

After Recording return to:

Kastera Homes
1951 S. Saturna Way, Suite 100
Boise, ID 83709

ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 07/30/08 01:24 PM
DEPUTY Bonnie Oberbillig
RECORDED - REQUEST OF
Skylight Sub

AMOUNT 6.00 2



SECOND AMENDMENT
TO
DECLARATION OF CONVENANTS, CONDITIONS, AND RESTRICTIONS
OF
SKYLIGHT SUBDIVISION MARKETING AS SOUTH HILL

This Amendment is made July 30, 2008, pursuant to Article XV, Section 3 of the Declaration. This Amendment shall modify and change that certain Declaration recorded as of March 14, 2008, as Instrument No. 108029394, records of Ada County, Idaho.

This Amendment shall have the same effect as if it were part of the original Declaration. This Amendment is as follows:

Article V, Section 1 shall be modified to read as follows:

Section 1. Ada County Highway District Storm Water and Drainage Easement: The Ada County Highway District has been granted a perpetual blanket storm water drainage easement over Lot 10 and portions of Lots 10 and 25, Block 4 Skylight Subdivision on which has been constructed storm water drainage facilities to be owned and operated by the Ada County Highway District in accordance with the provision of the Master Perpetual Storm Water Drainage Easement recorded on May 20, 2004 as Instrument No. 104068411 records of Ada County, Idaho.

A. Ada County Highway District Storm Water Drainage License. Pursuant to the provisions of the Storm Water Drainage License Agreement between Ada County Highway District and the Association dated April 11, 2008, Ada County Highway District has granted a storm water drainage license ("Drainage License") to the Association to: (1) construct, reconstruct, repair, maintain and replace the underground storm drain pipe ("Improvements") connecting certain Association property, herein described as Common Lot 1, Block 1 and Residential Lots 2, 3, 4, 5, 6, 7 and 8, Block 1 Skylight Subdivision, with the Ada County Highway District underground storm water drainage system ("ACHD Storm Drainage System"); and (2) to discharge storm water surface run-off from the Association's property into the ACHD Storm Drainage System by use of the Improvements.

Article V, Section 4 shall be modified to read as follows:

Section 4. Assessment and Lien Rights. The Ada County Highway District shall be entitled to levy assessment to the Association for the reasonable costs of all required maintenance and repairs to the storm water drainage facilities and shall be entitled to a continuing lien against all Lots for such unpaid assessments for maintenance and repair to the storm water drainage facilities.

A. Ada County Highway District Storm Water Drainage License Fee Assessment. Pursuant to the provisions of the Storm Water Drainage License Agreement between Ada County Highway District and the Association dated April 11, 2008 and Section 1.A of this Article, the fee assessment for the Drainage License shall be a total of three

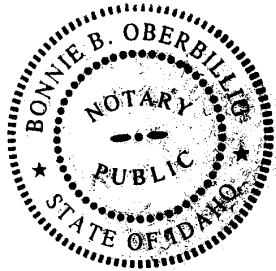
hundred dollars (\$300.00) per year for Common Lot 1, Block 1 and Residential Lots 2, 3, 4, 5, 6, 7 and 8, Block 1 Skylight Subdivision. The Association shall be responsible for the assessment of thirty seven dollars and fifty cents (\$37.50) for Common Lot 1, Block 1 and each Owner shall be responsible for the assessment of thirty seven dollars and fifty cents (\$37.50) for their corresponding ownership of Lots 2, 3, 4, 5, 6, 7 and 8, Block 1 as applicable.

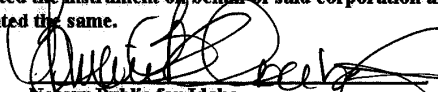
IN WITNESS WHEREOF, the undersigned, being the President and Secretary of the South Hill Homeowners Association, Inc., hereby certifies and attests that this Amendment has been approved by the written consent of members representing not less than sixty-six and two-thirds percent (66-2/3%) of the total voting power in the Association.


Todd Twedt
Director of Construction

STATE OF IDAHO)
 :SS
County of ADA)

On this 20th day of July, 2008, before me, a Notary Public, personally appeared Todd Twedt, known or identified to me to an officer of the 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.




Notary Public for Idaho
Commission Expires: 8-27-09