

After recording return to:

Vincent G. Rieger  
Law Office of Vincent G. Rieger, P.C.  
4 Meridian Court  
Kalispell, MT 59901



Paula Robinson, Flathead County MT by JL

201200028768  
Page: 1 of 2  
Fees: \$14.00  
12/3/2012 3:43 PM

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0568700, 0568750, 0979842, 0979843  
★ ★

**SECOND AMENDMENT**  
**TO**  
**DECLARATION**  
**OF COVENANTS, CONDITIONS,**  
**RESTRICTIONS AND EASEMENTS FOR**  
  
**STILLWATER AT WHITEFISH**

This Second Amendment (the "Second Amendment") to the Declaration of Covenants, Conditions, Restrictions and Easements for Stillwater at Whitefish (the "Declaration") is made this 18<sup>th</sup> day of October, 2012, by DKRW, LLC, a Washington limited liability company (hereinafter referred to as the "2<sup>nd</sup> Successor Declarant") in this Amendment.

**RECITALS:**

- A. On December 29, 2006, the Declaration was recorded at the office of the Clerk and Recorder of Flathead County, Montana at reception number 200636313030.
- B. On April 13, 2007, the First Amendment to the Declaration was recorded at the office of the Clerk and Recorder of Flathead County, Montana at reception number 200710313240.
- C. Pursuant to Section 17.2.2 of the Declaration, the Declaration may be amended if less than 80% of the Owners object after receiving written notice of the proposed amendment.
- D. The signature of the Managing Member of the 2<sup>nd</sup> Successor Declarant certifies that this Second Amendment has been duly approved by the requisite number of Owners.
- E. The Declaration shall be amended as set forth below.

NOW THEREFORE, pursuant to the powers granted the Declarant and the Owners in the Declaration:



1. *Modification.* Section 11.3 of the Declaration is hereby modified to read:

Section 11.3. *Easements of Record and of Use.* Except as provided herein, the Property will be subject to all easements shown on any recorded Plat and to any other easements of record or of use as of the date of recordation of this Declaration. The Pedestrian and Bike Path Easement shown on the Plat of Stillwater at Whitefish is hereby terminated. The termination of the Pedestrian and Bike Path Easement contained in this Section shall supersede any other reference to such Easement on the Plat or in the Articles of Incorporation, Bylaws, Covenants or Design Guidelines. The strip of land underlying the Pedestrian and Bike Path Easement shall not be Common Area. The fence and gate restrictions related to the Pedestrian and Bike Path Easement are terminated.

All other provisions of the Declaration not herein amended or in conflict herewith, are hereby ratified and reaffirmed.

The signature of the Managing Member of the 2<sup>nd</sup> Successor Declarant certifies that this Second Amendment has been duly approved by the requisite number of Owners.

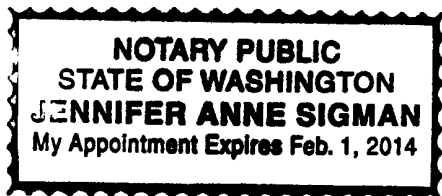
IN WITNESS WHEREOF, an authorized manager of DKRW, LLC has signed this Second Amendment on the date shown above.

DKRW, LLC

  
\_\_\_\_\_  
Roger J. Wendel, Managing Member

STATE OF Washington )  
 )  
 ) :SS  
County of Clark )

This instrument was acknowledged before me on this 31st day of October, 2012, by Roger J. Wendell as the Managing Member of DKRW, LLC.



Jennifer Anne Sigman  
Signature of Notary Public  
Jennifer Anne Sigman  
Printed Name of Notary Public  
Notary Public for the State of Washington  
Residing at 7012 NE 40th St, Vancouver, WA 98661  
My commission expires: 2-1-14

After recording return to:

Edward Gunset, Secretary  
Stillwater at Whitefish Homeowners' Association, Inc.  
125 Buckskin Run  
Whitefish, MT 59937



Debbie Pierson, Flathead County MT by TM

201700009130  
Page: 1 of 2  
Fees: \$14.00  
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**THIRD AMENDMENT**  
**TO**  
**DECLARATION**  
**OF COVENANTS, CONDITIONS,**  
**RESTRICTIONS AND EASEMENTS FOR**  
  
**STILLWATER AT WHITEFISH**

This Third Amendment (the "Third Amendment") to the Declaration of Covenants, Conditions, Restrictions and Easements for Stillwater at Whitefish (the "Declaration") is made this ~~8th~~ day of May, 2017, by the Stillwater at Whitefish Homeowners Association, Inc., a Montana not-for-profit corporation (hereinafter referred to as the "Association") in this Amendment.

**RECITALS:**

- A. On December 29, 2006, the Declaration was recorded at the office of the Clerk and Recorder of Flathead County, Montana at reception number 200636313030.
- B. On April 13, 2007, the First Amendment to the Declaration was recorded at the office of the Clerk and Recorder of Flathead County, Montana at reception number 200710313240.
- C. On December 3, 2012, the Second Amendment to the Declaration was recorded at the office of the Clerk and Recorder of Flathead County, Montana at reception number 201200028768.
- D. Pursuant to Section 17.2.3 of the Declaration, the Declaration may be amended upon obtain the written consent of 67% or more of the votes in the Association.
- E. The signature of the Secretary of the Association certifies that this Third Amendment has been duly approved by the requisite number of Owners.



F. The Declaration shall be amended as set forth below.

NOW THEREFORE, pursuant to the powers granted to the Owners in the Declaration:

1. *Addition.* Section 8.18.7 of the Declaration is hereby added and shall read:

Section 8.18.7. Sheep, not to exceed six in total, may be kept on each Lot. Sheep are to be confined to the Owner's Lot and kept in appropriate outbuildings or contained by fencing similar in appearance to the perimeter fencing.

All other provisions of the Declaration not herein amended or in conflict herewith, are hereby ratified and reaffirmed.

The signature of the Secretary of the Association certifies that this Third Amendment has been duly approved by the requisite number of Owners.

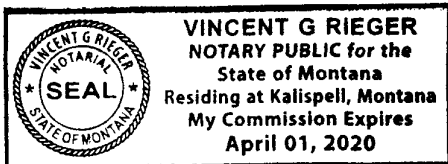
IN WITNESS WHEREOF, the Secretary of the Association has signed this Third Amendment on the date shown above.

STILLWATER AT WHITEFISH  
HOMEOWNERS' ASSOCIATION, INC.

Edward Gunset  
By: Edward Gunset  
Its: Secretary

STATE OF MONTANA )  
 ) :ss  
County of Flathead )

This instrument was acknowledged before me on this 8th day of May, 2017, by Edward Gunset as the Secretary of the Stillwater at Whitefish Homeowners' Association, Inc.



Vincent G Rieger  
Signature of Notary Public  
VINCENT G. RIEGER  
Printed Name of Notary Public  
Notary Public for the State of MONTANA  
Residing at Kalispell, MONTANA  
My commission expires: April 1, 2020



0568700, 0568750, 0979842, 0979843  
0502813 - 0502818, 0502820 - 0502821  
★★

After recording return to:

Taylor Randolph, Secretary  
Stillwater at Whitefish Homeowners' Association, Inc.  
100 Buckskin Run  
Whitefish, MT 59937

**FOURTH AMENDMENT**  
**TO**  
**DECLARATION**  
**OF COVENANTS, CONDITIONS,**  
**RESTRICTIONS AND EASEMENTS FOR**  
  
**STILLWATER AT WHITEFISH**

This Fourth Amendment (the "Fourth Amendment") to the Declaration of Covenants, Conditions, Restrictions and Easements for Stillwater at Whitefish (the "Declaration") is made this 27<sup>th</sup> day of April, 2022, by the Stillwater at Whitefish Homeowners Association, Inc., a Montana not-for-profit corporation (hereinafter referred to as the "Association") in this Amendment.

**RECITALS:**

A. On December 29, 2006, the Declaration for Stillwater at Whitefish was recorded at the office of the Clerk and Recorder of Flathead County, Montana at reception number 200636313030. The legal description for Stillwater at Whitefish is attached hereto as Exhibit "A."

B. On April 13, 2007, the First Amendment to the Declaration was recorded at the office of the Clerk and Recorder of Flathead County, Montana at reception number 200710313240.

C. On December 3, 2012, the Second Amendment to the Declaration was recorded at the office of the Clerk and Recorder of Flathead County, Montana at reception number 201200028768.

D. On May 8, 2017, the Third Amendment to the Declaration was recorded at the office of the Clerk and Recorder of Flathead County, Montana at reception number 201700009130.



E. Pursuant to Section 17.2.3 of the Declaration, the Declaration may be amended upon obtain the written consent of 67% or more of the votes in the Association.

F. The signature of the Secretary of the Association certifies that this Fourth Amendment has been duly approved by the requisite number of Owners.

G. The Declaration shall be amended as set forth below.

NOW THEREFORE, pursuant to the powers granted to the Owners in the Declaration:

1. *Modification.* Section 8.18.7 of the Declaration is hereby modified and shall read:

Section 8.18.7. Sheep and goats, not to exceed six in total, may be kept on each Lot. Sheep and goats are to be confined to the Owner's Lot and kept in appropriate outbuildings or contained by fencing similar in appearance to the perimeter fencing.

All other provisions of the Declaration not herein amended or in conflict herewith, are hereby ratified and reaffirmed.

The signature of the Secretary of the Association certifies that this Fourth Amendment has been duly approved by the requisite number of Owners.

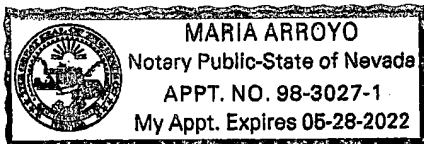
IN WITNESS WHEREOF, the Secretary of the Association has signed this Fourth Amendment on the date shown above.

STILLWATER AT WHITEFISH  
HOMEOWNERS' ASSOCIATION, INC.

By: Taylor Randolph  
Its: Secretary

STATE OF NEVADA )  
 )  
 ) :ss  
County of Clark )

This instrument was acknowledged before me on this 27 day of April, 2022, by Taylor Randolph as the Secretary of the Stillwater at Whitefish Homeowners' Association, Inc.



Signature of Notary Public



Printed Name of Notary Public  
Notary Public for the State of Nevada  
Residing at Clark, County  
My commission expires: 05.28.2022



**EXHIBIT A**

Lots 1 to 12 as shown on the Plat of Stillwater at Whitefish, situated in the NW  $\frac{1}{4}$  NW  $\frac{1}{4}$  & S  $\frac{1}{2}$  NW  $\frac{1}{4}$  of Section 25 and in the NE  $\frac{1}{4}$  NE  $\frac{1}{4}$  Section 26, Township 31 North, Range 23 West, P.M.M., Flathead County, Montana.