

AMENDMENT TO RESTRICTIVE COVENANTS

KNOW ALL BY THESE PRESENTS:

That We, the undersigned, owners of lots located in the following described subdivision of real property situated in Lake County, Montana, to-wit:

Lots One (1), Two (2), Three(3), Four (4), Five(5) and Six (6) of Block One(1) and Lots One (1), Two (2), Three (3), Four(4), Five (5), Six (6) Of Block Two (2) and Reserve Lot 1 and Reserve Lot 2 of MOUNTAIN VIEW TERRACE, a subdivision of Lots 6 and 7, Mountain View Villa Site, located in the NE1/4 SE1/4, Section 20, and fractional Lot 5, Section 21, Township 23 North, Range Twenty (20) West, M.P.M.,

constituting at least two-thirds of the property owners of said Lots, do hereby consent to the following amendment or modification to those certain restrictive covenants concerning said lots, filed in the office of the Clerk and Recorder of Lake County, Montana, August 22, 1966, under Microfile No. 176649 and amended September 3, 1971, under Microfile No. 200003.

THAT, WHEREAS, said Restrictive Covenants provide in part as follows:

"3. All buildings on any lot shall be located at least ten feet from the inside property lines, and at least thirty feet from any roadway."

"8. The property owners of the above described subdivision shall form a committee for the purpose of administering these covenants, and any part or all of said covenants may be repealed, amended or modified by a two-thirds majority vote of the property owners."

THAT, WHEREAS, Anthony J. Terzo, Jr. and Myrna S. Terzo are the owners of Lot 3 of Block 2 of said Mountain View Terrace;

THAT, WHEREAS, Richard and Rebecca Yeater are the owners of Lot 4 Block 2 of said Mountain View Terrace;

THAT, WHEREAS, the said Anthony J. Terzo, Jr and Myrna S. Terzo are desirous of constructing a two car garage upon the said Lot 3, Block 2, and which structure will be closer than ten feet to the boundary line dividing said Lot 3, Block 2 and said Lot 4, Block 2 of Mountain View Terrace;

THAT, WHEREAS, the only property owners who will be affected by the structure hereinbefore mentioned are Richard and Rebecca Yeater and they are agreeable to a modification of said Restrictive Covenants so as permit such structure as aforesaid.

NOW, THEREFORE, the undersigned property owners of the above described real property do hereby consent and agree to an amendment and modification of the above mentioned recorded Restrictive Covenants so as to permit a variance thereof to allow and authorize the structure hereinbefore mentioned to be located upon said Lot 3 of Block 2, Mountain View Terrace

The undersigned property owners specifically state, however, that this amendment or modification shall be strictly limited to the structure hereinbefore mentioned and shall not be construed in any manner as to allow further or additional structures upon any of the above described real property other than that herein specifically authorized.

The undersigned do hereby affirm and ratify the said recorded Restrictive Covenants which shall remain in full force and effect except as herein specifically amended and modified.

J- 8371

510054 COVENANTS Pages: 3  
STATE OF MONTANA LAKE COUNTY  
RECORDED: 10/20/2010 3:47 KOI: COVENANTS  
RUTH E. HODGES CLERK AND RECORDER  
BY: *[Signature]*  
FEE: \$5.00  
TO:

IN WITNESS WHEREOF, We have hereunto set our hands and seals:

Theodore J. Williams  
Theodore J. Williams  
(owners, Lot 1, Block 1)

Margaret Williams  
Margaret Williams

Date 9/23/10

Chad Robert Newman  
Chad Robert Newman  
(owners of Lot 2, Block 1)

Hae Ok Newman  
Hae Ok Newman

Date 9-23-10

Charles T. Eslick  
Charles T. Eslick  
(owners of Lot 3, Block 1)

Judy A. Eslick  
Judy A. Eslick

Date 9/23/2010

Bernard Bonamie  
Bernard Bonamie  
(owner of Lot 4, Block 1)

(owner of Lot 4, Block 1)

Date 9/23/2010

Michael Larson  
Michael Larson  
(owners of Lot 5, Block 1)

Mary Larson  
Mary Larson

Date 10-2-10

Wade P. Shipley  
Wade P. Shipley  
(owners of Lot 6, Block 1)

Jennifer L. Shipley  
Jennifer L. Shipley

Date 10-2-10

Charles W. Smith  
Charles W. Smith  
(owners of Lot 1, Block 2)

Barbara Ruth Smith  
Barbara Ruth Smith

Date \_\_\_\_\_

Anthony J. Terzo Jr  
Anthony J. Terzo Jr  
(owners of Lot 2 and Lot 3, Block 2)

Myrna B. Terzo  
Myrna B. Terzo

Date Sept 10, 2010

Richard Yeater  
Richard Yeater  
(owners of Lot 4, Block 2)

Rebecca Yeater  
Rebecca Yeater

Date 9-8-10

Samuel C. Reynolds  
Samuel C. Reynolds  
(owners of Lot 5, Block 2)

Beverly R. Reynolds  
Beverly R. Reynolds

Date 30 Sept. 2010

Kenneth Dupuis  
Kenneth Dupuis  
(owners of Lot 6, Block 2)

Antoinette Meece  
Toni Dupuis - Antoinette Meece

Date 9/30/10

Robert T. Sloan  
Robert T. Sloan  
(owners of Reserve Lot 1)

Judy A. Sloan  
Judy A. Sloan

Date 10/2/10

Joann Bowers  
Joann Bowers  
(owner of Reserve Lot 2)

(owner of Reserve Lot 2)

Date 9-29-10

IN WITNESS WHEREOF, We have hereunto set our hands and sea s.

**Theodore J. Williams**  
(owners, Lot 1, Block 1)

**Margaret Williams**

Date \_\_\_\_\_

**Chad Robert Newman**  
(owners of Lot 2, Block 1)

**Hae Ok Newman**

Date \_\_\_\_\_

**Charles T. Eslick**  
(owners of Lot 3, Block 1)

**Judy A. Eslick**

Date \_\_\_\_\_

**Bernard Bonamie**

(owner of Lot 4, Block 1)

Date \_\_\_\_\_

**Michael Larson**  
(owners of Lot 5, Block 1)

**Mary Larson**

Date \_\_\_\_\_

**Wade P. Shipley**  
(owners of Lot 6, Block 1)

**Jennifer L. Shipley**

Date \_\_\_\_\_

*Charles W. Smith*  
**Charles W. Smith**  
(owners of Lot 1, Block 2)

*Barbara Ruth Smith*  
**Barbara Ruth Smith**

Date 10/6/2010

**Anthony J. Terzo Jr**  
(owners of Lot 2 and Lot 3, Block 2)

**Myrna S. Terzo**

Date \_\_\_\_\_

**Richard Yeater**  
(owners of Lot 4, Block 2)

**Rebecca Yeater**

Date \_\_\_\_\_

**Samuel C. Reynolds**  
(owners of Lot 5, Block 2)

**Beverly R. Reynolds**

Date \_\_\_\_\_

**Kenneth Dupuis**  
(owners of Lot 6, Block 2)

**Toni Dupuis**

Date \_\_\_\_\_

**Robert T. Sloan**  
(owners of Reserve Lot 1)

**Judy A. Sloan**

Date \_\_\_\_\_

**Joann Bowers**

(owner of Reserve Lot 2)

Date \_\_\_\_\_