

79097

State of Idaho

Department of State

CERTIFICATE OF AMENDMENT OF

OAXHURST HOMEOWNER'S ASSOCIATION, INC.

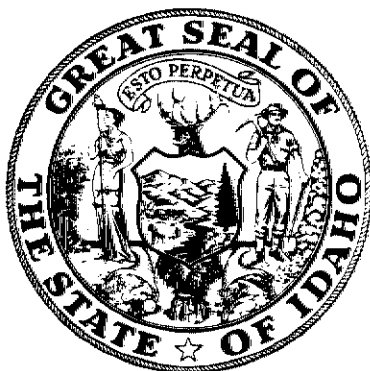
I PETE T. CENARRUSA, Secretary of State of the State of Idaho hereby, certify that
duplicate originals of Articles of Amendment to the Articles of Incorporation of _____

OAXHURST TOWNHOUSES ASSOCIATION, INC.

duly signed and verified pursuant to the provisions of the Idaho Business Corporation Act, have
been received in this office and are found to conform to law.

ACCORDINGLY and by virtue of the authority vested in me by law, I issue this Certificate of
Amendment to the Articles of Incorporation and attach hereto a duplicate original of the Articles
of Amendment.

Dated _____ March 4 _____, 19 88 _____.



Pete T. Cenarrusa

SECRETARY OF STATE

*_____
Corporation Clerk*

RECORDED
MAR 4 1 55 PM '88
SECRETARY OF STATE
88 FEB 18 PM 9 13

ARTICLES OF AMENDMENT
TO THE
ARTICLES OF INCORPORATION
OF

OAKHURST HOMEOWNER'S ASSOCIATION, INC.

Pursuant to the provisions of the Idaho Nonprofit Corporation Act, the undersigned corporation adopts the following Articles of Amendment to its Articles of Incorporation.

FIRST: The name of the corporation is Oakhurst Homeowner's Association, Inc. (hereinafter referred to as the "Association").

SECOND: The Amendments to the Articles of Incorporation as set forth herein were adopted by the members of the Association on the 5th day of January, 1988, in the manner prescribed by the Idaho Nonprofit Corporation Act.

THIRD: Article I of the Articles of Incorporation is amended to read and provide as follows:

ARTICLE I

These Articles of Incorporation shall hereby revoke and replace the preceding Articles of Incorporation of Oakhurst Townhouses Association, Ltd., the nonprofit corporation hereby incorporated being the distributee of all property of and the successor in interest of all right, title,

interest and obligation of Oakhurst Townhouses Association, Ltd.

FOURTH: Article II of the Articles of Incorporation is amended to read and provide as follows:

ARTICLE II

The name of this corporation shall be Oakhurst Townhouses Association, Inc., referred to hereafter in these Articles as the "Association".

FIFTH: Article IV of the Articles of Incorporation is amended to read and provide as follows:

ARTICLE IV

This Association shall not exist for nor contemplate gain or profit to the members thereof, and the specific purposes for which it is formed are to provide for maintenance, preservation, and architectural control of the individual Lots, and Common Area within that certain tract of property described as Oakhurst Townhouses, according to the official plat thereof filed in Book 51 of Plats at Pages 4332 and 4333, and Oakhurst Townhouses No. 2, according to the official plat thereof filed in Book 51 of Plats at Page 4348, records of Ada County, Idaho, collectively, the "Property". This Association is also formed for the purpose of promoting the health, safety and welfare of the residents within the Property and any additions thereto as may hereafter be brought within the jurisdiction of this Association. For this purpose this Association is empowered to:

a.) Exercise all of the powers and privileges and to perform all of the duties and obligations of the Association as set forth in that certain First Amended and Restated Declaration of Protective Covenants, Conditions and Restrictions for Oakhurst Townhouses, hereinafter called the

"Declaration", applicable to the Property and recorded in the office of the Ada County Recorder, Ada County, Idaho on Feb 6, 1988, as Instrument No. 8805965, as the same may be amended from time to time as therein provided, said Declaration being incorporated herein as if set forth in full;

b.) Exercise all of the powers and privileges and to perform all of the duties and obligations of the Association as set forth in that certain document titled By-Laws of the Oakhurst Townhouses Association, Inc., as the same may be amended from time to time.

c.) Fix, levy, collect and enforce payment by any lawful means of all charges or assessments pursuant to the terms of the Declaration and By-Laws; to pay all expenses in connection therewith and all office and other expenses incident to the conduct of the business of the Association, including all licenses, taxes, or government charges levied or imposed against the Property of the Association;

d.) Acquire (by gift, purchase, or otherwise), own, hold, improve, build upon, operate, maintain, convey, sell, lease, transfer, dedicate for public use or otherwise dispose of real or personal property in connection with the affairs of the Association;

e.) Dedicate, sell, or transfer all or any part of the Common Area to any public agency, authority, or utility for such purposes and subject to such conditions as may be agreed to by the Members. No such dedication or transfer shall be effective unless an instrument has been signed by two-thirds of the Members, agreeing to such dedication, sale or transfer;

f.) Participate in mergers and consolidations with other nonprofit corporations organized for the same purposes or annex additional residential property and Common Area, provided that any such merger, consolidation, or annexation shall have the assent of two-thirds of the members;

g.) Have and exercise any and all powers, rights, and privileges which a corporation organized under the Idaho Nonprofit Corporation Act by law may now or hereafter have or exercise.

SIXTH: Article VI of the Articles of Incorporation is amended to read and provide as follows:

ARTICLE VI

The Association shall have one class of voting membership, who shall be all the Owners of individual lots, other than Common Area, within the Property. Each Owner shall have one vote for each lot owned. When more than one person holds an interest in any lot, all such persons shall be Members. The vote for such lots shall be exercised as they determine, but in no event shall more than one vote be cast with respect to any lot.

SEVENTH: Article VII of the Articles of Incorporation is amended as follows:

ARTICLE VII

The affairs of this Association shall be managed by a Board of five Directors. The number of Directors may be changed by amendment of the By-Laws of the Association. The names and addresses of the persons who are to act in the capacity of Directors until election of their successors are:

1. Patty Riggs 2571 Waterbury Lane,
Boise, ID 83706
2. Ramona Himerich 2530 Gekeler Lane
Boise, ID 83706
3. Maureen G M Daly 2565 Waterbury Lane
Boise, ID 83706
4. Ida Larson 2572 Waterbury Lane
Boise, ID 83706

5. Clark Skeans 2553 Waterbury Lane
Boise, ID 83706

At each Annual Meeting the Members shall elect
five Directors to serve a term of one year.

EIGHTH: A meeting of the Members was held on January 5,
1988, at which time the Amendment to the Articles of
Incorporation as set forth herein was adopted. A quorum was
present. The amendment received a majority of the votes which
members present at such meeting in person or by proxy were
entitled to cast.

NINTH: All members are of the same class. The number
of votes cast for such Amendment were 52. The number of votes
cast against such Amendment were none.

IN WITNESS WHEREOF, the President and Secretary have set
their hands and seals the 2nd day of February, 1988.

OAKHURST HOMEOWNER'S ASSOCIATION, INC.

By Ann C Sues
Ann Sues, President

ATTEST:

Lynnda Lucas
Lynnda Lucas, Secretary

VERIFICATION

Ann Sues, being first duly sworn, deposes and says that she is the President of said Corporation and that she has read the foregoing Articles of Amendment to the Articles of Incorporation of Oakhurst Homeowner's Association, Inc., knows the contents thereof, and believes the facts therein stated to be true.

Ann C Sues
Ann Sues, President

STATE OF IDAHO)
County of Ada) ss

SUBSCRIBED AND SWORN before me this 2nd day of
Feb., 1988.

Ruth Triska
Notary Public for Idaho
Residing at Nampa, Idaho
My commission expires on 12-10, 1991

STATE OF IDAHO)
) ss.
County of Ada)

On this 2nd day of Feb, 1988, before me,
Ruth TRIENKAUS, a Notary Public in and for
said State, personally appeared ANN SUES, known or identified to
me to be the president of OAKHURST HOMEOWNER'S ASSOCIATION, INC.,
the corporation that executed the within instrument or the person
who executed the instrument on behalf of said corporation, and
acknowledged to me that such corporation 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.

Ruth Trienkaus
Notary Public for Idaho
Residing at Nampa, Idaho
My commission expires on 12/10, 1991