A L A S K A

2007-024616-0

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FAIRBANKS RECORDING DISTRICT

DECLARANT'S AMENDMENT TO THE DECLARATION FOR EAGLE'S NEST CONDOMINIUMS

(Withdrawing Real Estate)

White Eagle, Inc., an Alaska corporation, the Declarant of the Declaration for Eagle's Nest Condominiums, recorded June 9, 2005, in the Records of the Fairbanks Recording District, Serial No. 2005-011364-0, pursuant to the AS 34.08.180 of the Alaska Statutes and Declarant's reserved rights under Article 6 of the Declaration, by this Amendment withdraws certain real estate, subject to the right of withdrawal, from the Common Interest Community and the jurisdiction of the Declaration.

Section 1. The following property has been submitted to the Declaration for Eagle's Nest Condominiums:

Tract B of ALASKA STATE LAND SURVEY NO: 84-16, according to the plat filed June 14, 1985 as Plat No. 85-86, records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska; EXCEPTING THEREFROM, all of Stillmeyer Estates according to the plat filed September 3, 1985 as Plat Number 85-214

("Tract B").

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Section 2. Tract B has been subdivided and replatted into the following five (5) lots:

Lots B-1, B-2, B-3, B-4 and B-5, EAGLE ESTATES, according to the official plat thereof, filed under Plat No. 2006-175, records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska:

Section 3. White Eagle, Inc. owns the newly platted Lots B-1, B-2, B-3 and B-5, however, it sold Lot B-4. The current owners of Lot B-4 are George L. Miller and Joyce P. Miller. As reflected by their signatures below, the current owners of Lot B-4, George L. and Joyce P. Miller approve this Amendment and the withdrawal of the specified real property

Amendment to Declaration for Eagle's Nest Condominiums

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from the Common Interest Community and the jurisdiction of the Declaration for Eagle's Nest Condominiums.

Section 4. By this Amendment, the following real property is withdrawn from the Common Interest Community and the jurisdiction of the Declaration for Eagle's Nest Condominiums:

Lots B-4 and B-5, EAGLE ESTATES; according to the official plat thereof, filed under Plat No. 2006-175, records of the Fairbanks Recording District, Fourth Judicial District, State of Alaska

<u>Section 5</u>. This Amendment does not modify the Table of Allocated Interests, attached as Exhibit "B" to the Declaration for Eagle's Nest Condominiums.

Section 6. All other provisions of the Declaration not expressly amended hereby remain in full force and effect as recorded, unless amendment must be implied to obtain consistency with this Amendment.

<u>Section 7</u>. Capitalized terms used herein without definition shall have the meanings ascribed to them in the declaration.

Section 8. If any term, covenant or condition of this Amendment is held to be invalid or unenforceable in any respect, such invalidity or unenforceability shall not affect any other provision hereof and this Amendment shall be construed as if such invalid or unenforceable provision had never been contained herein.

IN WITNESS WHEREOF, Declarant White Eagle, Inc. and lot owners, George L. Miller and Joyce P. Miller, have caused this Amendment to be executed this by day of October, 2007.

WHITE EAGLE, INC.

By:

Jeff A. Ballek

President

STATE OF ALASKA

) ss.

FOURTH JUDICIAL DISTRICT

THIS IS TO CERTIFY that on this 18 day of October, 2007, before me, the undersigned, a Notary Public in and for the State of Alaska, personally appeared JEFF A.

Amendment to Declaration for Eagle's Nost Condominiums

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BALLEK, President of White Eagle, Inc., known to me to be the individual named herein and who executed the foregoing instrument, and he acknowledged the execution thereof to be his free and voluntary act and deed on behalf of the corporation for the uses and purposes therein set forth.

WITNESS my hand and notarial seal the day and year first hereinabove written.



Notary Public in and for Alaska
My Commission Expires: 1/-28-0)

GEORGE L. MILLER and JOYCE P. MILLER Owners of Lot B-4, Eagle Estates, Fairbanks Recording District, Plat No. 2006-175

George L. Miller

oyce P. Miller

STATE OF ALASKA

) ss.

FOURTH JUDICIAL DISTRICT

WITNESS my hand and notarial seal the day and year first hereinabove written.

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Notary Public in and for Alaska

My Commission Expires:

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STATE OF ALASKA

) ss.

FOURTH JUDICIAL DISTRICT

THIS IS TO CERTIFY that on this day of October, 2007, before me, the undersigned, a Notary Public in and for the State of Alaska, personally appeared JOYCE P. MILLER, known to me to be the individual named herein and who executed the foregoing instrument, and she acknowledged the execution thereof to be her free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and notarial seal the day and year first hereinabove written.



Notary Public in and for Alaska

My Commission Expires:

Return To:

John H. Tindall, Esq. Tindall Bennett & Shoup 508 W. Second Avenue, Third Floor Anchorage, Alaska 99501

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