

After Recording Return to:
Bryce H. Dille
of Campbell, Dille, Barnett, Smith & Wiley, PLLC
317 South Meridian
Puyallup, WA 98371

Real Estate Excise tax paid None
Receipt No. None Date 11-30-01
John L. Hays, Thurston Co. Treas.
By [Signature] Deputy

**FIRST AMENDMENT TO THE DECLARATION OF
PROTECTIVE COVENANTS, CONDITIONS,
EASEMENTS & RESTRICTIONS FOR MADERA**

Grantor: Harr Family Homes, Inc., a Washington Corporation
Grantee: Madera

Legal Description: Lots 1 through 74 of the plat of Madera, a P.D.D. recorded under Thurston County Auditor's Recording No. 3344527. Situated within Section 5, Township 18 North, Range 2 West of the W.M., Thurston County, Washington
Assessor's Tax Parcel No.: 129-5240000.

The Declarant has previously recorded a Declaration of Protective Covenants, Conditions, Easements and Restrictions for Madera which has been recorded under Pierce County Auditor's Recording No. 3344528. That pursuant to the provisions of that Declaration, the Declarant still has the power and authority to amend said Declaration provided for therein.

Now, therefore, the Declarant does hereby amend the Declaration referred to above as follows:

1. That Article One, paragraph 7 "Common Area", and specifically the second to the last sentence of said paragraph, shall be amended to read as follows: "Common Areas specifically shall include tracts A, B, and C as shown on the face of the plat."
2. That Article Four, Section Two, Standard of Maintenance - Common Areas, and specifically the second to the last sentence of said paragraph, shall be

FIRST AMENDMENT TO THE
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amended to read as follows: "Each lot owner shall have an equal undivided ownership interest in tracts A, B, and C, in phases 1 and 2 of the plat of Madera for ownership and tax purposes and the homeowner's association shall have the sole responsibility and authority for managing, controlling and maintaining said common areas and tracts.

3. That Article Four, Section Two, Standard of Maintenance - Common Areas, and specifically subparagraph B, shall be amended to read as follows: "B. Tract B."
4. That Article Four, Section Two, Standard of Maintenance - Common Areas, and specifically subparagraph D, shall be amended to read as follows: "D. Tract C, which is designated as a 'tot lot' as shown on the plat of Madera in Phase 1."
5. That Article Five, paragraph 6, Reimbursement Charge, shall be amended to read as follows: "Each person or entity purchasing from the Declarant at the time of closing shall pay \$300.00 to the Declarant Harr Family Homes to partially reimburse said Declarant for expenses associated with the establishment of and improvements installed by said Declarant on behalf of the Association."
6. That all the terms and provisions of the aforesaid Declaration, except as specifically amended herein, shall remain in full force and effect.

IN WITNESS WHEREOF, the undersigned have caused this First Amendment to the Declaration to be executed this ____ day of November, 2001.

**HARR FAMILY HOMES, INC., a
Washington Corporation**

By: Kirk A. Harr

STATE OF WASHINGTON)
) ss.
COUNTY OF PIERCE)

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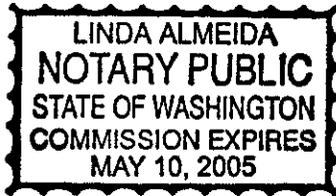
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On this 16TH day of November, 2001, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared KIRK A HARR to me known to be the PRESIDENT, of HARR FAMILY HOMES, INC., the corporation that executed the foregoing instrument, and acknowledged the said instrument to be the free and voluntary act and deed of the corporation, for the uses and purposes therein mentioned, and on oath stated that he is authorized to execute the said instrument.

WITNESS my hand and official seal hereto affixed the day and year first above written.



Linda Almeida
Printed Name: LINDA ALMEIDA
NOTARY PUBLIC in and for the State of
Washington, residing at 2205 116TH ST. S.
My commission expires: MAY 10, 2005

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