

**ARTICLES OF AMENDMENT TO THE ARTICLES OF INCORPORATION OF BLACKHAWK
HOMEOWNERS ASSOCIATION, INC.**

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Pursuant to the provisions of Section 30-30-703 of the Idaho Nonprofit Corporation Act, the undersigned corporation adopts the following Articles of Amendment to its Articles of Incorporation:

FIRST: The following amendments to the Articles of Incorporation were adopted by the members of the Corporation and the Board of Directors of the Corporation on February 18, 2025, in the manner prescribed by the Idaho Nonprofit Corporation Act:

1. Article VII of the Corporation's Articles of Incorporation shall be amended to read as follows:

ARTICLE VII

This Corporation shall be the association defined in the Declaration of Covenants, Conditions and Restrictions for Blackhawk, Division Number 3, Bonneville County, Idaho, recorded as Bonneville County Instrument Number 1215525, and any other subdivisions in Bonneville County, Idaho, which are subject to a Declaration of Covenants, Conditions and Restrictions, making the owners of property, subject to the Division Number 3 Declaration of Covenants, Conditions and Restrictions of Members of this Corporation. Further, members of this Corporation shall specifically include the owners of lots located in Blackhawk, Division Number 2, Bonneville County, Idaho, Blackhawk Division Number 3, Bonneville County, Idaho, Blackhawk Division Number 4, Bonneville County, Idaho, Blackhawk Division

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Number 5, Bonneville County, Idaho, and Iron Rim Ranch, as identified as
Bonneville County Recording Number 1219726.

2. Article VIII of the Corporation's Articles of Incorporation shall be amended to read as follows:

ARTICLE VIII

The nature of the business and the object and purpose of this Corporation shall be as follows:

- A. The transaction of any lawful business for which Corporations may be incorporated under the Idaho Business Incorporation Act and the Idaho Nonprofit Corporation Act.
- B. To form a Corporation under Title 30, Chapter 3 of the Idaho Code, for the purpose of providing an Owner's Association to which all owners of lots located in Blackhawk, Division Number 2, 3, 4 and 5, Bonneville County, Idaho, Iron Rim Ranch, Bonneville County, Idaho, and any other subdivisions in Bonneville County, Idaho, which have a Declaration of Covenants, Conditions and Restrictions, making the owners of property subject to the Declaration of Members of this Corporation, shall belong for the purpose of maintaining and creating an environment that will provide maximum opportunity for the orderly use and development of property owned by members of this Corporation which is subject to the Declaration of Division Number 3.
- C. To form an Association in which the rights, privileges, burdens, responsibilities and interests of all members shall be based upon the ownership of lots in Blackhawk, Division Number 2, 3, 4, and 5, and Iron Rim Ranch, or which have a Declaration of Covenants, Conditions and Restrictions making the members of such lots members of this Corporation. This Corporation shall have all powers incident to a corporate structure except as its powers are restricted in the Declaration.
- D. To operate a water supply and connection company through a culinary system established for all lots in Blackhawk Divisions 2, 3, 4 and 5, and Iron Rim Ranch, which system shall be owned by the Corporation, and to administer the water system and watering practices, as shall be determined by the Board of Directors. Such system shall include a well or wells, a tank or tanks and piping under the public roadway in dedicated easements. As necessary, the Board may enter into contracts to ensure a sufficient water system, administration of the water from that system, and enforcement of

assessments for improvements of common areas, the treatment and distribution system, development of a customer service policy subject to review by the Board from time to time, including water rates, and enforcement and collection of bills for water services.

- E. To receive and accept and to be obligated to receive and accept from various grants of right, title and interest in Association property, to assume the functions and obligations imposed upon the Association property as provided under the Declaration of Division Number 3. All Association property, both real and personal, including all water treatment and distribution systems, received and accepted by the Corporation, shall be held for the benefit and use for the members of the Corporation.
 - F. The Corporation shall have the power to levy regular or special assessments to fulfil their obligations and purposes set forth in these Articles of Incorporation and the Declaration of Division Number 3.
3. Article X of the Corporation's Articles of Incorporation shall be amended to read as follows:

ARTICLE X

- A. Each owner of a lot in Blackhawk, Division Number 2, 3, 4 and 5, and Iron Rim Ranch Subdivision, shall be deemed a member of the Association, by virtue of being such an owner and for so long as he/she is such an owner, shall be deemed a member of the Association. The Association membership of each owner shall be appurtenant to a lot for which it is issued, and such membership shall not be transferred, pledged or alienated in any way except upon the transfer of title to said lot, and then only to transferees of title to said lot. Any attempt to make a prohibited transfer shall be void. Any transfer of title to said lot shall operate automatically to transfer said membership to the new owner thereof.
- B. (1) Every member shall be entitled to one vote for each residential lot owned.
(2) The vote for each such lot shall, if at all, be cast as a unit, and fractional votes shall not be allowed. In the event that joint owners are unable to agree among themselves as to how their vote or votes shall be cast, they shall lose their right to vote on a matter in question. If any owner casts a vote representing a certain lot, it will thereafter be conclusively presumed for all purposes that he/she or they are acting with the authority and consent of all other owners of the same lot.

(3) The right to vote may not be severed or separated from the ownership of the lot to which it is appurtenant, except that any owner may give a revocable proxy, or may assign his/her right to vote for the term of a lease or a deed of trust, and any sale, transfer or conveyance of such lot to a new owner or owners shall operate automatically to transfer the appurtenant vote to the new owner, subject to any assignment of the right to vote to a lessee or beneficiary as provided herein.

THIRD: The number of votes of the Corporation Board of Director Members voting in favor of the Amendments were 5 votes in favor, 0 votes in opposition and 0 votes abstained. Such affirmative votes constituted two-thirds (2/3) of the votes cast by the Board of Directors.

FOURTH: The number of votes of the Corporation Members voting in favor of the Amendment was 40 votes in favor, 0 votes in opposition, and 0 votes abstained. Such affirmative votes constituted two-thirds (2/3) of the votes cast.

FIFTH: A vote of the membership was solicited by mailing ballots to each lot owner, together with a summary of the Amendment, with the deadline for casting votes by return of completed and signed ballots determined as March 3, 2025 at 5 o'clock p.m.

SIXTH: The original Articles of Incorporation, except as amended herein, are confirmed in all other respects.

Dated this 7 day of March, 2025.



Blackhawk Homeowners Association Inc.

By: Chris Boniface

Its: President



By: Marc Rinaldi

Its: Secretary

STATE OF IDAHO

COUNTY OF BONNEVILLE

On this 6 day of March, 2025, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Chris Boniface, known to me to be the president of Blackhawk Homeowners Association, and acknowledged to me that he executed the same.

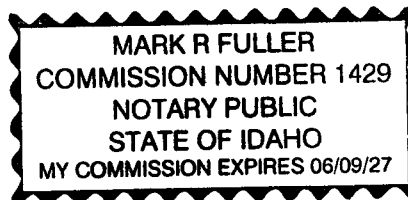
IN WITNESS whereof I have hereinto set my hand and affix my official seal the day and year in this certificate first above written

Mark R. Fuller

Notary Public for Idaho

Residing at Idaho Falls

My commission expires: 06-09-2027



STATE OF IDAHO

COUNTY OF BONNEVILLE

On this 6 day of March, 2025, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Mark Rinaldi, known to me to be the secretary of Blackhawk Homeowners Association, and acknowledged to me that he executed the same.

IN WITNESS whereof I have hereinto set my hand and affix my official seal the day and year in this certificate first above written

Mark R. Fuller

Notary Public for Idaho

Residing at Idaho Falls

My commission expires: 06-09-2027

