### 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: 13.00 PAID

# 2006007314

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. 35 OF PROTECTIVE RESTRICTIONS

This is an amendment to those certain protective restrictions entitled "Oakmont Village Declaration No. 35" recorded on the 25<sup>th</sup> day of February, 1986, as instrument number 86012773 in the Official Records of Sonoma County, State of California.

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. 35 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.

**OAKMONT VILLAGE ASSOCIATION** 

Dated: 01/8-06 President,
Secretary Secretary
STATE OF CALIFORNIA ) ) SS.
County of SONOMA )
On 1-18-06 before me PATRICIA A GOOLGE personally
appeared Fred B ADAIR & TAMARA Weise
personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the

instrument.

Signature

WITNESS my hand and official seal.

Notary Public in and for said County and State

PATRICIA A. GOOLER COMM. #1438499 NOTARY PUBLIC -CALIFORNIA

SONOMA COUNTY

My Comm. Expires Sept.9, 2007

# (Seal) AMENDMENT TO OAKMONT VILLAGE DECLARATION NO. 35 OF PROTECTIVE RESTRICTIONS

## **Exhibit A**

All that certain real property situated in the City of Santa Rosa, County of Sonoma, State of California, consisting of Lots 1 to 23, inclusive, as shown on map entitled "Oakmont No. 15-A" and recorded on the 20th day of February, 1986, in Book 378 of Maps at Pages 45, 46, 47, and 48 in the Office of the Recorder of the County of Sonoma, State of California.

APN: 016-690-001 thru -011

016-700-001 thru - 012