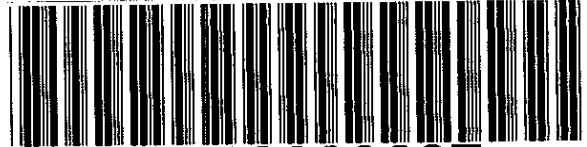


Return Recorded Document to:  
Sara McMurrin, Secretary  
Amesbury Homeowners' Association  
2506 261<sup>st</sup> CT NE  
Redmond, WA 98053



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HOWARD MCMURRI AMND 46.00  
PAGE 01 OF 005  
08/18/2008 13:11  
KING COUNTY, WA

**FOURTH AMENDMENT  
TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS  
FOR THE PLAT OF  
AMESBURY**

Reference No. of Related Documents: 9111051207, 9401130618, 9609240698, 990810000227

Grantor: Amesbury Homeowners' Association

Grantee: The Public

Legal Description (abbr.): Ptn. of SE1/4 Sec. 23 and SW1/4 Sec. 24, Twp. 25N., Range 6 E.  
Full legal description on Exhibit "A"

Assessor's Tax Parcel No.: 020500-0010-01, 020500-0020-09, 020500-0030-07, 020500-0040-05, 020500-0050-02, 020500-0060-00, 020500-0070-08, 020500-0080-06, 020500-0090-04, 020500-0100-02, 020500-0110-00, 020500-0120-08, 020500-0130-06, 020500-0140-04, 020500-0150-01, 020500-0160-09, 020500-0170-07, 020500-0180-05, 020500-0190-03, 020500-0200-01, 020500-0210-09, 020500-0220-07, 020500-0230-05, 020500-0240-03, 020500-0250-00, 020500-0260-08, 020500-0270-06, 020500-0280-04, 020500-0290-02, 020500-0300-00, 020500-0310-08, 020500-0320-06, 020500-0330-04, 020500-0340-02, 020500-0350-09, 020500-0360-07, 020500-0370-05, 020500-0380-03, 020500-0390-01, 020500-0400-09, 020500-0410-07, 020500-0420-05, 020500-0430-03, 020500-0440-01, 020500-0450-08, 020500-0460-06, 020500-0470-04, 020500-0480-02, 020500-0490-00, 020500-0500-08, 020500-0510-06, 020500-0520-04, 020500-0530-02, 020500-0540-00, 020500-0550-07, 020500-0560-05, 020500-0570-03, 020500-0580-01, 020500-0590-09, 020500-0600-07, 020500-0610-05, 020500-0620-03, 020500-0630-01, 020500-0640-09, 020500-0650-06, 020500-0660-04, 020500-0670-02, 020500-0680-00, 020500-0690-08, 020500-0700-06, 020500-0710-04, 020500-0720-02, 020500-0730-00, 020500-0740-08, 020500-0750-05, 020500-0760-03, 020500-0770-01.

**INTRODUCTION**

This Fourth Amendment to the Declaration of Covenants, Conditions and Restrictions for the Plat of Amesbury ("Fourth Amendment") is dated effective the 10th of July, 2008 by the Amesbury Homeowners' Association, a Washington non-profit corporation, ("Association"), and amends that certain Declaration executed on November 5, 1991 and recorded under King County

Auditor's File No. 911051207, as amended by First Amendment dated December 31, 1993 and recorded under King County Auditor's File No. 9401130618, Second Amendment dated September 23, 1996 and recorded under King County Auditor's File No. 9609240698, and Third Amendment dated January 12, 1999 and recorded under King County Auditor's File No. 990810000227 (collectively the "Declaration").

### RECITALS

A. Article XVI, Section 2, provides that the Declaration may be amended at any time if 75 percent of the members of the Association vote to amend a particular provision of the Declaration.

B. At least 75 percent of the members of the Association have voted to amend the Declaration as set forth herein to allow the use of roofing materials other than unpainted cedar shingles, shakes or tile if approved by the Board of Directors prior to installation.

NOW THEREFORE, the Board of Directors of the Association does hereby amend the Declaration as follows:

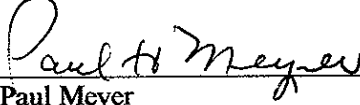
1. Article XIII, Section 1 is hereby amended to read as follows:

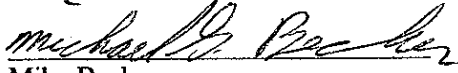
Section 1 Building Materials. All homes constructed on each Lot shall be built of new materials, with the exception of decor items such as used brick, weathered planking, and similar items. The Committee will determine whether a used material is a decor item. In making this determination, the Committee will consider whether the material harmonizes with the aesthetic character of the Amesbury development and whether the material would add to the attractive development of the subdivision. All roofs are to be unpainted cedar shingles, shakes or tile, or another material that has been approved by the AHA Board of Directors prior to installation. All visible masonry shall be native stone, brick, or stucco.


Homeowners who do not have William E. Buchan, Inc. construct their home shall be obliged to use materials of a quality equivalent to those materials which William E. Buchan, Inc. has utilized for the construction of homes in the Plat. If inferior materials are utilized, the Committee will require that such materials be replaced. The (1) grade of materials and (2) price of materials shall be relevant considerations in determining whether the materials are of equivalent quality.

2. In all other respects, except as set forth above, the Declaration shall remain in full force and effect.

**IN WITNESS WHEREOF**, the Board of Directors of the Association certifies that at least 75% of the members of the Association have voted in favor of the above Amendment. The Board of Directors has executed this Fourth Amendment to Declaration as of the day first above written.

  
Paul Meyer

  
Mike Becker

  
Jack Allen

Unofficial Copy

STATE OF WASHINGTON )  
 )ss.  
COUNTY OF KING )

I certify that I know or have satisfactory evidence that **Paul Meyer** is the person who appeared before me, and that said person acknowledged signing this instrument as his free and voluntary act for the uses and purposes mentioned in the instrument.



SUBSCRIBED AND SWORN to before me this 9<sup>th</sup> day of August, 2008.

Marcia Nance  
Marcia Nance  
(printed name)

NOTARY PUBLIC in and for the State of Washington,  
residing at Sammamish, WA

My Commission expires: June 14, 2010

Unofficial Copy

STATE OF WASHINGTON )  
 )ss.  
COUNTY OF KING )

I certify that I know or have satisfactory evidence that **Mike Becker** is the person who appeared before me, and that said person acknowledged signing this instrument as his free and voluntary act for the uses and purposes mentioned in the instrument.

SUBSCRIBED AND SWORN to before me this 9<sup>th</sup> day of August, 2008.



Marcia Nance  
(printed name) Marcia Nance

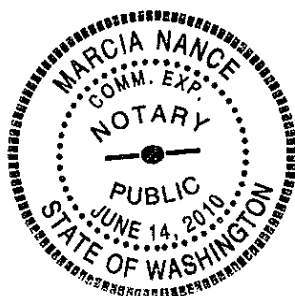
NOTARY PUBLIC in and for the State of Washington,  
residing at Sammamish, WA

My Commission expires: June 14, 2010

STATE OF WASHINGTON )  
 )ss.  
COUNTY OF KING )

I certify that I know or have satisfactory evidence that **Jack Allen** is the person who appeared before me, and that said person acknowledged signing this instrument as his free and voluntary act for the uses and purposes mentioned in the instrument.

SUBSCRIBED AND SWORN to before me this 9<sup>th</sup> day of August, 2008.



Marcia Nance  
(printed name) Marcia Nance

NOTARY PUBLIC in and for the State of Washington,  
residing at Sammamish, WA

My Commission expires: June 14, 2010

EXHIBIT A  
LEGAL DESCRIPTION  
AMESBURY

PARCEL A:

THAT PORTION OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 23, TOWNSHIP 25 NORTH, RANGE 6 EAST, WILLAMETTE MERIDIAN, IN KING COUNTY, WASHINGTON, LYING SOUTH OF THE SOUTH LINE OF THE A. O. SOLBERG ROAD, (NOW CALLED NORTHEAST AMES LAKE ROAD), AS ESTABLISHED BY INSTRUMENT RECORDED UNDER RECORDING NUMBER 1514826 AND EASTERLY OF THE EAST LINE OF STATE ROAD NO. 2 (NOW KNOWN AS REDMOND-FAIL CITY ROAD) AS CONVEYED TO THE STATE OF WASHINGTON BY DEED RECORDED UNDER RECORDING NUMBER 2471571.

PARCEL B:

THAT PORTION OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 24, TOWNSHIP 25 NORTH, RANGE 6 EAST, WILLAMETTE MERIDIAN, IN KING COUNTY, WASHINGTON, LYING SOUTHERLY OF THE SOUTHERLY LINE OF NORTHEAST AMES LAKE ROAD AS ESTABLISHED BY INSTRUMENT RECORDED UNDER RECORDING NUMBER 1766936.

PARCEL D:

THAT PORTION OF THE WEST HALF OF THE EAST HALF OF THE SOUTHWEST QUARTER OF SECTION 24, TOWNSHIP 25 NORTH, RANGE 6 EAST, WILLAMETTE MERIDIAN IN KING COUNTY, WASHINGTON, LYING SOUTHERLY OF THE SOUTHERLY LINE OF NORTHEAST AMES LAKE ROAD AS ESTABLISHED BY INSTRUMENT RECORDED UNDER RECORDING NUMBER 1766936; AND

THAT PORTION OF THE WEST HALF OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 24 LYING NORTHERLY OF THE NORTHERLY RIGHT OF WAY LINE OF SAID NORTHEAST AMES LAKE ROAD.