

After Recording Return to:
Ryan W. Collier, Esq.
880 Liberty Street NE
Salem, Oregon 97301

Reel
2738

Page
96

**FIRST AMENDMENT TO THE
AMENDED COVENANTS, CONDITIONS AND RESTRICTIONS
FOR
WEBB LAKE**

THIS AMENDMENT TO THE AMENDED DECLARATION OF BUILDING AND USE RESTRICTIONS AND ARCHITECTURAL CONTROL, made this 28th day of Aug., 2006, by the Webb Lake Homeowners Association.

WHEREAS, Grantors comprise the owners of the property within Webb Lake, as the same appears in the Plat recorded in Book 2469 Page 351 of Plat records of Marion County, Oregon. Grantors recorded the Covenants, Conditions and Restrictions (CC&R's) in Reel 2474 Page 392 of the Plat records of Marion County, Oregon and declared of public record their intention to create certain protective CC&R's in order to effectuate a general scheme of development creating benefits and obligations for the owners of said property; Grantors recorded Amended CC&R in Reel 2634 Page 434; and

WHEREAS, Upon motion duly made by a majority of the Board of Directors of the Webb Lake Homeowners Association, this First Amendment to the Amended CC&R was put before a vote of the membership of the Webb Lake Home Owners Association after proper notice of the meeting and a copy of the amendment was delivered to all members; and

WHEREAS, More than 75% of the voting membership of the Webb Lake Homeowners Association voted in favor of adopting the below First Amendment

NOW, THEREFORE, Grantors hereby declare that all of the properties described shall be held, sold and conveyed subject to this First Amendment and the Amended Covenants, Condition, Easements and Restrictions which are for the purpose of protecting the value and desirability of the real property which shall run with the land and shall inure to the benefit of each owner thereof. This First Amendment and the previously recorded CC&Rs shall be binding on all parties having any right, title or interest in the described properties or any parts thereof, their heirs, successors and assigns.

AMENDMENT.

Section 14, NOTICE OF ADJACENT LAND USE AND WAIVER OF REMONSTRANCE, of the Amended Covenants, Conditions and Restrictions for Webb Lake is replaced with the following language:

**FIRST AMENDMENT TO THE AMENDED DECLARATION OF COVENANTS
CONDITIONS AND RESTRICTION FOR WEBB LAKE**

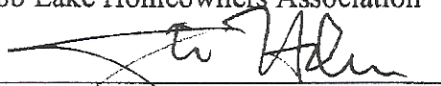
Section 14 NOTICE OF ADJACENT LAND USE AND WAIVER OF REMONSTRANCE

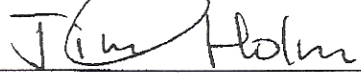
The parcel adjacent to Webb Lake Phase One, to the east, is the site of a food processing facility. The food processing facility, at times, produces noise, light, and smells associated with the food processing operation and during certain times of the year may operate 24 hours a day. Declarant for each Lot and Living Unit owned by it within the Webb Lake Subdivision hereby covenants, and each Owner of any Building Site or Living Unit by acceptance of the deed therefore, whether or not it shall be so expressed in any such deed or other conveyance, shall be deemed to acknowledge and accept the food processing operation and any impacts from the operation. Declarant for each Lot and Living Unit owned by it within the Webb Lake Subdivision hereby covenants, and each Owner of any Building Site or Living Unit by acceptance of the deed therefore, whether or not it shall be so expressed in any such deed or other conveyance, shall be deemed to agree not to institute any court action, challenge or otherwise remonstrate against the existing operation and any expansion of said operation or against the owner or operator of the existing operation and any expansion of said existing operation.

ADOPTION.

The undersigned being the President and Secretary of the Webb Lake Homeowner's Association certify that the foregoing First Amendment to the Amended Declaration of Covenants, Conditions and Restrictions for Webb Lake were regularly adopted in accordance with the provisions of the Declaration, and with ORS 94.590.

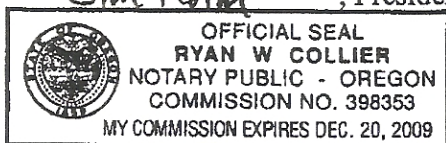
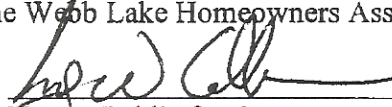
Webb Lake Homeowners Association


 President

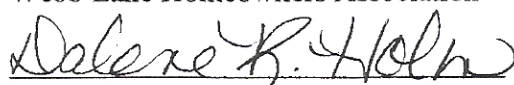

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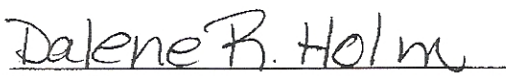
STATE OF OREGON) COUNTY OF MARION) ss:

The foregoing instrument was acknowledged before me this 28 day of Aug, 2006, by Jim Holm, President of the Webb Lake Homeowners Association on its behalf.



 Notary Public for Oregon
My Commission Expires: 12/20/09

Webb Lake Homeowners Association


 Secretary


 Printed Name

**FIRST AMENDMENT TO THE AMENDED DECLARATION OF COVENANTS
 CONDITIONS AND RESTRICTION FOR WEBB LAKE**

STATE OF OREGON) COUNTY OF MARION) ss:

The foregoing instrument was acknowledged before me this 28 day of Aug, 2006, by
Dalee Helms, President of the Webb Lake Homeowners Association on its behalf.



[Signature]
Notary Public for Oregon

My Commission Expires: 12/20/09

**FIRST AMENDMENT TO THE AMENDED DECLARATION OF COVENANTS
CONDITIONS AND RESTRICTION FOR WEBB LAKE**

REEL:2738

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November 22, 2006, 02:38 pm.

CONTROL #: 182716

State of Oregon
County of Marion

I hereby certify that the attached
instrument was received and duly
recorded by me in Marion County
records:

FEE: \$ 36.00

BILL BURGESS
COUNTY CLERK

THIS IS NOT AN INVOICE.

I hereby certify that this instrument consisting of
4 pages to be a true full and correct
copy of the document now on record in
my office.

Bill Burgess, Marion County Clerk

By Tam Holm Deputy

Dated: 10/18/07