



**SECOND AMENDMENT TO ELEVENTH SUPPLEMENT
TO COMMUNITY CHARTER FOR LEGACY**

This Second Amendment (the "**Amendment**") is made to the Eleventh Supplement to Community Charter for Legacy, recorded as Instrument No. 2014-101038, records Ada County, Idaho, as amended by that certain Amendment to Eleventh Supplement to Community Charter for Legacy recorded as Instrument No. 2015-033481, records Ada County, Idaho (collectively hereinafter the "**Eleventh Supplement**"), and is entered into this 29th day of October, 2015.

Recitals

A. The Eleventh Supplement designated certain lots that back on to Lot 1, Block 9, Snoqualmie Falls Subdivision No. 5, Ada County, Idaho (the "**Phase Five Pond**") as lots that were designated to be in the "Pond Front Service Area" and that the Phase Five Pond was a designated "Limited Common Area" assigned for the primary benefit of the Pond Front Lots.

B. All terms defined in the Eleventh Supplement shall have the same meaning in this Amendment unless otherwise defined in this Amendment.

C. The Founder anticipated annexing additional lots into the Pond Front Service Area and designating additional Common Area Lots as Limited Common Areas associated with the Pond Front Service Areas.

D. Brahma, LLC has succeeded to the rights of the Founder by virtue of an assignment of such rights from Horseshoe Flats, LLC, which assignment was made pursuant to the Community Charter for Legacy (the "**Charter**").

ARTICLE 1: POND FRONT SERVICE AREA.

1.1 Annexation into Pond Front Service Area. The Founder declares that building Lots 2 through 5, 8 through 11 and 15 through 17, Block 11, Snoqualmie Falls Subdivision No. 6; Lots 2 through 4, 6 and 7, Block 13, Snoqualmie Falls No. 6 (the "**Annexed Lots**") are hereby annexed into the Pond Front Service Area and are made subject to the Eleventh Supplement and that the Eleventh Supplement shall run with the title to the Annexed Lots and the Eleventh Supplement shall be binding upon the future owners of the Annexed Lots, their respective heirs, successors in title and assigns. The Annexed Lots shall hereinafter be considered as "**Pond Front Lots**" under the Eleventh Supplement.

1.2 Limited Common Area. Lot 1, Block 11, Snoqualmie Falls Subdivision No. 6, Ada County, Idaho, and the pond portion of Lot 4, Block 6, Mosca Seca Subdivision No. 2, Ada County, Idaho, and the pond portions of Lot 6, Block 6, Snoqualmie Falls Subdivision No. 4, Ada County, Idaho are hereby designated as "**Limited Common Areas**" of the Eleventh Supplement.

ARTICLE 2: SERVICE AREA MAINTENANCE AND EXPENSES.

2.1 The maintenance provision set forth in Section 2.1 of the Eleventh Supplement and the Service Area expenses set forth in Section 2.2 of the Eleventh Supplement shall apply to the ponds or portions thereof designated as Limited Common Areas herein. Similarly, the Service Area Assessments shall now be calculated at a uniform rate per lot for each Pond Front Lot described in the Eleventh Supplement, and for each Pond Front Lot annexed herein. The Service Area Assessment shall be levied against each Owner of each Pond Front Lot in accordance with Section 12.5 of the Charter.

2.2 Owner's Responsibility. Nothing set forth in this Amendment shall relieve the Owner of any Annexed Lot of its obligation to maintain the Pond Front Lots' backyards, including maintaining all landscaping and hardscaping of each Owner's backyard down to the shoreline of the ponds, unless otherwise assumed by the Association. Notwithstanding the foregoing, the Pond Front Lots in Snoqualmie Falls Subdivision No. 5, Ada County, Idaho are still part of the No. 5 Service Area created in Ada County Instrument No. 2014-101038, and shall continue to be maintained by Legacy Community Association, Inc. in accordance with the Twelfth Supplement to Community Charter for Legacy, Instrument No. 2014-101039, records Ada County, Idaho.

IN WITNESS WHEREOF, Founder has set its hand and seal of the date and year first above written.

Brahma, LLC, by its Manager:
Developers Services, Inc.

By  _____
Brian F. McColl, its President

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

On this 29th day of October, 2015, before me, the undersigned, a Notary Public in and for said State, personally appeared **Brian F. McColl**, known and identified to me to be the **President of Developers Services, Inc., the Manager of Brahma, LLC**, an Idaho liability company, and the Manager who subscribed said limited liability company's name to the foregoing instrument, and acknowledged to me that he executed the same on behalf of said limited liability company; and that such corporation executed the same in said limited liability company name.

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)



Ronni Christianson
Notary Public for Idaho
Residing at Bow, Idaho
Commission expires: 6-30-16