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After Recording, Return To:

Deschutes River Ranch Group, LLC  
20210 Swalley Road  
Bend, Oregon 97703

**AMENDMENT NO. 9 TO DECLARATION OF EASEMENT**

THIS AMENDMENT NO. 9 TO DECLARATION OF EASEMENT (this "Amendment") is made as of this 10<sup>th</sup> day of February 2020, by DESCHUTES RIVER RANCH GROUP LLC, an Oregon limited liability company ("Developer").

Recitals:

A. Whereas Developer previously was a party to that certain Declaration of Easement recorded March 11, 2003 in the real property records of Deschutes County at Volume 2003, Page 16203, re-recorded on December 11, 2003 at Volume 2003, Page 84347, re-recorded on October 27, 2004 at Volume 2004, Page 64464, re-recorded on December 2, 2004 at Volume 2004, Page 71960, and amended pursuant to that certain Amendment No. 1 to Declaration of Easement, recorded December 11, 2003 by instrument #2003-84349, that certain Amendment No. 2 to Declaration of Easement, recorded December 3, 2004 by instrument #2004-72406, that certain Amendment No. 3 to Declaration of Easement, recorded December 9, 2004 by instrument #73493, that certain Amendment No. 4 to Declaration of Easement, recorded August 19, 2005 by instrument #2005-54968, that certain Amendment No. 5 to Declaration of Easement, recorded May 11, 2017 by instrument #2017-18038, that certain Amendment No. 6 to Declaration of Easement, recorded May 11, 2017 by instrument #2017-18061, that certain Amendment No. 7 to Declaration of Easement, recorded September 12, 2017 by instrument #2017-036394, that certain Amendment No. 8 to Declaration of Easement, recorded September 12, 2017 by instrument #2017-036395, and that certain Amendment No. 9 to Declaration of Easement, recorded February 10<sup>th</sup>, 2020 in Volume 2020, Page 18038 (as amended from time to time, the "Declaration of Easement").

B. Whereas such Declaration of Easement granted Developer the unilateral right, among other rights, to amend the Declaration of Easement one or more times to remove a parcel of real property from the Upland Wildlife Easement Area (as that term is defined in the Declaration of Easement).

C. Whereas Developer now desires to exercise such right to remove a parcel from the Upland Wildlife Easement Area, on the terms and conditions contained herein.

Agreement:

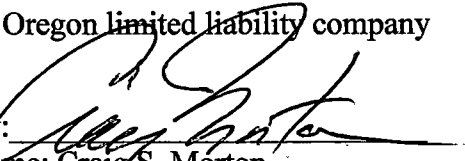
NOW, THEREFORE, Grantor hereby declares as follows:

1. Recitals. The Recitals are hereby incorporated as if set forth fully herein.
2. Capitalized Terms. Capitalized Terms used herein without definition shall have the meaning given them in the Declaration of Easement.
3. Amendment. The Declaration of Easement is hereby amended as follows:
  - 3.1 Exhibit B. Exhibit B to the Declaration of Easement is hereby modified to remove that certain real property described on attached **Schedule 1** from the Upland Wildlife Easement Area. The real property described in attached Schedule 1 shall hereinafter no longer be subject to the Upland Wildlife Easement or any of the terms of the Declaration of Easement, including, without limitation, the restriction on view-blocking improvements and the use limitation.
4. Size of Removed Property. The real property being removed from the Upland Wildlife Easement Area one (1) parcel and totals approximately 3.34 +/- acres.
5. Effect of Amendment. Except to the extent expressly set forth in this Amendment, the Declaration of Easement remains unmodified and in full force and effect.

IN WITNESS WHEREOF, Developer has executed this Amendment No. 9 to Declaration of Easement as of the date first written above.


“Developer”:

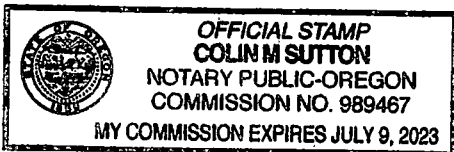
DESCHUTES RIVER RANCH GROUP, LLC,  
an Oregon limited liability company

By:   
Name: Craig S. Morton  
Title: DRRG, LLC Managing Member

STATE OF OREGON }  
  }  
COUNTY OF Deschutes }

The foregoing instrument was acknowledged before me the 10<sup>th</sup> day of February 2020, by Craig S. Morton, Managing Member of Deschutes River Ranch Group LLC, an Oregon limited liability company, on behalf of the company.

  
Notary Public, State of Oregon  
My Commission Expires: 07/09/2023



**SCHEDULE 1**

**DESCHUTES RIVER RANCH  
ESTATE LOT 9 - REVISED  
DESCRIPTION  
February 17, 2006**

A tract of land in the southwest one-quarter of Section 16, Township 16 South, Range 12 East, Willamette Meridian, Deschutes County, Oregon, the said tract being more particularly described as follows:

Commencing at the southwest corner of said Section 16, from which corner the southeast corner of the southwest one-quarter of said Section 16 bears N.89°56'11"E., 2633.08 feet; thence N.36°32'39"E., 1321.42 feet to the True Point of Beginning of the tract herein described; thence N.00°12'34"E., 520.00 feet; thence S.89°47'26"E., 280.00 feet; thence S.00°12'34"W., 520.00 feet; thence N.89°47'26"W., 280.00 feet to the True Point of Beginning.

Contains 3.34 acres, more or less.