

AMENDMENT TO THIRD SUPPLEMENT TO THE MASTER DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS OF TWO RIVERS SUBDIVISION

This Amendment is made to the Third Supplement to the Master Declaration of Covenants, Conditions and Restrictions of Two Rivers Subdivision (“**Amendment to Third Supplement**”) by the undersigned persons or entities, who are the owners of the fee simple title to the Lot set forth by each Owner’s signature.

WHEREAS, T.R. Company, LLC, an Idaho limited liability company (“**Declarant**”), heretofore filed of record the Master Declaration of Covenants, Conditions and Restrictions of Two Rivers Subdivision (hereinafter the “**Master Declaration**”), which Master Declaration was recorded on July 25, 2000, as Instrument No. 100058217, records of Ada County, Idaho; and

WHEREAS, the Master Declaration provided for the recordation of supplemental declarations setting forth more specific and/or additional covenants, conditions and restrictions to be applicable to portions of the Properties described therein; and

WHEREAS, Declarant has heretofore filed of record the Third Supplement to the Master Declaration of Covenants, Conditions and Restrictions of Two Rivers Subdivision (hereinafter the “**Third Supplement**”), which Third Supplement was recorded November 1, 2001 as Instrument No. 101114989, records Ada County, Idaho; and

WHEREAS, the Master Declaration permitted the Declarant to create Local Associations by means of a supplemental declaration; and

WHEREAS, Articles of Incorporation of The Pointe at Two Rivers Homeowners Association, Inc. (“**The Pointe Association**”) were filed with the Idaho Secretary of State on November 2, 2001; and

WHEREAS, Declarant has heretofore filed of record that certain Tenth Supplement to the Master Declaration of Covenants, Conditions and Restrictions of Two Rivers Subdivision (the “**Tenth Supplement**”), which Tenth Supplement was recorded the 13th day of September, 2004, as Instrument No. 104117126, records Ada County, Idaho; and

WHEREAS, the Lots of Two Rivers Subdivision No. 3, according to the official Plat thereof, recorded as Instrument No. 101080094, records Ada County, Idaho, were made subject to the Third Supplement, and the Lots of Two Rivers Subdivision No. 10, according to the official Plat thereof, recorded as Instrument No. 104104204, records Ada County, Idaho, were made subject to the Third Supplement and the Tenth Supplement; and

WHEREAS, all of the Lots in that portion of the Properties subject of the Master Declaration that have been platted in Two Rivers Subdivision No. 3 and Two Rivers Subdivision No. 10 is commonly known as The Pointe at Two Rivers; and

WHEREAS, every Owner of a Lot in Two Rivers Subdivision No. 3 and Two Rivers Subdivision No. 10 (the “**Pointe**”) are members in The Pointe Association; and

ADA COUNTY RECORDER Christopher D. Rich
BOISE IDAHO 08/26/13 04:25 PM
DEPUTY Lisa Ball
RECORDED - REQUEST OF
Wilson McCall
AMOUNT 62.00 25
113097667

WHEREAS, Section 3 of Article VIII of the Third Supplement provided, in part, that: *“All roofs shall include hips, dormers and/or gutters in order to present heightened architectural features and shall be a minimum of six/twelve pitch”* (hereinafter the **“Pitch Restriction”**); and

WHEREAS, Section 1 of Article XII of the Third Supplement provides that any of the covenants and restrictions contained therein may be amended by an instrument signed by members of The Pointe Association entitled to cast not less than 66-2/3 of the votes of said association, and that any such amendment be recorded; and

WHEREAS, the undersigned Lot Owners collectively exceed 66-2/3 percent of the votes of the membership of The Pointe Association; and

WHEREAS, each of the undersigned, by executing this Amendment to Third Supplement, desire to amend the Pitch Restriction.

NOW, THEREFORE, the undersigned hereby declare that the Third Supplement is hereby amended by modifying the Pitch Restriction to read:

“All roofs shall include hips, dormers and/or gutters in order to present heightened architectural features with either a minimum 6/12 pitch; or if the Dwelling Unit is of a prairie style or other architectural style incompatible with a steeply pitched roof, the Architectural Control Committee may waive the minimum pitch and permit in its discretion a low pitched hip roof form or flat roof, consistent with the overall architectural style of the Dwelling Unit.”

This Amendment to Third Supplement may be executed in counterparts, each of which shall be deemed an original, and all of which together shall constitute one and the same Amendment to Third Supplement.

This Amendment to Third Supplement shall be effective upon the date it is fully executed by all of the undersigned, and is recorded in the recorder’s office of Ada County, Idaho.

Accept as amended herein, the Third Supplement shall remain in full force and effect with no other change or modification.

IN WITNESS WHEREOF, the undersigned, who collectively comprise more than 66-2/3 of the votes of the membership of the The Pointe Association, have executed this Amendment to Third Supplement on the date(s) appearing in their acknowledgement.

[Signature pages begin on next page.]

R. Deluca

Ryan Deluca

Date: 8/18/13

B. Deluca

Bryna Deluca

Date: 8/18/13

Lots Owned: Lot 9-10, Block 20 of Two Rivers Subdivision No. 3

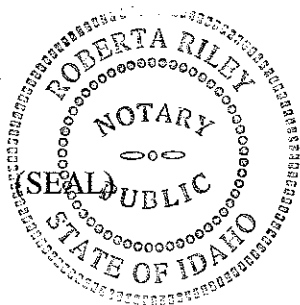
STATE OF IDAHO,)

: ss.

County of Ada.)

On this 18 day of August, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared Ryan Deluca and Bryna Deluca, known and identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Roberta Riley

Notary Public for Idaho

Residing at Mendocino, Idaho

Commission expires February 15, 2019

James Craig Kvamme
James Craig Kvamme

Date: *Aug 10, 2013*

Debra Kvamme
Debra Kvamme

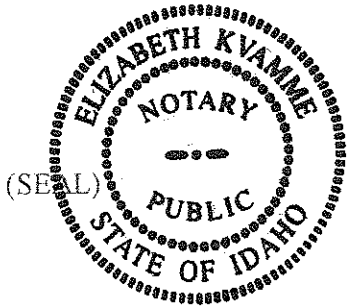
Date: *10 Aug 2013*

Lots Owned: Lot 12, Block 20 of Two Rivers Subdivision No. 3

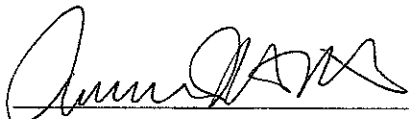
STATE OF IDAHO,)
) ss.
County of Ada.)

On this *10th* day of *August*, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared James Craig Kvamme and Debra Kvamme, known and identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Elizabeth Kvamme
Notary Public for Idaho
Residing at *Eagle*, Idaho
Commission expires: *3-8-2018*



Thomas D. Hill

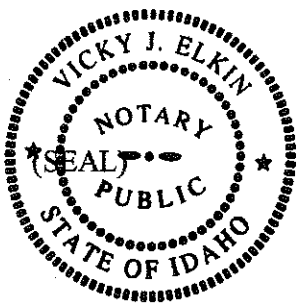
Date: 7-11-13

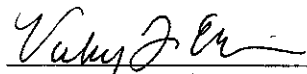
Lots Owned: Lot 14, Block 20 of Two Rivers Subdivision No. 3

STATE OF IDAHO,)
 : ss.
County of Ada.)

On this 11 day of July, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared Thomas D. Hill, known and identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.





Notary Public for Idaho
Residing at Boise, Idaho
Commission expires: 7/22/2015

Nathan R Andrew

Nathan R. Andrew

Date: 7/11/13

Lots Owned: Lot 18, Block 20 of Two Rivers Subdivision No. 3

STATE OF IDAHO,)

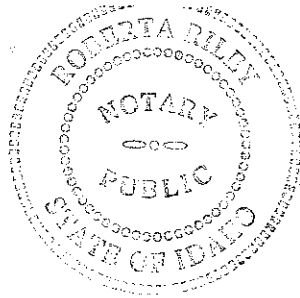
: ss.

County of Ada.)

On this 11 day of July, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared Nathan R. Andrew, known and identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(SEAL)



Roberta Riley
Notary Public for Idaho
Residing at meridian, Idaho
Commission expires: February 15, 2019

POLLOCK FAMILY TRUST

By [Signature]
Eric C. Pollock, Trustee

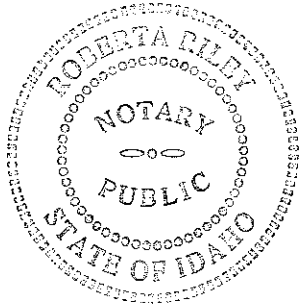
Date: 7/29/13

Lots Owned: Lot 19, Block 20 of Two Rivers Subdivision No. 3

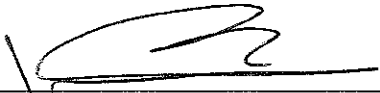
STATE OF IDAHO.)
 : ss.
County of Ada.)

On this 29th day of July, 2013, before me, the undersigned, a Notary Public in and for said state, personally appeared Eric C. Pollock, identified to me to be the Trustee of the Pollock Family Trust, or the persons who executed the instrument on behalf of said Trust, and acknowledged to me that the Trust executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

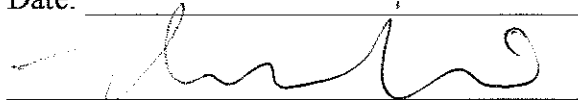


Roberta Riley
Notary Public for Idaho
Residing at Meridian, Idaho
Commission Expires: February 15, 2019



Weiyu Zhu

Date: 8/8/13



Zhen Li

Date: 8/8/2013

Lots Owned: Lot 21, Block 20 of Two Rivers Subdivision No. 3

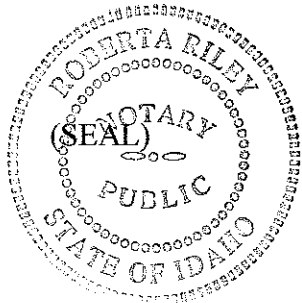
STATE OF IDAHO,)

: ss.

County of Ada.)

On this 8 day of August, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared Weiyu Zhu and Zhen Li, known and identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.





Notary Public for Idaho

Residing at Meridian, Idaho

Commission expires: February 15, 2019

Robert Brian Burnett

Robert Brian Burnett

Date: 7/16/13

Lindsey Jane Burnett

Lindsey Jane Burnett

Date: 7/16/13

Lots Owned: Lot 24, Block 20 of Two Rivers Subdivision No. 3

STATE OF IDAHO,)

: ss.

County of Ada.)

On this 16 day of July, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared Robert Brian Burnett and Lindsey Jane Burnett, known and identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Roberta Riley

Notary Public for Idaho

Residing at Meridian, Idaho

Commission expires February 15, 2019

MALLORY FAMILY REVOCABLE TRUST

By *Mark Andrew Mallory*
Mark Andrew Mallory, Trustee

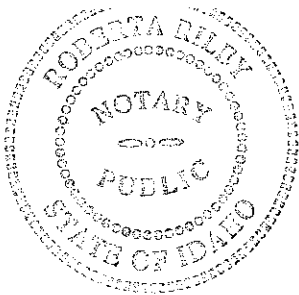
Date: 7/16/2013

Lots Owned: Lot 25, Block 20 of Two Rivers Subdivision No. 3

STATE OF IDAHO.)
 : ss.
County of Ada.)

On this 16 day of July, 2013, before me, the undersigned, a Notary Public in and for said state, personally appeared Andrew Mark Mallory, identified to me to be the Trustee of the Mallory Family Revocable Trust, or the person who executed the instrument on behalf of said Trust, and acknowledged to me that the Trust executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Roberta Riley
Notary Public for Idaho
Residing at Meridian, Idaho
Commission Expires: February 15, 2019

Allen J. Haggerty
Allen J. Haggerty

Date: 7-18-13

Teena M. Dean
Teena M. Dean

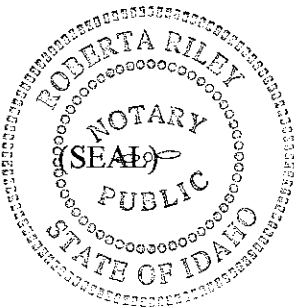
Date: 7-18-13

Lots Owned: Lot 28, Block 31 of Two Rivers Subdivision No. 10

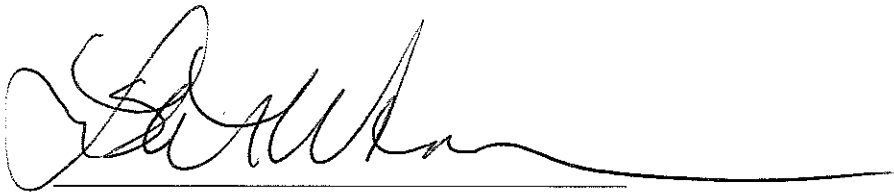
STATE OF IDAHO,)
 : ss.
County of Ada.)

On this 18th day of July, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared Allen J. Haggerty and Teena M. Dean, known and identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Roberta Riley
Notary Public for Idaho
Residing at Meridian, Idaho
Commission expires: February 15, 2019



Lisa A. Wanner

Date: 7/14/13

Lots Owned: Lot 29, Block 31 of Two Rivers Subdivision No. 10

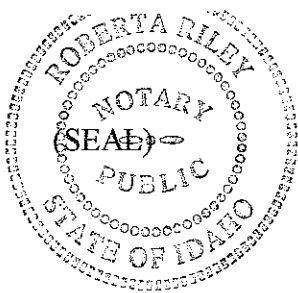
STATE OF IDAHO,)

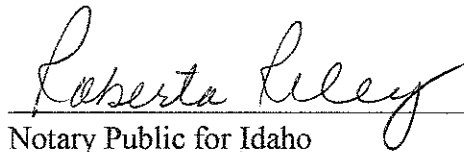
: ss.

County of Ada.)

On this 16 day of July, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared Lisa A. Wanner, known and identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.




Notary Public for Idaho
Residing at Murdan, Idaho
Commission expires: February 15, 2019

**LARRY GENE & JUDITH DEANN MENDENHALL
REVOCABLE TRUST**

By *Larry G. Mendenhall*
Larry Gene Mendenhall, Trustee

Date: _____

By *Judith D. Mendenhall*
Judith Dean Mendenhall, Trustee

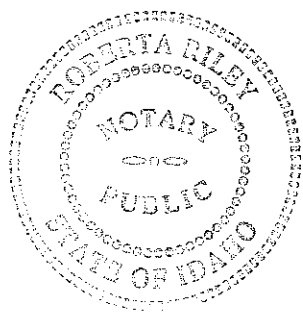
Date: 7.16.2013

Lots Owned: Lot 31, Block 31 of Two Rivers Subdivision No. 10

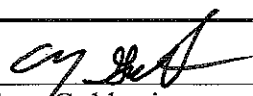
STATE OF IDAHO.)
 : ss.
County of Ada.)

On this 16 day of July, 2013, before me, the undersigned, a Notary Public in and for said state, personally appeared Larry Gene Mendenhall and Judith Dean Mendenhall, identified to me to be the Trustees of the Larry Gene & Judith Deann Mendenhall Revocable Trust, or the persons who executed the instrument on behalf of said Trust, and acknowledged to me that the Trust executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Roberta Riley
Notary Public for Idaho
Residing at *Meridian*, Idaho
Commission Expires: *February 15, 2019*


Cary Goldstein

Date: July 11, 2013

Lots Owned: Lot 30, Block 31 of Two Rivers Subdivision No. 10

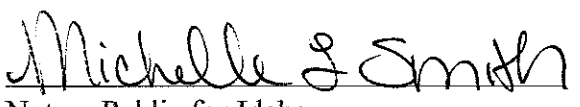
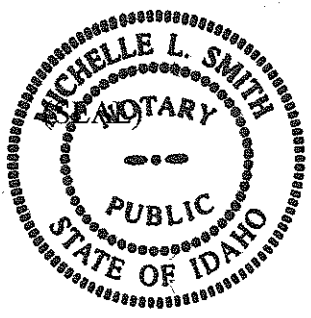
STATE OF IDAHO,)

: ss.

County of Ada.)

On this 11 day of July, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared Cary Goldstein known and identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he/she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Notary Public for Idaho

Residing at Boise, Idaho

Commission expires: 5/11/2018

**JEFFERY J. & CHRISTINE A. CULLEN
REVOCABLE LIVING TRUST**

By [Signature]
Jeffery J. Cullen, Trustee

Date: 7-15-13

By [Signature] [Signature]
Christine A. Cullen, Trustee

Date: 7-15-13

Lots Owned: Lot 32, Block 31 of Two Rivers Subdivision No. 10

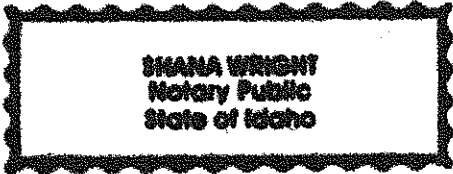
STATE OF IDAHO.)

: ss.

County of Ada.)

On this 15th day of July, 2013, before me, the undersigned, a Notary Public in and for said state, personally appeared Jeffery J. Cullen and ~~Christine A. Cullen~~, identified to me to be the Trustees of the Jeffery J. & Christine A. Cullen Revocable Living Trust, or the persons who executed the instrument on behalf of said Trust, and acknowledged to me that the Trust executed the same. *[Signature]*

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



[Signature]
Notary Public for Idaho
Residing at Mendian, Idaho
Commission Expires: 6/3/14

CBH HOMES INC

~~CBH HOMES~~

By: COREY BARTON

Name: _____

Title: PRES

Date: 7-12-13

Lots Owned: Lot 35, Block 31 of Two Rivers Subdivision No. 10

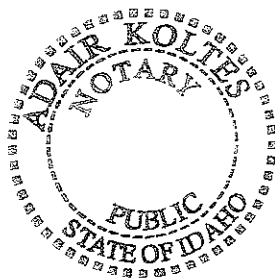
STATE OF IDAHO,)

: ss.

County of Ada.)

On this 12th day of July, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared Corey Barton, known and identified to me to be the President of CBH Homes Inc., an Idaho corporation, that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Adair Koltes

Notary Public for Idaho
Residing at Nampa, ID, Idaho
Commission expires: 6-05-16

T R COMPANY, LLC

By: [Signature]
Name: Dennis M. Baker
Title: Manager

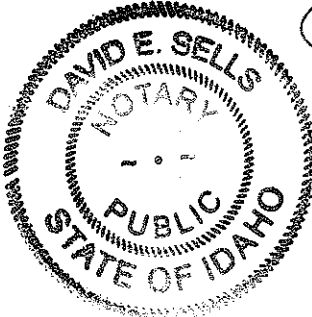
Date: 6-20-2013

Lots Owned: Lots 36, 40 and 42, Block 31 of Two Rivers Subdivision No. 10

STATE OF IDAHO,)
 : ss.
County of Ada.)

On this 20th day of June, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared Dennis M. Baker, known and identified to me to be the Manager of T R COMPANY, LLC, an Idaho limited liability company, that executed the instrument or the person who executed the instrument on behalf of said limited liability company and acknowledged to me that such limited liability company executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



[Signature]

Notary Public for Idaho
Residing at Malta, Id, Idaho
Commission expires: 10-28-2014



Jake Centers

Date: 7.18.13



Michaela Centers

Date: 7.18.13

Lots Owned: Lot 37, Block 31 of Two Rivers Subdivision No. 10

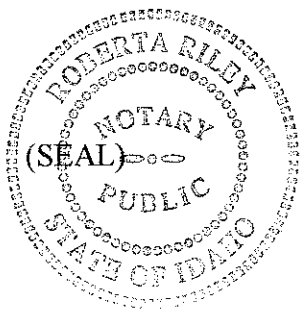
STATE OF IDAHO,)

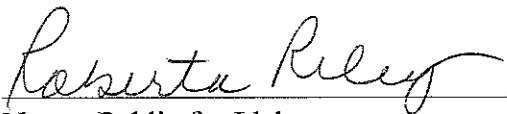
: ss.

County of Ada.)

On this 18th day of July, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared Jake Centers and Michaela Centers, known and identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

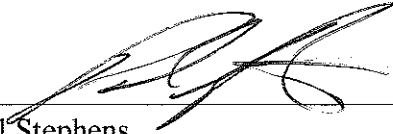




Notary Public for Idaho

Residing at Meridian, Idaho

Commission expires: February 15, 2019



Paul Stephens

Date: 7-30-13



Megan Stephens

Date: 7/31/2013

Lots Owned: Lot 41, Block 31 of Two Rivers Subdivision No. 10

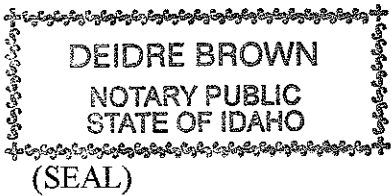
STATE OF IDAHO,)

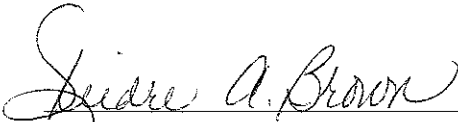
) : ss.

County of Ada.)

On this 31st day of July, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared Paul Stephens and Megan Stephens, known and identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.





Notary Public for Idaho
Residing at Fagle, Idaho
Commission expires: Nov. 14, 2018

[Handwritten Signature]
Cory J. Jackson

Date: 7/25/13

[Handwritten Signature: Richelle Jackson]
Richelle Jackson

Date: 7/25/13

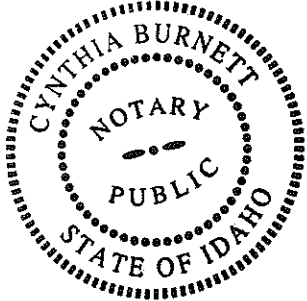
Lots Owned: Lot 43, Block 31 of Two Rivers Subdivision No. 10

STATE OF IDAHO,)
 : ss.
County of Ada.)

On this 25 day of July, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared Cory J. Jackson and Richelle Jackson, known and identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

[Handwritten Signature: Cynthia Burnett]
Notary Public for Idaho
Residing at Ada, Idaho
Commission expires: 12-18-16



[Handwritten signature]

Stuart Davis

Date: 7.17.13

[Handwritten signature]

Julia Davis

Date: 7.17.13

Lots Owned: Lot 48, Block 31 of Two Rivers Subdivision No. 10

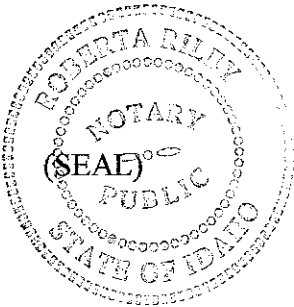
STATE OF IDAHO,)

: ss.

County of Ada.)

On this 17th day of July, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared Stuart Davis and Julia Davis, known and identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



[Handwritten signature]

Notary Public for Idaho

Residing at Meridian, Idaho

Commission expires: February 15, 2019

Patrick T. Otte

Patrick T. Otte

Date: 8-6-13

Janet K. Otte

Janet K. Otte

Date: 8/6/13

Lots Owned: Lot 49-50, Block 31 of Two Rivers Subdivision No. 10

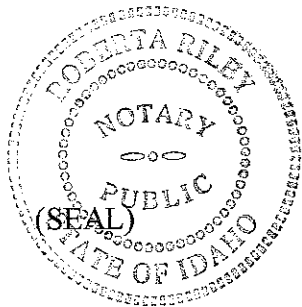
STATE OF IDAHO,)

: ss.

County of Ada.)

On this 8 day of August, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared Patrick T. Otte and Janet K. Otte, known and identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Roberta Riley

Notary Public for Idaho

Residing at Meridian, Idaho

Commission expires: February 15, 2019

MATTHEW J. & STEPHANIE A. BAKER LIVING TRUST

By [Signature]
Matthew J. Baker, Trustee

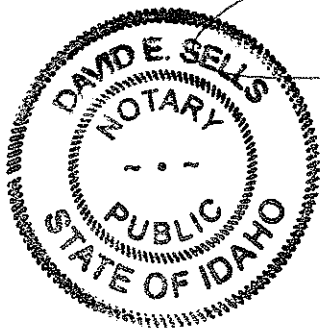
Date: 6/20/13

Lots Owned: Lot 51, Block 31 of Two Rivers Subdivision No. 10

STATE OF IDAHO.)
 : ss.
County of Ada.))

On this 20th day of JUNE, 2013, before me, the undersigned, a Notary Public in and for said state, personally appeared Matthew J. Baker, identified to me to be the Trustee of the Matthew J. & Stephanie A. Baker Living Trust, or the person who executed the instrument on behalf of said Trust, and acknowledged to me that the Trust executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



[Signature]
Notary Public for Idaho
Residing at Wampa, Id., Idaho
Commission Expires: 10-28-2017

TAHOE HOMES, LLC

By: [Signature]

Name: Jake Centers

Title: Manager

Date: 7.18.13

Lots Owned: Lots 52, Block 31 of Two Rivers Subdivision No. 10

STATE OF IDAHO,)

: ss.

County of Ada.)

On this 18th day of July, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared Jake Centers, known and identified to me to be the Manager of TAHOE HOMES, LLC, an Idaho limited liability company, that executed the instrument or the person who executed the instrument on behalf of said limited liability company and acknowledged to me that such limited liability company executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Roberta Riley
Notary Public for Idaho
Residing at Meridian, Idaho
Commission expires: February 15, 2019

