

ADA COUNTY RECORDER Christopher D. Rich  
BOISE IDAHO Pgs=3 BONNIE  
WORST FITZGERALD & STOVER

**2014-094137**  
11/19/2014 03:45 PM  
AMOUNT:\$16.00



**THIS SECOND AMENDMENT TO COMMUNITY CHARTER FOR  
LEGACY, ADA COUNTY INSTRUMENT NO. 112086395, IS BEING RE-  
RECORDED TO PROPERLY IDENTIFY THE SECTIONS BEING  
AMENDED HEREIN AS SECTIONS 12.2 (a) AND 12.2 (e)**

## SECOND AMENDMENT TO COMMUNITY CHARTER FOR LEGACY

This Second Amendment (the "**Second Amendment**") is made to the Community Charter for Legacy ("**Charter**") dated April 25, 2008, executed by Idaho Development Services, Inc., an Idaho corporation ("**IDS**"), and recorded as Instrument No. 108048693 on April 25, 2008, together with the First Amendment to Community Charter for Legacy recorded as Instrument No. 111102792 on December 16, 2011 in the office of the Ada County Recorder.

This Second Amendment is made by Cloud Berry, LLC, an Idaho limited liability company, the successor to all of the rights, title and interests of the Founder under the Charter.

### Recitals

WHEREAS, pursuant to Section 20.2 of the Charter, the Founder may unilaterally amend the Charter for any purpose until termination of the Founder Control Period;

NOW, THEREFORE, the undersigned hereby declares that the following sections of the Charter are amended as follows:

Section 12.1(a) is amended to change the time period before the beginning of each fiscal year when the Board shall prepare a budget, from sixty (60) days to thirty (30) days.

Section 12.1(e) is amended by deleting the requirement that the Board send a copy of the budget to each Owner, and replace it with the requirement that a copy of the applicable budget be available for any Owner's review upon written request of an Owner.

IN WITNESS WHEREOF, Founder has caused this Second Amendment to be executed as of the 13<sup>th</sup> day of August, 2012.

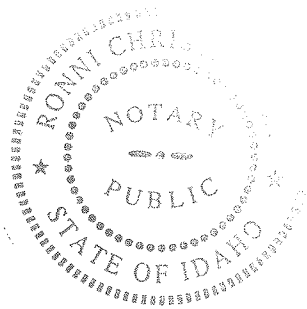
Cloud Berry, LLC, an Idaho  
limited liability company

By   
Brian F. McColl, its Manager

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

On this 13<sup>th</sup> day of August, in the year 2012, before me, a Notary Public in and for said State, personally appeared Brian F. McColl, known or identified to me to be the Manager of Cloud Berry, LLC, the Manager that executed the within instrument or the person who executed the instrument on behalf of said Cloud Berry, LLC, 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.



Ronni Christensen  
Notary Public for Idaho  
Residing at: Boise, Idaho  
Commission expires: 6/30/16