



**FOURTH AMENDMENT TO DECLARATION
OF COVENANTS, CONDITIONS AND
RESTRICTIONS OF THE SHORES SUBDIVISION**

THIS FOURTH AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS OF THE SHORES SUBDIVISION (this "Amendment") is made by ORION HOLDINGS, LLC, an Idaho limited liability company (the "Declarant"), in amendment of that certain Declaration of Covenants, Conditions and Restrictions of The Shores Subdivision (the "CC&R's"), recorded January 19, 2006, by the Ada County Recorder as Instrument No. 106009735, as subsequently amended by that certain First Amendment to Declaration of Covenants, Conditions and Restrictions of The Shores Subdivision (subsequently superseded and terminated by the Third Amendment (hereinafter defined)), recorded November 21, 2007, by the Ada County Recorder as Instrument No. 107156684 and Instrument No. 107156685, and by that certain Amendment to The Shores CC&R's (subsequently superseded and terminated by the Third Amendment), recorded May 2, 2008, by the Ada County Recorder as Instrument No. 108052300, and by that certain Third Amendment to Declaration of Covenants, Conditions and Restrictions of The Shores Subdivision (the "Third Amendment"), recorded November 12, 2010, by the Ada County Recorder as Instrument No. 110106688 (the CC&R's as amended by the Third Amendment are hereinafter referred to as the "Amended CC&R's").

PRELIMINARY STATEMENT

The Declarant not having certified in writing to the Association that no additional Real Property shall be made subject to the Amended CC&R's, and the Transition Date having not therefore occurred, the Declarant does hereby further amend the Amended CC&R's as set forth hereinbelow, in accordance with the provisions of Sections 8.3 and 13.5 of the Amended CC&R's, to annex and subject to the Amended CC&R's the additional real property described in **Exhibit A** attached hereto ("Waters Edge Subdivision").

AMENDMENT

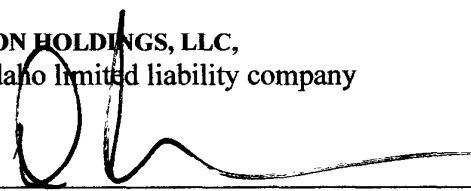
1. Except to the extent otherwise defined herein, all capitalized terms used in this Amendment shall have the meaning ascribed thereto in the Amended CC&R's.
2. Waters Edge Subdivision is hereby annexed as additional Real Property and made subject to the Amended CC&R's pursuant to Section 12.1 of the Amended CC&R's.
3. Section 1.11 of the Amended CC&R's is hereby amended to provide that the following lots comprising a portion (and being created upon the recording of the plat) of Waters Edge Subdivision are included in the term "*Common Areas*" as defined in Section 1.11 of the Amended CC&R's: Block 1, Lots 3, 5 and 12; Block 2, Lot 1; and Block 3, Lot 1.

4. Except to the limited extent expressly amended by this Amendment, the Amended CC&R's shall remain and continue in full force and effect in accordance with their terms.

IN WITNESS WHEREOF, this Amendment has been executed by the Declarant under and in further amendment of the Amended CC&R's and by the owner of the Annexed Property in consent of its submission to the Amended CC&R's, to be effective upon recordation by the Ada County Recorder.

DECLARANT:

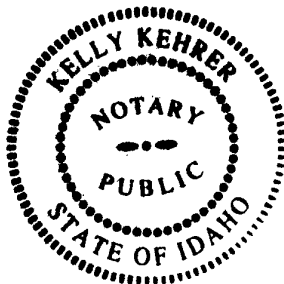
ORION HOLDINGS, LLC,
 an Idaho limited liability company

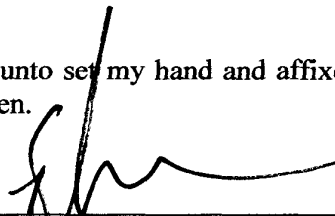
By 
 Donald G. Newell, Manager

STATE OF IDAHO)
) ss.
 County of Ada)

On this 10th day of October 2011, before me, a Notary Public in and for said state, personally appeared **DONALD G. NEWELL** known or identified to me (or proved to me on the oath of _____) to be the Manager of **ORION HOLDINGS, LLC**, the limited liability company that executed the instrument or the person who executed the instrument on behalf of said limited liability company, and who acknowledged to me that such company executed the same.

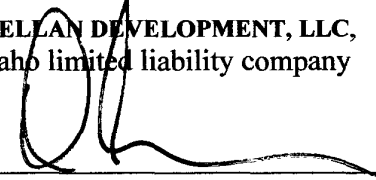
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.




 NOTARY PUBLIC FOR IDAHO
 Residing at Meridian, ID
 My Commission Expires 8/21/15

OWNER OF ANNEXED PROPERTY:

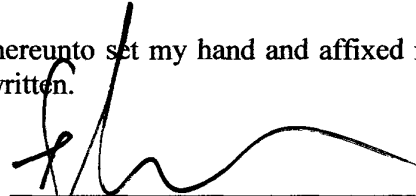
MAGELLAN DEVELOPMENT, LLC,
an Idaho limited liability company

By 
Donald G. Newell
Manager/Managing Member

STATE OF IDAHO)
) ss.
County of Ada)

On this 10th day of October 2011, before me, a Notary Public in and for said state, personally appeared **DONALD G. NEWELL** known or identified to me (or proved to me on the oath of _____) to be the Manager/Managing Member of **MAGELLAN DEVELOPMENT, LLC**, the limited liability company that executed the instrument or the person who executed the instrument on behalf of said limited liability company, and who acknowledged to me that such company 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.


NOTARY PUBLIC FOR IDAHO
Residing at Meridian, ID
My Commission Expires 8/21/15

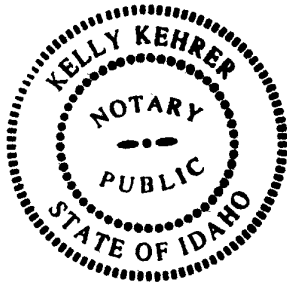


EXHIBIT A

(Legal Description of Annexed Property)

A PARCEL OF LAND SITUATED IN THE S 1/2 OF THE S1/2 OF SECTION 17, TOWNSHIP 4 NORTH, RANGE 1 EAST, BOISE MERIDIAN, CITY OF EAGLE, ADA COUNTY, IDAHO AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT AN ALUMINUM CAP MONUMENT MARKING THE SOUTHWEST CORNER OF SAID SECTION 17, THENCE ALONG THE WEST LINE OF SAID SECTION 17 N00°36'20"E A DISTANCE OF 1317.66 FEET TO A 5/8 INCH REBAR MARKING THE NORTHWEST CORNER OF SAID S1/2 OF THE S1/2 (S 1/16 CORNER), FROM WHICH AN ALUMINUM CAP MONUMENT MARKING THE NORTHWEST CORNER OF THE S1/2 (W 1/4 CORNER) OF SAID SECTION 17 BEARS N00°36'20"E A DISTANCE OF 1317.93 FEET, THENCE LEAVING SAID WEST LINE AND ALONG THE NORTH LINE OF SAID S1/2 OF THE S1/2 S89°08'03"E A DISTANCE OF 630.81 FEET TO A 5/8 INCH REBAR MARKING THE POINT OF BEGINNING;

THENCE CONTINUING ALONG SAID NORTH LINE S89°08'03"E A DISTANCE OF 718.80 FEET TO A 5/8 INCH REBAR MARKING THE SW 1/16 CORNER OF SAID SECTION 17 AND A POINT ON THE WEST LINE OF TWO RIVERS SUBDIVISION NO. 3 AS RECORDED IN THE OFFICIAL RECORDS OF SAID ADA COUNTY IN PLAT BOOK 82 AT PAGES 8979 THROUGH 8981;

THENCE LEAVING SAID NORTH LINE AND ALONG THE WEST LINE OF SAID TWO RIVERS SUBDIVISION S00°53'00"W A DISTANCE OF 345.23 FEET TO A 5/8 INCH REBAR MARKING THE WEST CORNER COMMON TO SAID TWO RIVERS SUBDIVISION AND THE SHORES SUBDIVISION - PHASE 1 AS RECORDED IN THE OFFICIAL RECORDS OF SAID ADA COUNTY IN PLAT BOOK 94 AT PAGES 11424 THROUGH 11432;

THENCE LEAVING SAID WEST LINE AND ALONG THE WEST LINE OF SAID THE SHORES SUBDIVISION - PHASE 1 THE FOLLOWING COURSES: S00°53'00"W A DISTANCE OF 215.73 FEET TO A 5/8 INCH REBAR;

THENCE ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 192.00 FEET, AN ARC LENGTH OF 11.60 FEET, A CENTRAL ANGLE OF 3°27'41", AND A CHORD BEARING N78°26'15"W A DISTANCE OF 11.60 FEET TO A 5/8 INCH REBAR;

THENCE S10°01'41"W A DISTANCE OF 66.08 FEET TO A 5/8 INCH REBAR;

THENCE ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 30.00 FEET, AN ARC LENGTH OF 36.83 FEET, A CENTRAL ANGLE OF 70°20'30", AND A CHORD BEARING S42°22'19"E A DISTANCE OF 34.56 FEET TO A 5/8 INCH REBAR;

THENCE S07°12'04"E A DISTANCE OF 216.91 FEET TO A 5/8 INCH REBAR;

THENCE ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 217.00 FEET, AN ARC LENGTH OF 137.51 FEET, A CENTRAL ANGLE OF 36°18'30", AND A CHORD BEARING S10°57'11"W A DISTANCE OF 135.22 FEET TO A 5/8 INCH REBAR ;

THENCE S29°06'26"W A DISTANCE OF 300.52 FEET TO A 5/8 INCH REBAR;

THENCE ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 30.00 FEET, AN ARC LENGTH OF 43.01 FEET, A CENTRAL ANGLE OF 82°08'59", AND A CHORD BEARING S70°10'56"W A DISTANCE OF 39.42 FEET TO A 5/8 INCH REBAR;

THENCE LEAVING SAID WEST LINE N68°44'35"W A DISTANCE OF 11.71 FEET TO A 5/8 INCH REBAR;

THENCE N29°06'26"E A DISTANCE OF 147.38 FEET TO A 5/8 INCH REBAR;

THENCE N68°44'35"W A DISTANCE OF 215.51 FEET TO A 5/8 INCH REBAR;

THENCE N20°10'01"W A DISTANCE OF 112.05 FEET TO A 5/8 INCH REBAR;

THENCE N19°56'35"W A DISTANCE OF 127.34 FEET TO A 5/8 INCH REBAR;

THENCE N20°06'38"W A DISTANCE OF 30.00 FEET TO A 5/8 INCH REBAR;
THENCE N20°07'36"W A DISTANCE OF 127.62 FEET TO A 5/8 INCH REBAR;
THENCE N31°53'42"W A DISTANCE OF 117.47 FEET TO A 5/8 INCH REBAR;
THENCE N20°38'44"W A DISTANCE OF 120.00 FEET TO A 5/8 INCH REBAR;
THENCE N20°14'45"W A DISTANCE OF 149.64 FEET TO A 5/8 INCH REBAR;
THENCE N15°28'25"W A DISTANCE OF 360.52 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 13.50 ACRES, MORE OR LESS.