

After Recording, Please Mail To:

Desert Sunset Homeowners Association
Attn: Amanda K. Crawford, Secretary/Treasurer
4407 Valencia Dr.
Pasco, WA 99301



1661283

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04/14/2005 01:52P
24.00 Franklin Co, WA

KUFFEL HULTGRENN KLASHKE & SAGREE

Reference #:

Grantor(s): Crawford, Peter E. & Amanda K., husband and wife

Grantee(s): Lots 1, 2, 3, 4, 6, 7, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 22, 23, 24, 25, 26, 27, 28, 30, 33, 34, 36, 37, 38, 39, 43, 44, 45, 46, 47, 48, 49, 50, 52, and 53 of Final Plat of Desert Sunset Division 1 Phase 1; and Lots 3, 4, 15, 21, 22, 23, 30, 39, 53, and 71 of Plat of Casa Del Sol Phase 1.

Abbreviated Legal Description(s): Lots 1, 2, 3, 4, 6, 7, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 22, 23, 24, 25, 26, 27, 28, 30, 33, 34, 36, 37, 38, 39, 43, 44, 45, 46, 47, 48, 49, 50, 52, and 53 of Final Plat of Desert Sunset Division 1 Phase 1, recorded in Volume D of Plats, page 217, records of Franklin County, Washington; and Lots 3, 4, 15, 21, 22, 23, 30, 39, 53, and 71 of Plat of Casa Del Sol Phase 1, recorded in Volume 4 of Plats, page 264, records of Franklin County.

Assessor's Parcel Nos.: 116-440-081 and 50 other parcel numbers referenced in Exhibit "A" hereto.

**AGREEMENT TO SUBJECT ADDITIONAL RESIDENTIAL
PROPERTY TO THE RESTATED DECLARATION OF
PROTECTIVE COVENANTS, CONDITIONS AND RESTRICTIONS
RUNNING WITH THE LAND IN AND FOR DESERT SUNSET**

**THIS AGREEMENT IS BEING EXECUTED AND ENTERED INTO
BASED ON THE FOLLOWING FACTS:**

- A. The undersigned Peter E. Crawford and Amanda K. Crawford ("Crawford") are married and the record owner of the following described residential property commonly located at 4407 Valencia Drive, Pasco, Franklin County, Washington:

Lot 33 of Final Plat of Desert Sunset Division 1 Phase 1, recorded
in Volume D of Plats, page 217, records of Franklin County,
Washington

(the "Crawford Property").



B. On December 15, 2004, a *Restated Declaration of Protective Covenants, Conditions and Restrictions Running With the Land in and for Desert Sunset* (the "Restated Declaration"), hereby incorporated herein by reference, was duly recorded with the Franklin County Auditor under File No. 1655309 for purposes of subjecting the following-described platted residential lots to the various restated covenants, conditions and restrictions set forth therein:

Lots 1, 2, 3, 4, 6, 7, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 22, 23, 24, 25, 26, 27, 28, 30, 34, 36, 37, 38, 39, 43, 44, 45, 46, 47, 48, 49, 50, 52, and 53 of The Final Plat of Desert Sunset Division 1 Phase 1, recorded with the Franklin County Auditor on October 23, 2002, in Volume D of Plats, page 217, under Auditor's File No. 1613584;

TOGETHER WITH

Lots 3, 4, 15, 21, 22, 23, 30, 39, 53, and 71 of Plat of Casa Del Sol Phase 1, recorded in Volume 4 of Plats, page 264, records of Franklin County.

C. Pursuant to the provisions contained in the sixth paragraph on page 2 of the Restated Declaration, the Crawford Property would not be affected by, or subject to, the provisions of the Restated Declaration unless the owner of the Crawford Property executed and recorded an instrument expressly approving and ratifying the Restated Declaration.

D. Crawford now desires to subject the Crawford Property to the provisions of the Restated Declaration.

NOW, THEREFORE, based on the foregoing, it is hereby agreed and declared as follows:



1. **SUBSTANTIVE RECITALS.** All provisions of the above-stated paragraphs are substantive and integral to the intent and purpose of this Agreement and, as such, are hereby fully incorporated herein by this reference.

2. **AGREEMENT TO SUBJECT PROPERTY TO RESTATED DECLARATION.** Crawford hereby unconditionally and irrevocably approves and ratifies all provisions contained in the Restated Declaration and, by virtue thereof, the Crawford Property is hereby made subject to the provisions of the Restated Declaration to the same degree and extent as the forty (40) "Desert Sunset Lots" specifically identified on page one of the Restated Declaration were made subject to, and are subject to, such provisions.

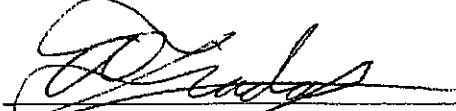
3. **PRE-EXISTING STRUCTURES.** Notwithstanding anything contained in this Agreement or the Restated Declaration to the contrary, for purposes of Paragraph 5.j. of the Restated Declaration, any and all structures, improvements, fencing, and landscaping existing on the Crawford Property as of the date of recording this Agreement shall be deemed "grandfathered in" as of such date.

4. **BINDING EFFECT.** This Agreement is specifically intended to and shall "run with the land" (i.e., the Crawford Property) and shall be fully binding upon, enforceable against, and shall inure to the benefit of, any and all persons and/or entities now or hereafter owning, possessing, or otherwise claiming or acquiring any right, title, or interest of any nature in such property (or any portion thereof).

IN WITNESS WHEREOF, the undersigned current fee owner of Lot 33 of and within the above-referenced and described recorded Final Plat of Desert Sunset Division 1 Phase 1 have approved and ratified the provisions of the Restated Declaration and, by their signatures below, hereby acknowledge and agree that their above-described lot shall be and is subject to such Restated Declaration and the various covenants, conditions and restrictions contained therein.


PETER E. CRAWFORD

AMANDA K. CRAWFORD

AGREEMENT REVIEWED AND APPROVED BY:

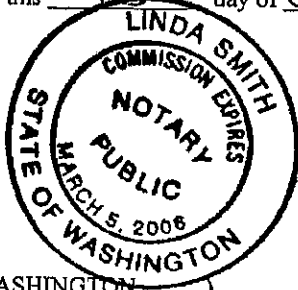

AHMAD H. ZIADA, President
Desert Sunset Homeowners Association

STATE OF WASHINGTON)
) ss.
COUNTY OF FRANKLIN)



I certify that I know or have satisfactory evidence that PETER E. CRAWFORD is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated this 13 day of April, 2005

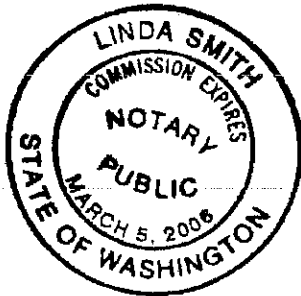


Linda Smith
Print Name: Linda Smith
Notary Public in and for the state of Washington, Residing at Kennewick
My appointment expires 3-5-06

STATE OF WASHINGTON)
) ss.
COUNTY OF FRANKLIN)

I certify that I know or have satisfactory evidence that AMANDA K. CRAWFORD is the person who appeared before me, and said person acknowledged that she signed this instrument and acknowledged it to be her free and voluntary act for the uses and purposes mentioned in the instrument.

Dated this 13 day of April, 2005



Linda Smith
Print Name: Linda Smith
Notary Public in and for the state of Washington, Residing at Kennewick
My appointment expires 3-5-06

STATE OF WASHINGTON)
) ss.
COUNTY OF FRANKLIN)

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KUFFEL HULTGRENN KLASHKE & SAGREE 24.00 Franklin Co, WA

Before me, the undersigned authority, a Notary Public in and for the County and State aforesaid, on this day personally appeared AHMAD H. ZIADA, President of Desert Sunset Homeowners Association, a Washington nonprofit corporation, known to me to be the person whose name is subscribed to the foregoing Agreement, and acknowledged to me that he executed the same as the fully authorized act of such incorporated Association for the purposes and consideration therein expressed and in the capacities therein stated.

GIVEN under my hand and official seal this 14th day of April, 2005.

Janet L Peterson
Print Name: Janet L Peterson
NOTARY PUBLIC in and for the state of Washington, residing
at Richland
My commission expires: 2-15-09



EXHIBIT "A"

116-440-029
116-440-030
116-440-031
116-440-035
116-440-038
116-440-043
116-440-044
116-440-048
116-440-052
116-440-058
116-440-065
116-440-078
116-440-032
116-440-037
116-440-040
116-440-042
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116-440-076
116-440-077
116-440-064
116-440-080
116-440-041
116-440-034
116-440-039
116-440-073
116-430-024
116-430-030
116-430-031
116-430-032
116-430-013
116-430-062
116-430-012
116-430-039
116-430-048
116-430-080
116-440-061