



20091026001425

SIEGEL PAGE-001 OF 004 AMDCN 65.00
10/26/2009 14:20
KING COUNTY, WA

**FILED AT THE REQUEST OF AND
AFTER RECORDING RETURN TO:**
John C. Siegel, The Siegel Law Firm, PLLC
7135 39th Avenue SW
Seattle, WA 98136

AMENDMENT TO DECLARATION FOR KIRKLAND VILLAGE CONDOMINIUMS

Grantor: Kirkland Village Condominium Association
Grantee: n/a
Legal Description: Kirkland Village Condominium per Declaration for Kirkland Village Condominiums recorded under King County Recording No. 20060118001463 and Survey Map and Plans recorded under King County Recording No. 20060118001462; Portion of NW 1/4, Section 29, T. 26 N., R.5 E., W.M., King County, Washington
Tax Parcel ID: 292605-9058
Reference Nos.: 20060118001463; 20060118001462; 20070910000809; 20080305001588

WHEREAS, a certain Declaration submitting real estate to the Washington Condominium Act, Laws of 1989, Chapter 43 (RCW Chapter 64.34), as amended, entitled "DECLARATION FOR KIRKLAND VILLAGE CONDOMINIUMS" (the "Declaration"), was recorded on January 18, 2006, under Recording No. 20060118001463, in the records of King County, State of Washington, together with the Survey Map and Plans, recorded on January 18, 2006, under Recording No.20060118001462, in Volume 213 of Condominiums, pages 13 through 20, in the records of King County, State of Washington; and

DEPARTMENT OF ASSESSMENTS
Examined and approved this 19th day of Oct 2009
[Signature] [Signature]
Assessor Deputy Assessor

WHEREAS, the Declaration has previously been amended by instruments recorded in the records of King County, State of Washington, under King County Recording Numbers 20070910000809 and 20080305001588; and

WHEREAS, pursuant to Section 26.1 of the Declaration, after notice to all of the Unit Owners entitled to vote thereon having been duly given, not less than sixty-seven percent (67%) of the Unit Owners have consented in writing to amend the Declaration as hereinafter set forth, and

WHEREAS, pursuant to Section 26.7 of the Declaration, after thirty (30) days notice to all of the Eligible Mortgagees having been duly given by certified mail, return receipt requested, not less than fifty-one percent (51%) of the Eligible Mortgagees have expressly or impliedly consented to the Amendment of the Declaration as hereinafter set forth;

NOW THEREFORE, the President and the Secretary of Kirkland Village Condominium Association certify the Declaration to have been amended in the following particulars:

A. *Section 9.1.1 is hereby deleted in its entirety.*

BA. *Section 9.2.3 is hereby deleted in its entirety.*

CB. *Section 9.2.4 is hereby deleted in its entirety.*

DC. *Section 13.5.4 is hereby changed to provide as follows:*

Institute, defend, or intervene in litigation or administrative proceedings in its own name on behalf of itself or two or more Unit Owners on matters affecting the Condominium.

ED. *Section 14-Association Litigation is hereby deleted in its entirety.*

FE. *Sections 17.2(l) and (m) are hereby deleted in their entirety.*

GF. *Section 23.1 Liability for Utility Failure, etc. is hereby changed to provide as follows:*

Except to the extent covered by insurance obtained by the Board, neither the Association, the Board nor the Managing Agent shall be liable for: the failure of any utility or other service to be obtained and paid for by the Board; or for injury or damage to person or property caused by the elements, or resulting from electricity, water, rain, dust, or sand which may leak or flow from outside or from any parts of the

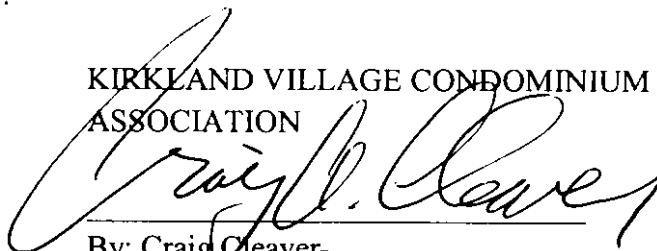
buildings, or from any of their pipes, drains, conduits, appliances, or equipment, or from any other place; or for inconvenience or discomfort resulting from any action taken to comply with any law, ordinance, or orders of a governmental authority. No diminution or abatement of Assessments shall be claimed or allowed for any such utility or service failure, or for such injury or damage, or for such inconvenience or discomfort.

HG. The last sentence of Section 28.1 and all of Section 28.2 is hereby deleted in its entirety.

This Amendment to the Declaration shall take effect upon recording. The terms of this Amendment to the Declaration shall control over and shall implicitly amend any inconsistent provision of the Declaration or the Bylaws of the Association. Except as amended by this instrument, the Declaration shall remain in full force and effect.

DATED this 5th day of Sept, 2009.

KIRKLAND VILLAGE CONDOMINIUM
ASSOCIATION



By: Craig Cleaver,
Its: President

ATTEST: The above Amendment was properly adopted.

By: Nancy J. Linn
Secretary of the Association

STATE OF WASHINGTON)
)ss.
COUNTY OF KING)

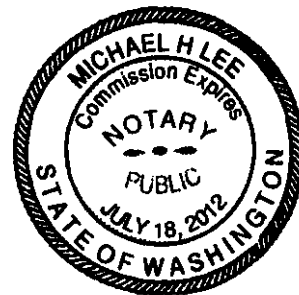
On this 5th day of Sept, 2009, personally appeared before me Craig Cleaver and Nancy J. Linn known to me to be the President and Secretary of Kirkland Village Condominium Association, the corporation that executed the within foregoing instrument, and acknowledged the instrument to be the free and voluntary act and deed of the Association, for the

uses and purposes therein mentioned, and on oath stated that they were authorized to execute the instrument.

DATED this 5th day of Sept, 2009.

[signed] *Michael H Lee*

[print name] Michael H Lee



Notary Public in and for the State of Washington, residing at Bellevue.

My commission expires: July 18, 2012.