



**FIRST AMENDMENT TO THE DECLARATION FOR  
THE MARLYN COURT CONDOMINIUM**

The FIRST AMENDMENT to the DECLARATION FOR THE MARLYN COURT CONDOMINIUM (hereinafter referred to as the "First Amendment") is executed upon the date found at the conclusion of this document by ROSA ENTERPRISES, INC., a Montana close corporation, and ASPECT ENTERPRISES, LLC, a Montana limited liability company who collectively own One Hundred Percent (100%) of the Units in THE MARLYN COURT CONDOMINIUM. Reference is made to the DECLARATION FOR THE MARLYN COURT CONDOMINIUM, dated December \_\_, 2004, recorded on December 22, 2004, as Document No. 2173790 at the Office of the Clerk and Recorder of Gallatin County, Montana (hereinafter referred to collectively as "Declaration").

**RECITALS**

1. That the original Declarant, ASPECT ENTERPRISES, LLC, and ROSA ENTERPRISES, INC., wish to now amend the Declaration;
2. That Article VII of the Declaration provides that the Declaration may be amended by a vote of at least seventy-five percent (75%) of the Unit Owners of THE MARLYN COURT CONDOMINIUM;
3. That the undersigned represent One Hundred Percent (100%) of the current record owners of the THE MARLYN COURT CONDOMINIUM Units;
4. That the undersigned are entitled to make amendment to the Declaration pursuant to Article VII of the Declaration; and
5. That if there is any inconsistency or conflict between the terms of this First Amendment and the Declaration, the terms of this First Amendment shall control.

NOW THEREFORE, the Declaration, pursuant to this First Amendment, shall be modified and amended as follows:

1. Article IV. shall be amended by the addition of the follows:

All garbage and trash requirements of the City of Bozeman shall be observed. Garbage cans and like containers shall be kept in the respective Unit Owners garage at all times except on garbage pick-up day.

DATED this 31<sup>st</sup> day of January, 2005.

ROSA ENTERPRISES, INC.

ASPECT ENTERPRISES, LLC

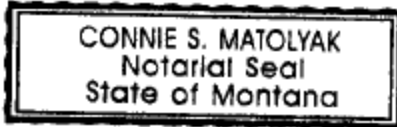
By: John Rosa - President

By: Eric Blanksna, Member

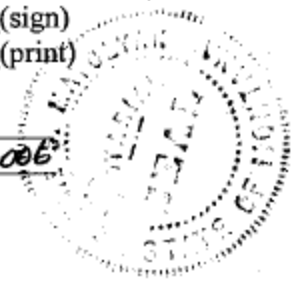
STATE OF MONTANA )  
: ss.  
County of Gallatin )

On this 31<sup>st</sup> day of January, 2005, before me, a Notary Public in and for the State of Montana, personally appeared Eric Blanksna, known to me to be a member of Aspect Enterprise, LLC, whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year first above written.



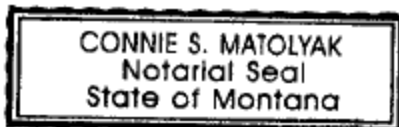
[Signature] (sign)  
Connie S. Matolyak (print)  
Notary Public for the State of Montana  
Residing at: Bozeman  
My commission expires: January 22, 2006



STATE OF MONTANA )  
: ss.  
County of Gallatin )

On this 31<sup>st</sup> day of January, 2005, before me, a Notary Public in and for the State of Montana, personally appeared John Rosa, known to me to be the President of Rosa Enterprises, Inc., whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year first above written.



[Signature] (sign)  
CONNIE S. MATOLYAK (print)  
Notary Public for the State of Montana  
Residing at: Bozeman  
My commission expires: January 22, 2006

