RECORDED AT THE REQUEST OF:

Oakmont Village Association 6637 Oakmont Drive, Ste B Santa Rosa, CA 95409

WHEN RECORDED MAIL TO:

Oakmont Village Association 6637 Oakmont Drive, Ste B Santa Rosa, CA 95409



GENERAL PUBLIC 01/19/2006 15:28 DCLRE RECORDING FEE: 16.00

2006007313

OFFICIAL RECORDS OF SONOMA COUNTY EEVE T. LEWIS

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Space Above This Line for Recorder's Use

AMENDMENT TO OAKMONT VILLAGE DECLARATION NO. 3 OF PROTECTIVE RESTRICTIONS

This is an amendment to those certain protective restrictions entitled "Oakmont Village Declaration No. 3" recorded in the Official Records of Sonoma County on the 29th day of March, 1966, in Book 2197, Page 529 et seq.

The property subject to said Declaration is particularly described as follows:

See Exhibit A.

It is hereby approved that <u>Article VII, Section 2. (a) Method of Modifications</u> of the OAKMONT VILLAGE DECLARATION NO. 3 OF PROTECTIVE RESTRICTIONS is hereby amended to the following:

(a) Methods of Modification

- (1) This Declaration. Amendment, change, modification, or termination of all or any of the restrictions, conditions, covenants, liens or charges set forth in this declaration (and as the same may be incorporated in any deed, contract of sale or lease) may be made and effected from time to time by written instrument duly executed by the owners of three-fourths (3/4) of the lot ownerships or apartment ownerships, and then recorded.
- (2) Provisions for Oakmont Village Association Only. Any amendment, change, termination, or modification of provisions relative to the Oakmont Village Association shall be effective and binding upon the lot ownerships or apartment ownerships of the property subject to this declaration upon (i) the requisite vote of the membership of the Oakmont Village Association as specified in subsection (b) hereof and (ii) the recording of an instrument duly certified by the President and Secretary of

the Oakmont Village Association, setting forth the amendment and attesting to the fact that such approval has been given. The effective date of this sub-section (a)(2) shall be the date upon which certification of both the following have been completed: (A) this provision and its approval in accordance with sub-section (a)(1) hereof, or with state law, and (B) the approval specified in sub-section (b) hereof.

THE UNDERSIGNED HEREBY DECLARE THAT, PURUANT TO CIVIL CODE SECTION 1355, AT LEAST THREE-FOURTHS (3/4) OF THE OWNERS COVERED UNDER THE ABOVE PROTECTIVE RESTRICTIONS HAVE APPROVED AS STATED ABOVE.

THE UNDERSIGNED HEREBY FURTHER DECLARE THAT, PURSUANT TO CIVIL CODE SECTION 1355, MORE THAN THREE-FOURTHS (3/4) OF THE MEMBERS OF THE OAKMONT VILLAGE ASSOCIATION HAVE APPROVED AS STATED ABOVE.

AMENDMENT TO OAKMONT VILLAGE DECLARATION NO. 3 OF PROTECTIVE RESTRICTIONS

Exhibit A

Parcels No. 1 through 3 inclusive, situated in the City of Santa Rosa, County of Sonoma, State of California, and more particularly described as follows:

Parcel No. 1

Lots 1 through 30, inclusive, as shown on the maps entitled "Resubdivision of Lot 162, Oakmont No. 1" and recorded on the 29th day of March, 1966, in Book 107 of Maps at Pages 17 and 18 in the Office of the Recorder of the County of Sonoma, State of California.

APN: 016-144-018 thru -024, -027 thru 041, and -045 thru -050, and -054

Parcel No. 2

Parcels 1, 2, 3, and 4 as per Parcel Map filed the 29th day of March, 1966, in Book 109, Page 2, of Parcel Maps in the office of the Recorder of the County of Sonoma, State of California.

APN: 016-080-004 thru -007

Parcel No. 3

A portion of Lot 119 as shown on the map entitled "Oakmont No. 1", and recorded on the 29th day of November, 1963, in Book 96 of Maps at Pages 11 through 16 in the Office of the Recorder of the County of Sonoma, State of California and more particularly described as follows:

Beginning at a ¾ inch iron pipe marking the most easterly corner of Lot 118 as shown on said map of Oakmont No. 1, said ¾ inch iron pipe also marking the most northerly point of said Lot 119; thence from said point of beginning South 39° 17′ 40″ West along the common boundary of said Lots 118 and 119 a distance of 100.57 feet, thence South 10° 14′ 16″ East along the common boundary of Lots 119 and 110 as shown on said map of Oakmont No. 1 a distance of 68.42 feet; thence North 53° 12′ 47″ East along the northwesterly line of a 30 foot wide drainage easement as shown on said map of Oakmont No. 1 a distance of 110.63 feet to an angle point in said northwesterly line; thence North 45° 47′ 47″ East and continuing along said northwesterly line a distance of 43.76 feet to a point on the southerly right of way line of Fairfield Drive; thence along said southerly right of way line on a curve to the right from a tangent which bears North 57° 36′ 57″ West, having a radius of 830 feet and a central

angle of 5° 54' 37" for a length of 85.62 feet to the true point of beginning and containing 0.21 acres more or less.

APN: 016-120-040