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2005-0043329

**RECORDING REQUESTED BY AND  
WHEN RECORDED RETURN TO:**

Wanden P. Treanor  
Law Offices of Wanden P. Treanor  
1744 Lincoln Avenue  
San Rafael, CA 94901

Recorded | REC FEE 13.00  
Official Records |  
County Of |  
Marin |  
JOAN C. THAYER |  
Recorder |  
| dw  
11:23AM 13-Jun-2005 | Page 1 of 3

**NOTICE OF SECOND EXTENSION OF DECLARATION OF CONDITIONS  
COVENANTS, RESTRICTIONS, AFFECTING REAL PROPERTY KNOWN AS  
MARIN BAY UNIT 2-A, A RESIDENTIAL SUBDIVISION IN  
THE COUNTY OF MARIN, STATE OF CALIFORNIA**

This notice of Second Extension of Declaration of Conditions, Covenants, Restrictions, Agreements and Charges Affecting Real Property Known as Marin Bay Unit 2-A, a Residential Subdivision in the County of Marin, State of California (hereinafter the "Second Extension") is made on the 10<sup>th</sup> day of June 2005 with specific reference to the following facts:

A. On October 5, 1962, Latipac-Perini Company caused to be recorded in Book 1618 at Pages 176 et seq. of the Official Records of Marin County, California that certain "Declaration of Conditions, Covenants, Restrictions, Agreements and Charges Affecting Real Property Known as Marin Bay, Unit 2-A, a Residential Subdivision in the County of Marin, State of California" (hereinafter the "Declaration"), which Declaration related to that certain property (hereinafter the "Property") commonly known and referred to as Marin Bay Unit 2-A, located in the City of San Rafael, County of Marin, State of California and more particularly described as:

"All that real property located in the County of Marin, State of California shown upon that certain map entitled "Marin Bay, Unit 2-A" filed for record in the Office of the Recorder of Marin County, California on July 17, 1962 in Map Book 11, at Page 24."

B. On or about May 1, 1985, the owners of more than two-thirds (2/3) of the lots comprising the Property duly approved, by written vote, the First Extension of the duration of the term of the Declaration for a period of twenty (20) years pursuant to the provisions of Article XXXVI of the Declaration.

- C. On or about May 19, 2005, the present owners of more than two-thirds (2/3) of the lots comprising the Property duly approved, by written vote, the within extension of the duration of the term of the Declaration for a period of twenty (20) years pursuant to Article XXXVI of the Declaration.

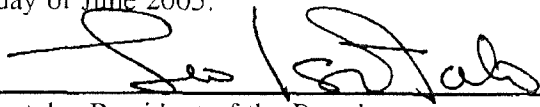
NOW, THEREFORE, the term of the Declaration is hereby extended, pursuant to the provisions of the above referenced amended Article XXXVI of the Declaration, for a period of twenty (20) years. All of the conditions, covenants, restrictions, agreements and charges set forth in the Declaration shall affect all of the Property and shall continue to run with the land and continue until the 1st day of January, 2026, and may, as then in force be extended as to all the Property for successive periods of not more than twenty (20) years, each without limitation, by the owners of more than two-thirds (2/3rds) of Lots within the Property. With this extension, the covenants, conditions and restrictions contained in the Declaration, and any amendment thereto, shall run with the Property and shall be binding upon all parties having or acquiring any right, title or interest in the Property and shall inure to the benefit of each Owner thereof.

**CERTIFICATE OF PRESIDENT OF THE  
PEACOCK GAP HOMEOWNERS ASSOCIATION**

The undersigned hereby certify:

1. That he is the duly elected and acting President of the Peacock Gap Homeowners Association, the association vested with the authority, pursuant to Article XXX of the Declaration of Conditions, Covenants, Restrictions, Agreements and Charges Affecting Real Property known as Marin Bay, Unit 2-A, a Residential Subdivision in the County of Marin, State of California referred to above.
2. That by written ballot submitted to the owners of all of the lots comprising the Property described above in the recitals of the within document, more than two-thirds (2/3) of the aforesaid lot owners (to wit 62 of 92 lot owners who own lots comprising the Property described above in the recitals of the within document) approved the foregoing extension of the Declaration of Conditions, Covenants, Restrictions, Agreements and Charges Affecting Real Property Known as Marin Bay, Unit 2-A, a Residential Subdivision in the County of Marin, State of California referred to in the recitals of the within document.
3. That upon recordation hereof, this Second Extension shall be effective as provided hereinabove.

IN WITNESS WHEREOF, the undersigned have executed this Certificate as of the 10<sup>th</sup> day of June 2005.

  
\_\_\_\_\_  
Leo Isotalo, President of the Board

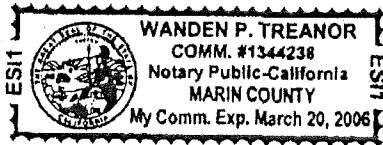
**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

State of California }  
County of MARIN } ss.

On JUNE 10, 2005 before me, WANDEN P. TREANOR  
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared LEO ISOTALO  
Name(s) of Signer(s)

- personally known to me
- proved to me on the basis of satisfactory evidence



to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

*Wanden P. Treanor*  
Signature of Notary Public

**OPTIONAL**

*Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.*

**Description of Attached Document**

Title or Type of Document: \_\_\_\_\_

Document Date: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

Signer(s) Other Than Named Above: \_\_\_\_\_

**Capacity(ies) Claimed by Signer**

Signer's Name: \_\_\_\_\_

- Individual
- Corporate Officer — Title(s): \_\_\_\_\_
- Partner —  Limited  General
- Attorney-in-Fact
- Trustee
- Guardian or Conservator
- Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_

