When Recorded, Return to: BenjFran Development, Inc. P.O. Box 1847 Bellevue, WA 98009

## AMENDMENT TO DECLARATION OF PROTECTIVE COVENANTS, CONDITIONS & RESTRICTIONS FOR CROFTON HEIGHTS

Declarant hereby amends Paragraph 4.12 of the Declaration of Protective Covenants, Conditions and Restrictions of Crofton Heights, which was recorded December 8, 1988, under King County Auditor's No. 8812080878, to include the following provision:

Subordination of Lien to Mortgages. The lien of the assessments provided for herein shall be subordinate to the lien of any first mortgage. Sale or transfer of any lot shall not affect the assessment lien. However, where the mortgagee of a mortgage of record or other person obtains possession of the lot as the result of foreclosure of a mortgage, or by deed or assignment in lieu of foreclosure, such possessor, his successors and assigns, shall not be liable for the share of the common expenses or assessments by the Association chargeable to such lot which became due prior to such possession. Such unpaid share of common expenses or assessments shall be deemed to be common expenses collectible from all of the owners, including such possessor, his successors and assigns.

All other terms and conditions of said Declaration not consistent with this Amendment shall remain in full force and effect.

DATED this 26 day of September, 1989.

BENJFRAN DEVELOPMENT, INC., an Oregon Corporation.

BY:

Richard A. Lowell, Vice President

QUADRANT CORPORATION, a Washington

Corporation.

BY:

Long, President Vica Μ.

89/09/28

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Crofton Heights Amendment Page 2

STATE OF WASHINGTON)
) ss.
COUNTY OF K I N G )

THIS IS TO CERTIFY that on this 26 day of September, 1989, before me, a Notary Public in and for the State of Washington, duly commissioned and sworn, came RICHARD A. LOWELL, personally known or having presented satisfactory evidence to be the Vice-President of BenjFran Development, Inc., the corporation that executed the foregoing instrument, and acknowledged that said instrument to be the free and voluntary act and deed of said corporation for the uses and purposes therein mentioned, and on oath stated that he is authorized to execute the said instrument on behalf of said corporation.

WITNESS MY HAND AND OFFICIAL SEAL the day and year in this certificate first above written.

NOTARY PUBLIC in and for the State of Washington residing at Aulmund UA

My commission expires 3/9/193

STATE OF WASHINGTON)

COUNTY OF K I N G

SS.

THIS IS TO CERTIFY that on this black day of September, 1989, before me, a Notary Public in and for the State of Washington, duly commissioned and sworn, came JOHN M. LONG, personally known or having presented satisfactory evidence to be the Vice-president of Quadrant Corporation, the corporation that executed the foregoing instrument, and acknowledged that said instrument to be the free and voluntary act and deed of said corporation for the uses and purposes therein mentioned, and on oath stated that he is authorized to execute the said instrument on behalf of said corporation.

WITNESS MY HAND AND OFFICIAL SEAL the day and year in this certificate first above writter.

NOTARY PUBLIC in and for the State of Washington residing at 
My commission expires 9-30-90