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BY Robert Leick

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P. Lowry

GARY H. OLSON

AMENDED

BOOK 121 PAGE 667

DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS

HOT SPRINGS SUBDIVISION

Pursuant to ARTICLE IX, Section 3, of the Declaration of Covenants, Conditions and Restrictions, Hot Springs Subdivision, executed on the 21<sup>st</sup> day of June, 1990, the following amendments are hereby adopted:

1. Under ARTICLE V, Section 3 (Notice and Quorum), the number "30" shall be inserted in the blank contained in the next to last sentence thereof.

2. There shall be added to Section 4, ARTICLE VI, at the end of the existing paragraph, the following proviso:

"The Architectural Committee shall have the authority to waive this penalty, provided the lot owner can demonstrate to the Architectural Committee sufficient cause for not having proceeded pursuant to Section 3 above and that such decision is based on financial hardship, physical hardship, or other circumstances which, in the sole opinion of the Architectural Committee, would make it unequitable to levy this assessment."

3. Any reference to the P.U.D. or the Skamania County P.U.D. in Section 3, ARTICLE IX, of said Declaration of Covenants shall be substituted by the word "Subdivision".

4. There shall be added to ARTICLE IX GENERAL PROVISIONS, a new Section 4 entitled Election of Trustees which shall read as follows:

"Section 4. Formation of Non-Profit Corporation. As soon as possible, but in any event, not later than January 15, 1991, the Lot Owners shall form a non-profit corporation, consisting of all the lot owners and members of the Subdivision. The corporation shall be known as the "Hot Springs Subdivision Association", shall be a not-for-profit corporation formed under the laws of the State of Washington, and the articles and by-laws shall be consistent with these Covenants."

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The purposes of forming such a corporation shall be to limit the liability of the lot owners to the assets of the corporation to shield the individual assets of the lot owners from liability that may result from the actions of the directors acting on behalf of the Association.

Each of the membership of the Subdivision are bound to convey to the corporation their interest in any "common area" properties created herein if the Board of Directors of said corporation deems it in the best interest of the Subdivision Association in general in order to enforce its' covenants.

The corporation's by-laws shall provide that the directors or trustees shall not exceed in number seven (7) nor be less than three (3).

Until a non-profit corporation is formed to manage the affairs of the Lot Owner's Association, the Trustees of the Association shall be: R. M. HEGEWALD, HELEN HEGEWALD and ASA HOLMES, and the business of the Association shall be managed by those Trustees."

Except as amended herein the balance of the contents contained in the original Declaration of Covenants is hereby affirmed in its' entirety.

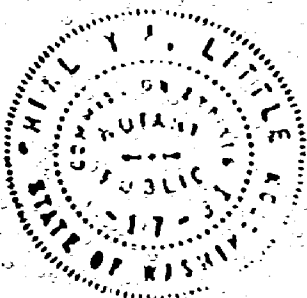
IN WITNESS WHEREOF, the undersigned, being at least ninety percent (90%) of the Lot Owners, have set their hands and seals this 21<sup>st</sup> day of November, 1990.

R. M. HEGEWALD

ASA HOLMES

STATE OF WASHINGTON )  
 ) ss.  
County of Skamania )

I CERTIFY that I know or have satisfactory evidence that R. M. HEGEWALD and ASA HOLMES personally appeared before me and signed this instrument and acknowledged it to be their free and voluntary act for the uses and purposes mentioned therein.



Shirley A. Brown  
Notary Public in and for the State of  
Washington, residing at Stevenson  
My commission expires 8-12-91