

SPECIAL INSTRUCTIONS: 1) Submit Original of Action Form.  
2) Submit eleven (11) copies of entire item unless exception authorized by Clerk. 3) Number all pages, list the attachments, and prepare all Exhibits.

DEPT: BOARD OF SUPERVISORS BY: ARTHUR G. BAGGETT PHONE: 966-3222

RECOMMENDED ACTION AND JUSTIFICATION:

Discussion and Action regarding Bower Cave covenants and restrictions.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

Not Applicable.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Not Applicable.

LIST ATTACHMENTS:

None

COST: ( x ) None

- A. Bud/current FY \$ \_\_\_\_\_
- B. Tot/Antcp Cost \$ \_\_\_\_\_
- C. Req/Add'l Fund \$ \_\_\_\_\_
- D. Source: \_\_\_\_\_

SOURCE: ( ) 4/5's Vote Required

- A. Other Budget's Funds \$ \_\_\_\_\_
  - B. Unantcp'd revenues \$ \_\_\_\_\_
  - C. Reserve for contngcy \$ \_\_\_\_\_
  - D. Other: \_\_\_\_\_
- Balance in Reserve for Contingency if approved: \$ \_\_\_\_\_

CLERK'S USE ONLY:

Resolution No. 89-576  
 Ordinance No. \_\_\_\_\_  
 Vote: Ayes: 5  
       Noes: \_\_\_\_\_  
       Absent: \_\_\_\_\_  
       Abstained: \_\_\_\_\_  
 Approved ( ) Denied  
 ( ) Minute Order Attached  
 Date: 11-21-89

The foregoing instrument is a correct copy of the original on file in this office.

Date: \_\_\_\_\_

ATTEST: \_\_\_\_\_

MARGIE WILLIAMS

Clerk of the Board of Supervisors

By Deputy: \_\_\_\_\_

Please record this document  
and return it to:  
Clerk of the Board  
P. O. Box 784  
Mariposa, CA 95338

896385

Recorded at the Request of <i>Mpsa Co - Board</i>
<i>Dec. 6, 1989</i> at <i>3:50PM</i>
Official Records Fee \$ <i>nk</i>
EVELYN N. BILLINGS Mariposa County Recorder <i>[Signature]</i>
Deputy Recorder

AMENDMENT

DECLARATION OF RESTRICTIVE COVENANTS  
FOR BUCK MEADOWS

This amendment to Declaration of Restrictive Covenants is entered into on the date or dates last below written by and between the County of Mariposa, a political subdivision of the State of California, and Linkletter Properties, a general partnership, and the Jack and Barbara Linkletter Revocable Trust.

WITNESSETH

WHEREAS, a Declaration of Restrictive Covenants relative to real property described on Exhibit "A" attached hereto and by this reference incorporated herein, was recorded in the County of Mariposa on August 24, 1981 in Volume 229, Page 367 of official records, and

WHEREAS, the Declaration of Restrictive Covenants requires agreement by and between the above-named Parties in order to amend the Declaration of Restrictive Covenants, and

WHEREAS, Paragraph B(2) of the Declaration of Restrictive Covenants prohibits all development on real property in the immediate vicinity of Bower Cave on Lot 2, and

WHEREAS, the Mariposa County Planning Commission prior to the execution of the Declaration of Restrictive Covenants required the following restriction "no development is to occur in the immediate vicinity of Bower Cave without prior Planning Commission review and approval.", and

WHEREAS, the Parties hereto desire to amend the Declaration of Restrictive Covenants to remove Paragraph B(2) and insert in its stead a new Paragraph B(2);

NOW THEREFORE, in consideration of the mutual covenants and conditions hereinafter contained, the Parties hereto agree as follows:

1. The language which exists in the Declaration of Restrictive Covenants as above described under Section B(2) is hereby rescinded in its entirety.

2. In the place of the prior existing language Paragraph B(2) shall be amended to read in its entirety as follows:

"No development is to occur in the immediate vicinity of Bower Cave without prior Planning Commission review and approval."

3. All other portions of the Declaration of Restrictive Covenants shall remain unchanged.

COUNTY OF MARIPOSA:

Gertrude R. Taber  
GERTRUDE R. TABER, Chairman  
Board of Supervisors

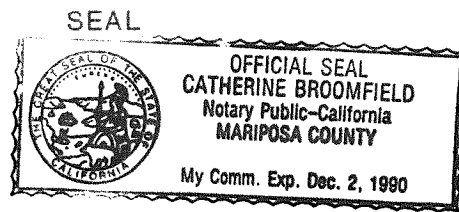
Date: December 5, 1989

STATE OF CALIFORNIA  
COUNTY OF MARIPOSA

On this the 5th day of December, 1989, before me,  
Catherine Broomfield, the undersigned Notary Public,  
personally appeared GERTRUDE R. TABER,  
x personally known to me  
       proved to me on the basis of satisfactory evidence to be the  
person(~~s~~) whose name(~~s~~)        is        subscribed to the within  
instrument, and acknowledged that        she        executed  
it.

WITNESS my hand and official seal.

Catherine Broomfield  
Notary's Signature



LINKLETTER PROPERTIES:  
a general partnership

*Debbie Ann Wilkinson*  
BY:

Date: 11-28-89

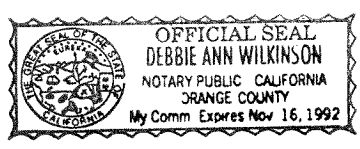
STATE OF CALIFORNIA  
COUNTY OF MARIPOSA

On this the 28th day of November, 1989, before me,  
Debbie Ann Wilkinson, the undersigned Notary Public,  
personally appeared Jack Linkletter,  
X personally known to me  
       proved to me on the basis of satisfactory evidence to be the  
person(s) whose name(s)        is        subscribed to the within  
instrument, and acknowledged that        he        executed  
it.

WITNESS my hand and official seal.

SEAL

*Debbie Ann Wilkinson*  
Notary's Signature



JACK AND BARBARA LINKLETTER:  
a general partnership

*Jack Linkletter*  
BY: JACK LINKLETTER, Trustee

Date: 11-28-89

STATE OF CALIFORNIA  
COUNTY OF MARIPOSA

On this the 28th day of November, 1989, before me,  
Debbie Ann Wilkinson, the undersigned Notary Public,  
personally appeared Jack Linkletter,  
X personally known to me  
       proved to me on the basis of satisfactory evidence to be the

person(s) whose name(s) \_\_\_\_\_ is \_\_\_\_\_ subscribed to the within instrument, and acknowledged that \_\_\_\_\_ he \_\_\_\_\_ executed it.

WITNESS my hand and official seal.

SEAL

Debbie Ann Wilkinson  
Notary's Signature

