signature Name Printed		Name Printed
	Signature		Signature
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	Signature :		Signature
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	Signature		Signature
	Name Printed OF OREGON) ss. y of Clackamas)		Name Printed
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NOTARY PUBLIC FOR OREGON
My Commission expires:6-18-82

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	Name Printed		Name Printed
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	Signature		Signature
	Doris H. FERRY		
	Name Printed		Name Printed
	/	***************************************	
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NOTARY PUBLIC FOR OREGON
My Commission expires: 6-18-82

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	O William almert Signature	<u>30</u>	Signature Signature
	C. WILLIAM LEHWERT Name Printed		Shirley L. LEHNFOT Name Printed
	Signature		Signature
	Name Printed		Name Printed
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	of OREGON) ss. y of Clackamas)		

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Declaration a	as his or her
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NOTARY PUBLIC FOR OREGON
My Commission expires: 6-18-72

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	10	Dorothy M. Stucky Signature	10	Ted al Steecher Signature
		DOROTHY M. Stucky Name Printed		Ted D. Stucky Name Printed
		Signature		Signature
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	volu	ntary act and deed. Before me:	2001414	

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NOTARY PUBLIC FOR OREGON
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STATE OF OREGON)	
County of Clackamas)	

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NOTARY PUBLIC FOR OREGON
My Commission expires: 6-18-82

UNIT		UNIT	
NO.	UNIT OWNER	NO.	- UNIT OWNER
28	Carlace Hugtan Signature		Signature
, 🎉	Name Printed		Name Printed
10	Signature Signature		Signature
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	OF OREGON)) ss.		
County	of Clackamas)		
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NOTARY PUBLIC FOR OREGONO!

My Commission Expires: -8-

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	Signature		Signature
	Ronald F Lincoln Name Printed		Name Printed
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14	Jonn Sinces		Signature
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	Name Printed		Name Printed

STATE OF OREGON) ss. County of Clackamas)

February 18, 1979.

printed names appear above and each acknowledged that he or she executed the foregoing Amendment of Declaration as his or her voluntary act and deed. Before me:

NOTARY PUBLIC FOR OREGON
My Commission Expires: 6-18-82

UNIT		UNIT	
NO.	UNIT OWNER	NO.	UNIT OWNER
<u>34</u>	Mirai M Gualle Signature		Signature
	Signature		bignacare
3 <u>4</u>	MINUA EVALLE Name Printed		Name Printed
34	Signature		
34_	•		Signature
94	Name Printed		Name Printed
	Signature		Name Printed
	Name Printed		Name Printed
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	Name Printed		Name Printed
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execu	ated the foregoing Amendment of the stary act and deed. Before me	f Declara	tion as his or her

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NOTARY PUBLIC FOR OREGON
My Commission expires: 6-18-82

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	Signature		Signature
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Count	y of Clackamas)		
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and p	rinted names appear above and	each ack	nowledged that he or she
execu	ited the foregoing Amendment of	E Declara	tion as his or her

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voluntary act and deed. Before me:

NOTARY PUBLIC FOR OREGON
My Commission expires: 2-/8-82

UNIT NO.	· UNIT OWNER
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•	Signature
•	Name Printed
 -	Signature
	Name Printed
	Signature
	Name Printed
-	Signature
	Name Printed
	Signature
	Name Printed
	Signature
	Name Printed
	UNIT NO.

venber 28, 1978.

Personally appeared the individuals whose signatures and printed names appears above and each acknowledged that he executed the foregoing Amendment of Declaration as this set her voluntary act and deed. Before me:

NOTARY PUBLIC FOR OREGON
My Commission Expires: Ju

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UNIT OWNER	NO.	• UNIT OWNER
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Arthur O. Comings Name Printed	47	Signature
Athur A Compas		
Name Printed		Name Printed
Margaret Comings		
Signature		Signature
MARGARET Comings Name Printed		
Name Printed		Name Printed
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OF OREGON)		
OF OREGON)) ss. of Clackamas)		

January 3 , 1979.

Personally appeared the individuals whose signatures and printed names appear above and each acknowledged that he or she executed the foregoing Amendment of Declaration as his or her voluntary act and deed. Before me:

NOTARY PUBLIC FOR OREGON

My Commission Expires: 3.13.81

UNIT		UNIT	
NO.	UNIT OWNER	NO.	- UNIT OWNER
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	Signature O DOOCK LATTER		Signature
	SUZANUE W. BRICKMHER Name Printed		Name Printed
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	OF OREGON) Multnomak) ss. of Ckarkenkasx)		
Janua	ary 4 , 197 <u>9</u> .		
execut volunt	Personally appeared the d names appear above and each ed the foregoing Amendment cary act and deed. Before me	h acknowle f Declarat	edged that he or she

NOTARY PUBLIC FOR OREGON
My Commission Expires: 6-24-81

STATE OF OREGON)) ss.
County of Clackamas)

I, Malcolm G. Putnam, and I, Elsie J. Clark, hereby certify that we are, respectively, the chairman and the secretary of Wheatherstone Property Owners Association and that the foregoing Amendment to Declaration of Wheatherstone, a condominium, was executed and acknowledged by more than 75% of the unit owners of such condominium, as required by the Declaration with respect to the amendment thereof.

Dated this April 19, 1979.

blown V. Oumanne President

Elsie J. Clark Secretary

APPROVAL OF REAL ESTATE COMMISSIONER

Pursuant to ORS 91.521(2), the foregoing amendment to Declaration of Wheatherstone, a condominium, hereby is approved.

Oregon Real Estate Commissioner

By Exchance Hann

AFTER RECORDING

PETER M. GUNNAR
ATTORNEY AT LAW

MCLAUGHLIN, GUNNAR & WOODS BUITE 1440 200 MARKET BUILDING PORTLAND, OREGON 97201

TELEPHONE 503 224-5525

ATTACHMENTS SHOWING

ESTIMATED ANNUAL EXPENSE

AND

DETERMINATION OF ASSESSMENTS

FOR EACH UNIT

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(

AN ESTIMATE OF EXPENDITURES OVER THE NEXT FIVE YEARS.

Please (These are based on current expenditures and are escalated at a rate of 10% per year unless other information is available to indicate something other than that. Please

											-	-						
·															(-20,574 for 5 yrs)			(-7,534 for 5 yrs)
hat. Please stablishing		1982	\$18,240		10,980	7,321	2,928	6,500	841	609	999	346	50	\$30,591	-12,351			- 9,091
g other than t te to aid in e	-	1981	\$18,240		9,982	4	.	8		999	509 .	300	50	\$21,951	-3,711			- 451
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ormation is ave a five year bu ssment.)		1978	\$18,240		7,500	4,500	2,000	5,400	575	450	440		25	\$20,990	-2,750			-2,750 (No change in 1978)
unless other information is available to indicate something other than that. Please note this is not a five year budget, but is only an estimate to aid in establishing the rate of assessment.)			Income @ Present \$40/Month/Unit	EXPENSES:	Insurance	Landscaping	Maintenance	Painting	Window Cleaning	Utilities	Long-Term Maintenance Reserve	Insurance claim keserve*	Office supplies Miscellaneous	TOTAL EXPENSES	NET POSITION		Effect of raising annual	assessment to \$21,500 starting 1/1/79.

- -

*We have a \$1,000 deductible policy.

VARIABLE EXPENSES (Annual expenses that are normally expected to vary with the size of the dwelling. Dollars based on the current budget.)

Insurance	\$7, 500		
Maintenance (2/3 of all Maint.)	1,340		
Painting (1/8 of cost of painting	all units) 2,068*		
Window Cleaning	575		
Reserves			
Maintenance	440		
Insurance	500		
		\$12,428	(68%)

^{*}Current painting costs about 22¢/sq. ft. Total cost of painting all 38 units once every 8 years: approximately \$16,544.

EQUAL EXPENSES (Annual expenses that normally are expected not to vary with dwelling size.)

		
Landscaping	\$4,500	
Utilities	450	
Maintenance (1/3)	6 60	
Office Supplies	100	
Miscellaneous	2 5	
		\$ 5,735 (32%)
TOTAL EXPENSES		\$18.158

SQUARE FOOTAGE

Big Units	=	9@aj	prox.	. 27	00 sq.	ft.	Total	są.	ft.	=	24,300
Medium Units	=	2 @	2500	sq.	ft.		Total	sq.	ft.	=	5,000
Small Units	=	27 @	1700	sq.	ft.		Total	sq.	ft.	=	45,900
		*					TOTAL	SQ.	FT.		75,200

DISTRIBUTION OF ANNUAL EXPENSES:

Variable Expenses =
$$\frac{$12,423}{75,200}$$
 Square Feet = \$.1652 per Square Foot

Equal Expenses =
$$\frac{$5,735}{38 \text{ Units}}$$
 = \$150.92 per Unit

ALLOCATION OF EXPENSES:

	Variable Costs (\$.1652 per Sq. Ft.)	Equal Costs (\$150.92 per Unit)	Total Costs	Percent
Big Units Medium Units Small Units	\$ 4,014 826 	\$ 1,358 302 4,075	\$ 5,372 1,128 11,658	29.6 6.2 64.2
	\$12,423	\$ 5,738	\$18,158	100.0%

QUARTERLY ASSESSMENT BY UNIT SIZE:

Required Annual Assessment - \$21,500

Therefore:

			Quarterly			
			Per Unit	All Units		
Big Units	(\$21,500 x .296 ÷ 4 ÷ 9)	=	\$177	\$1,593		
Med. Units	(\$21,500 x .062 ÷ 4 ÷ 2)	=	167 🗸	334 /		
Small Units	(\$21,500 x .642 ÷ 4 ÷ 27)	=	128	3,456		
	Total Quarterly			\$5,383		
	TOTAL ANNUAL			\$21,532		