



AMENDMENTS TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR MALUHIA COUNTRY RANCHES SUBDIVISION

THESE AMENDMENTS of the DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR MALUHIA COUNTRY RANCHES SUBDIVISION

WHEREAS, a Declaration of Covenants, Conditions and Restrictions for the Maluhia Country Ranches Subdivision (hereinafter referred to as said "Declaration") was recorded in the Bureau of Conveyances of the State of Hawaii as Document No. 98-198304 on December 31, 1998 affecting certain real property known as the Maluhia Country Ranches Subdivision, and

WHEREAS, pursuant to Section 17 of said Declaration, any provision of the Declaration may, from time to time, be amended by filing in the Bureau of Conveyances of the State of Hawaii, an amendment duly executed by (a) two (2) officers of the Association, and (b) Declarant; provided that such amendment shall have been previously approved by the vote or written consent of both (i) the owners of at least fifty-one percent (51%) of the total Lots, and (ii) Declarant, and

WHEREAS, a majority of the owners having an interest in said subdivision have by either vote or written consent agreed to amend said Declaration as further provided herein.

NOW, THEREFORE, the Declaration of Covenants, Conditions and Restrictions for Maluhia Country Ranches Subdivision is hereby amended by changing the language of 12.17 as follows, adding a new section 12.18 and changing the numbering of the existing section 12.18 to 12.19 as follows:

12.17 Fences and Gates. The design of fences and gates:

- (a) Fencing and gates shall be required for the portion of any lot which is fronting a paved road or a paved right-of-way and shall be three rail, no less than four feet in height, painted white, and made of wood or PVC.
- (b) Fencing all other portions of a lot shall not be required unless there is livestock on the property. If so, all such fencing shall be erected for the purpose of containing animals, shall be stockproof and shall be equal to or better than hog wire with metal posts in overall quality.

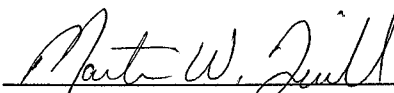
12.18 Order of Construction. A Main Dwelling containing the minimum square feet of living areas required in section 12.3 shall be constructed before any Farm

Dwelling. Any Accessory Buildings referred to in section 12.15 shall be constructed after or at the same time as any Main Dwelling.

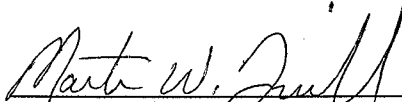
12.19 Interpretation/Waiver. In the event of question as to interpretation of, or application for waiver from, the foregoing Architectural Design Standards, the same shall be resolved by vote of a majority of the Directors.

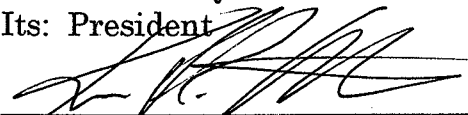
IN WITNESS WHEREOF, the below named parties have executed this document on the dates reflected herein.

KAHAKULOA MAUI ASSOCIATES, LLC, a Hawaii limited liability company

By:   
MARTIN W. QUILL  
Its: Manager

MALUHIA COUNTRY RANCHES HOMEOWNERS ASSOCIATION, INC.

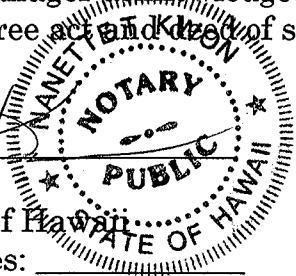
By:   
MARTIN W. QUILL  
Its: President

By:   
KENT SMITH  
Its: Vice-President

STATE OF HAWAII )  
 ) SS.  
COUNTY OF MAUI )

On this 20<sup>th</sup> day of October, 1999, before me personally appeared MARTIN W. QUILL, Manager aforesaid, to me personally known, who being by me duly sworn, did say that he is a Manager of KAHAKULOA MAUI ASSOCIATES, LLC, a Hawaii limited liability company, that the foregoing instrument was signed in the name of and in behalf of said limited liability company, and said manager acknowledged that he executed the same as his free act and deed and as the free act and deed of said limited liability company.

*Nanette T. Kwon*



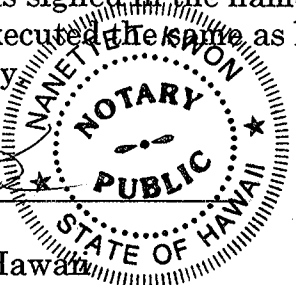
Notary Public, State of Hawaii  
My commission expires: \_\_\_\_\_

**NANETTE T. KWON**  
**EXPIRATION DATE: AUGUST 1, 2003**

STATE OF HAWAII )  
 ) SS.  
COUNTY OF MAUI )

On this 20<sup>th</sup> day of October, 1999, before me personally appeared MARTIN W. QUILL, to me personally known, who being by me duly sworn, did say that he is the President of the MALUHIA COUNTRY RANCHES HOMEOWNERS ASSOCIATION, INC., a Hawaii non-profit corporation, that the foregoing instrument was signed in the name of and in behalf of said company, and acknowledged that he executed the same as his free act and deed and as the free act and deed of said company.

*Nanette T. Kwon*



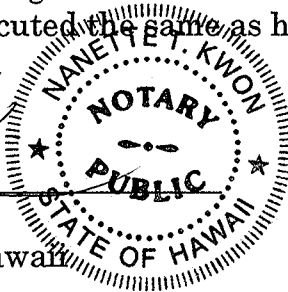
Notary Public, State of Hawaii  
My Commission expires: \_\_\_\_\_

**NANETTE T. KWON**  
**EXPIRATION DATE: AUGUST 1, 2003**

STATE OF HAWAII )  
 ) SS.  
COUNTY OF MAUI )

On this 20<sup>th</sup> day of October, 1999, before me personally appeared KENT SMITH, to me personally known, who being by me duly sworn, did say that he is the Vice-President of the MALUHIA COUNTRY RANCHES HOMEOWNERS ASSOCIATION, INC., a Hawaii non-profit corporation, that the foregoing instrument was signed in the name of and in behalf of said company, and acknowledged that he executed the same as his free act and deed and as the free act and deed of said company.

*Nanette T. Kwon*



Notary Public, State of Hawaii  
My Commission expires: \_\_\_\_\_

**NANETTE T. KWON**  
**EXPIRATION DATE: AUGUST 1, 2003**