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AMENDMENT TO PROTECTIVE COVENANTS OF  
HIGHLAND ACRES SUBDIVISION

DOROTHY TOWNE AUDITOR  
FRANKLIN COUNTY, WASH.  
John H. ... DEPUTY  
MAIL TO:

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COME NOW THE UNDERSIGNED, being the owners and mortgagees of all the land and lots of Highland Acres Subdivision, within the County of Franklin, State of Washington, the plat of which is recorded in the office of the Auditor of said County under Auditor's File No. 163287, and hereby amend the Protective Covenants relating to said Subdivision, which Protective Covenants were recorded with the County Auditor on December 23, 1954 under Auditor's File No. 163288, which Amendment is as follows:

1. One single story four-plex apartment unit may be constructed on the south half of Lot 2, Block 2, of the said Highland Acres Subdivision.

In all other respects the Protective Covenants heretofore recorded shall be and remain in full force and effect, except as expressly modified herein.

DATED this 21<sup>st</sup> day of December, 1971.

<i>E. F. Schaller</i>	<i>Mr. J. L. Williams</i>
<i>Lela Schaller</i>	<i>C. Williamson</i>
<i>S. E. Theil</i>	<i>Elmore J. Wilcox</i>
<i>Mr. Geraldine Theil</i>	
<i>Benjamin A. Theil</i>	
<i>Marquise Theil</i>	
<i>Dianna Theil</i>	
<i>Kathleen Theil</i>	
<i>J. D. Theil</i>	
<i>J. E. Theil</i>	
<i>D. E. Theil</i>	
<i>V. M. Myers</i>	
<i>Barbara A. Myers</i>	
<i>Rich Theil</i>	
<i>Lynell Jane Theil</i>	
<i>Darrell Theil</i>	
<i>Harold Theil</i>	
<i>Wallace A. Caldwell</i>	
<i>Mejaine B. Caldwell</i>	
<i>Bryce J. Cheney</i>	
<i>A. E. D. P. H. T.</i>	

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AMENDMENT TO DECLARATION OF PROTECTIVE COVENANTS OF PLAT OF HIGHLAND ACRES RECORDED IN THE OFFICE OF THE FRANKLIN COUNTY AUDITOR DECEMBER 23, 1954, UNDER AUDITOR'S NUMBER 143288 AND AMENDMENT THERETO RECORDED OCTOBER 10, 1955 UNDER AUDITOR'S FILE NUMBER 171051 AND THE AMENDMENT THERETO RECORDED MARCH 3, 1972 UNDER AUDITOR'S FILE NUMBER 329362, THIS APPLYING ONLY TO LOTS 1, 2, and 3 OF AMENDED PLAT OF A PORTION OF BLOCK 2, HIGHLAND ACRES, ACCORDING TO PLAT THEREOF RECORDED IN VOLUME "D" OF PLATS, PAGE 55, RECORDS OF FRANKLIN COUNTY, WASHINGTON

AMENDMENT

The undersigned, the owners of Lots 1, 2 and 3 of Amended Plat of a Portion of Block 2, Highland Acres, according to plat thereof recorded in volume "D" of plats, page 55, records of Franklin County, Washington, do hereby declare the following restrictions and covenants shall be binding on all parties hereto, their successors in interest or persons claiming under them and said restrictions and covenants shall run with the above-described land unless and until the owners of said land agree otherwise. The existing irrigation water line presently extending generally easterly and westerly from the Franklin County Irrigation District No. 1 main line on Road 28 and presently serving all three lots above-described shall be maintained at all times by the owners of said three lots and the expense of said maintenance shall be shared equally. It is understood and agreed that the water is initially available from said main line by gravity flow and each owner of said lots agrees that their individual use of the irrigation water available through said system shall at all times be controlled and reasonable so that all three of said lots have the same and equal use of the available water from said Franklin County Irrigation District No. 1 main line.

DATED this 4<sup>th</sup> day of April, 1978.

Lyte Schmidt  
Lyte Schmidt, Lot 1

Bonnie Schmidt  
Bonnie Schmidt, Lot 1

Malvin Ferguson  
Malvin Ferguson, Lot 2

Barbara Ferguson  
Barbara Ferguson, Lot 2

Robert L. Greeno  
Robert L. Greeno, Lot 3

Connie J. Greeno  
Connie J. Greeno, Lot 3

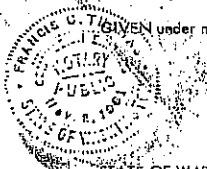
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STATE OF WASHINGTON)  
COUNTY OF FRANKLIN )

On this day personally appeared before me, Lyle Schmidt and Bonnie Schmidt, husband and wife, to me known to be the individuals described in and who executed the within and foregoing instrument, and acknowledged that they signed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

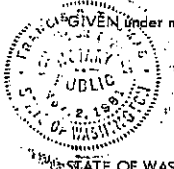


GIVEN under my hand and official seal this 4th day of April, 1978:

Francis C. Thomas  
Notary Public in and for the State of Washington  
residing at Pasco

STATE OF WASHINGTON)  
COUNTY OF )

On this day personally appeared before me Melvin Ferguson and Barbara Ferguson, husband and wife, to me known to be the individuals described in and who executed the within and foregoing instrument, and acknowledged that they signed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.



GIVEN under my hand and official seal this 27th day of July, 1978.

Francis C. Thomas  
Notary Public in and for the State of Washington,  
residing at Pasco

STATE OF WASHINGTON)  
COUNTY OF FRANKLIN )

On this day personally appeared before me Robert Greeno and Connie J. Greeno, husband and wife, to me known to be the individuals described in and who executed the within and foregoing instrument, and acknowledged that they signed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.



GIVEN under my hand and official seal this 13th day of June, 1978:

Francis C. Thomas  
Notary Public in and for the State of Washington,  
residing at Pasco

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Mailed to: C. Thomas Realty  
P.O. Box 2057  
Pasco, WA 99301

RECORDED IN VOL. 113  
OF OFFICIAL RECORDS  
PAGE 664 REQUEST OF  
PIONEER NATIONAL TITLE  
AUG 15 '78 - B AM

DOROTHY TOWNE, AUDITOR  
FRANKLIN COUNTY, WASH.  
Deputy  
MAN. TO:

383676

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