

After recording return to:
Shade Tree, Inc.
40160 East First
Lowell, OR 97452



\$26.00

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08/06/2004 02:02:24 PM

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\$5.00 \$10.00 \$11.00

**VARIANCE to DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND
EQUITABLE SERVITUDES FOR SUNRIDGE SUBDIVISION**

Property: LOT 1 of SUNRIDGE SUBDIVISION, as platted and recorded in the Lane County Oregon Plat Records on April 9, 2001, File Number 75, Slide Number 1091, Recording Number 2001-020173.

Grantor: SHADE TREE, INC., an Oregon corporation

Grantee: Rick and Debby Rice

In accordance with Section 8.1 of the Declaration of Covenants, Conditions, Restrictions and Equitable Servitudes for Sunridge Subdivision, recorded April 10, 2001, reception number 2001-020572, Declarant SHADE TREE, INC. does hereby grant a Variance to Section 5.2 of said Declaration as follows:

The cedar tree south of the large Protected Tree on Lot 1 may remain, and grow to any height, until December 31, 2008, after which time it must be removed from the Lot and disposed of.

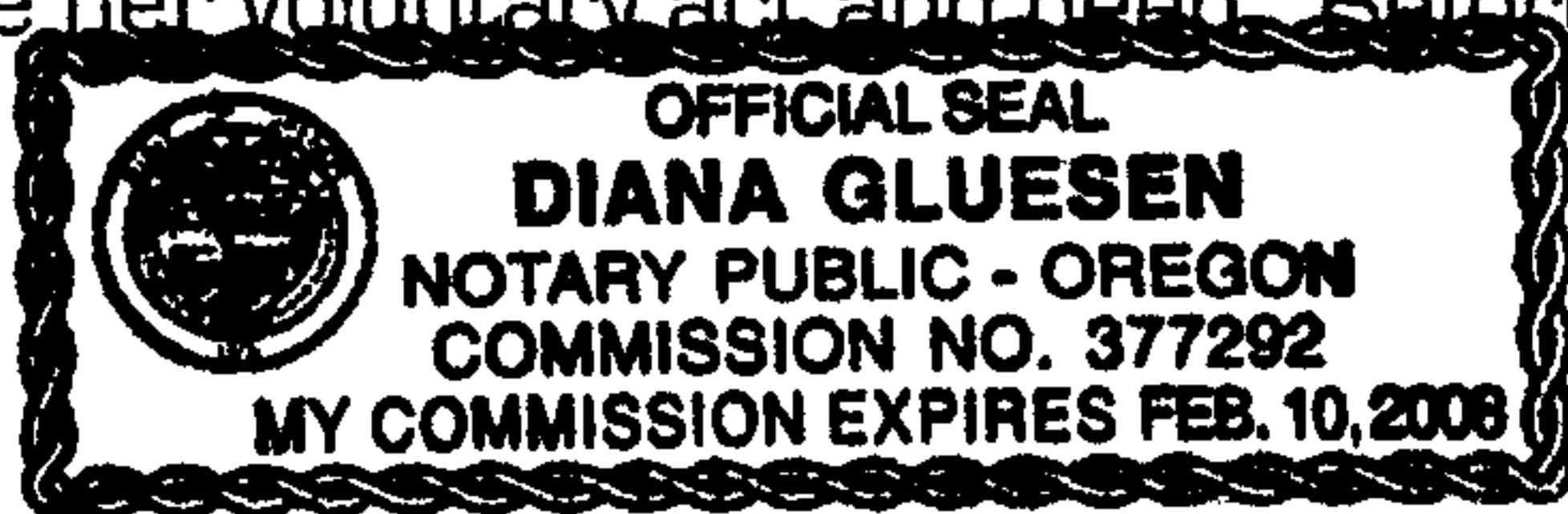
The owners of Lot 1, Rick and Debby Rice, hereby accept this variance, and agree to remove the cedar tree on or before December 31, 2008. The terms of this variance shall be binding on all future owners.

GRANTED this 6th day of August, 2004 by the DECLARANT:

SHADE TREE, INC., by MIA NELSON, President

STATE OF OREGON, County of Lane, ss.

On this 6th day of August, 2004, personally appeared the above named Mia Nelson, and did say that she is the President of Shade Tree, Inc. and that this instrument was signed on behalf of the corporation and by the authority of its board of directors, and acknowledged the foregoing instrument to be her voluntary act and deed. Before me:



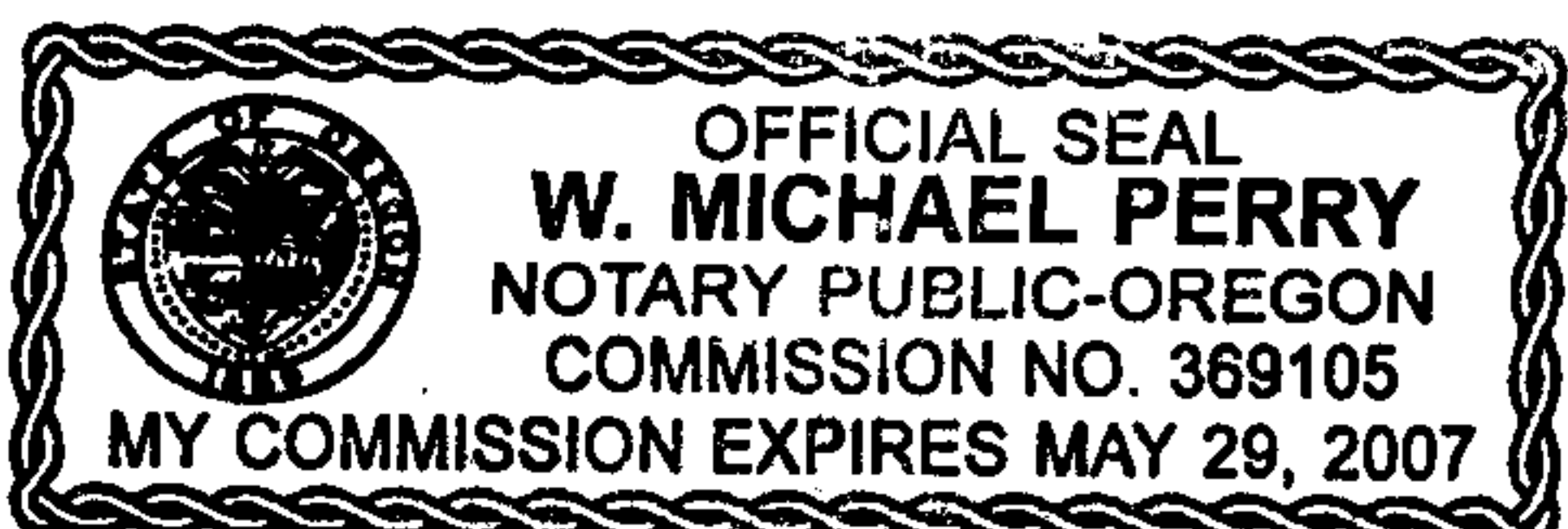
Notary Public for Oregon
My Commission Expires: 2-10-2008

AGREED to and APPROVED by RICK AND DEBBY RICE:

Rick Rice
Debby Rice

STATE OF OREGON, County of Lane, ss.

On this 30 day of July, 2004, personally appeared the above named Rick and Debby Rice, and acknowledged the foregoing instrument to be their voluntary act and deed. Before me:



Notary Public for Oregon
My Commission Expires: MAY 29, 2007