

SECOND SUPPLEMENT TO COMMUNITY CHARTER FOR LEGACY

This Second Supplement is made as of the 2nd day of October, 2012, to the Community Charter for Legacy (“**Charter**”) recorded April 25, 2008 as Instrument No. 108048693, Ada County records, together with the First Supplement to Community Charter for Legacy recorded September 15, 2011 as Instrument No. 111074487, Ada County Record records.

Recitals

A. The Charter was originally made by Idaho Development Services, Inc., an Idaho corporation, as ‘Founder.’

B. Cloud Berry, LLC, an Idaho limited liability company (hereinafter the “**Founder**”), is the successor in interest to, and the holder of the rights of Idaho Development Services, Inc. under the Charter.

C. Horseshoe Flats, LLC, an Idaho limited liability company (the “**Developer**”) is the owner of the certain real property in Ada County, State of Idaho more particularly described as follows:

Lots 1-8 in Block 1 of Snoqualmie Falls Subdivision No. 1, and
Lots 1-13 in Block 2 of Snoqualmie Falls Subdivision No. 1,
according to the official plat thereof, filed in Book 104 of Plats at
Pages 14169 through 14170, records of Ada County, Idaho.

The above described real property is hereinafter referred to as “**Additional Property.**”

D. Pursuant to Chapter 16: Expansion of the Community of the Charter, Founder may submit, per the terms of the Charter, additional property by recording a Supplement, with the consent of the owner.

ARTICLE 1: ADDITIONAL PROPERTY.

1.1 Additional Property. The Founder declares that the Additional Property described above is made subject to the Charter, and that the Charter shall run with the title to the Additional Property, and the Charter shall be binding upon the future owners of any portion of the Additional Property, their respective heirs, successors, successors in title, and assigns.

1.2 Common Area. The following lots in the Additional Property are hereby designated as Common Areas, as defined in the Charter:

Lot 8, Block 1 of Snoqualmie Falls Subdivision No. 1 and Lot 13, Block 2 of Snoqualmie Falls Subdivision No. 1, according to the official plat thereof, filed in Book 104 of Plats at Pages 14169 through 14170, records of Ada County, Idaho.

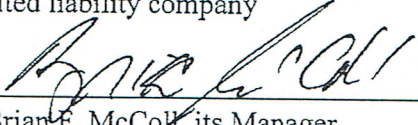
1.3 Units. Each of the lots of the Additional Property that are not designated as Common Area are hereby designated as home sites in Legacy and shall be considered Units as that term is defined in the Charter.

1.4 Consent. The undersigned owner of the Additional Property consents to this Second Supplement.

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

Cloud Berry, LLC, an Idaho
limited liability company

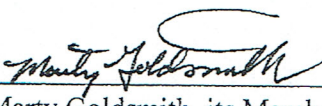
By



Brian F. McColh, its Manager

Horseshoe Flats, LLC, an Idaho
limited liability company

By



Marty Goldsmith, its Member

