

Original recorded on
September 22, 1992 as
Instrument # 1276006
in the Records of
Kootenai County, Idaho.

AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS
AND RESTRICTIONS

TREEPORT

WHEREAS, a Declaration of Covenants, Conditions and Restrictions applicable to that development in Kootenai County, Idaho, described as Treeport, was duly recorded November 1, 1990, as Instrument No. 1199960, Records of Kootenai County, Idaho; and WHEREAS, the Declarant, as defined therein, owns over fifty percent(50%)of the tracts within said development and is desirous of amending said Declaration to alter the amount of the annual assessments and to more clearly define the purposes for which said assessments can be used;

NOW, THEREFORE, said Declaration of Covenants, Conditions and Restrictions is hereby amended and modified as follows:

1. That paragraph entitled ARTICLE II, section 2, Membership and Voting Rights, is hereby amended to provide as follows:

"Section 2. Membership and voting Rights.

Each owner of a tract which is subject to assessment shall be a member of the Association. The Declarant or its successor shall also be a member thereof and no tracts owned or retained by Declarant shall be subject to assessment. Membership shall be appurtenant to and may not be separated from the ownership of any tract. For voting purposes, the Association shall have two classes of voting membership."

2. Article II, section 4C, Maximum Annual Assessment, is hereby amended in its entirety to provide as follows:

"C. Maximum Annual Assessment, Annual assessments will not be made for three years commencing January 1, 1992. Commencing January 1, 1995, the annual assessment shall be as follows:

a. An annual assessment of \$120.00 per tract, to be used for the insurance; maintenance and up-keep of the airstrip and the road in the development situated in Kootenai County as well as other association business and benefits as required.

c. Such assessment shall remain in effect until and unless the membership authorizes a greater or lesser assessment by a two-thirds vote of the members."

3. Article IV, section 3B, is hereby amended by changing the last sentence thereof to read as follows:

"Completion of said construction shall be accomplished within one (1) year after commencement of construction."

4. In all other respects said Declarations of Covenants, Conditions and Restrictions shall remain the same and shall continue to be in full force and effect and shall not be modified, altered or changed in any respect by this amendment.

IN WITNESS WHEREOF, the undersigned have executed this Amendment to Declaration of Covenants, Conditions and Restrictions this 22 day of September, 1992.

Signed by the Declarant and
Notary Public

A certified copy of the original document is on file in the Records of Treeport Homeowners Association, Inc. and is available upon request by tract owners or prospective buyers. A copy may also be obtained from the Records Office of Kootenai County, located in Coeur d' Alene, Idaho.