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WHEN RECORDED RETURN TO:

Kenneth J. Sheppard LeBoeuf, Lamb, Leiby & MacRae 1000 Kearns Building 136 South Main Street Salt Lake City, Utah 84101 565567

12 NOVEMBER 93

CATIE L. DIXON

RECORDER, SALT LAKE COUNTY, UTAH
FOUNDERS TITLE

REC BY: KARMA BLANCHARD, DEPUTY

THIRD AMENDMENT TO DECLARATION OF CONDOMINIUM

FOR POWDER RIDGE

This Third Amendment to Declaration of Condominium for Powder Ridge is executed pursuant to the Utah Condominium Ownership Act, Utah Code Annotated § 57-8-1 et seq. (the "Act") and the original Declaration of Condominium for Powder Ridge (the "Original Declaration") by the Management Committee of the Powder Ridge Association of Unit Owners, a Utah non-profit corporation (the "Management Committee").

RECITALS

- A. The Original Declaration was filed for record on March 18, 1985, with the Salt Lake County Recorder as Entry No. 4062189 in Book 5637 at Pages 1388 through 1465.
- B. Powder Ridge I Limited Partnership, a Utah limited partnership ("Powder Ridge I") is the owner of that parcel of property identified as Parcel G in Section 22 of the Original Declaration. Pursuant to the provisions of Section 57-8-13.6 of the Act and Sections 22 and 26 of the Original Declaration, Powder Ridge I and the Management Committee desire to amend the Original Declaration to add a portion of Parcel G to the Powder Ridge condominium project (the "Condominium Project") and to amend Appendix A to the Original Declaration to reflect the reallocation of undivided interests in the common areas and facilities of the Condominium Project.

DECLARATION

- 1. That portion of Parcel G described in Exhibit A hereto is hereby added to the Condominium Project.
- 2. Appendix A to the Original Declaration is hereby amended to reflect the reallocation of undivided interests in the common areas and facilities of the Powder Ridge condominium project as set forth in Exhibit B hereto.
- 3. An amendment to the record of survey map of the Powder Rldge Condominium Project, identified as Powder Rldge, Phase III,

shall be recorded concurrently with the recording of this Third Amendment.

4. The Management Committee, having received the approval and consent of Unit Owners of the Condominium Project having ownership of not less than 66.66 per cent of the undivided interest in the Common Areas and Facilities of the Condominium Project as evidenced by the Certificate of the Management Committee attached as Exhibit C hereto, is authorized to execute this amendment pursuant to Section 26 of the original declaration.

DATED as of November 1, 1993.

POWDER RIDGE ASSOCIATION OF UNIT OWNERS By its Management Committee

Onno Wieringa

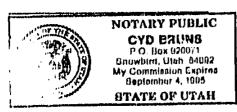
Management Committee Member

STATE OF Stake ; 35

The foregoing instrument was acknowledged before me this day of button, 1993 by Onno Wieringa, a member of the Management Committee of Powder Ridge Association of Unit Owners.

Notary Public Residing in

My Commission Expires:



-SIGNATURES CONTINUED ON NEXT PAGE-

Page 3 of

THIRD AMENDMENT TO DECLARATION OF CONDOMINIUM FOR POWDER RIDGE

Frank Ryah Management Committee Member

COUNTY OF P. H.)

The foregoing instrument was acknowledged before me this day of <u>November</u>, 1993 by <u>Hrank Kitam</u>, a member of the Management Committee of Powder Ridge Association of Unit Owners.

Estacrine)
Notary Public
Residing in 196

My Commission Expires:

December 1, 1997

Page 4 of

THIRD AMENDMENT TO DECLARATION OF CONDOMINIUM FOR POWDER RIDGE

Richardson 0.

STATE OF HACKAII :ss. COUNTY OF

The foregoing instrument was acknowledged before me this day of November, 1993 by Thomas O. Richardson, a member of the Management Committee of Powder Ridge Association of Unit Owners.

Notary Public Residing in _

My-Commission Expires:

Page 5 of

THIRD AMENDMENT TO DECLARATION OF CONDOMINIUM FOR POWDER RIDGE

POWDER RIDGE I LIMITED PARTNERSHIP By: L&P, INC., its General Partner

Francis D. Perkins III
President

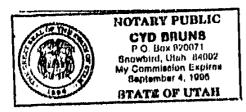
COUNTY OF Self Jake; ss.

The foregoing instrument was acknowledged before me this day of North 1993 by Francis D. Perkins III, president of L&P, Inc., a Utah corporation the general partner of Powder Ridge I Limited Partnership, a Utah Dimited partnership.

Notary Public Residing in

My Commission Expires:

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EXHIBIT A

Boundary Description

A portion of Parcel G of Powder Ridge described as follows:

Beginning at a point on the North right-of-way line of Powder Ridge Court according to the official Powder Ridge Condominium Plat, said point being South 2216.68 feet and East 41.82 feet and South 81.00'00" East 31.27 feet from the 411.82 feet and South 81.00'00" East 31.27 feet from the Northeast corner of Section 6, Township 3 South, Range 3 East, Salt Lake Base and Meridian, and running thence South 81.00'00" East 23.000 feet to the beginning of a 77.37 foot radius curve to the left (Bearing to center is North 08.59'35" East); thence along the arc of said curve 62.10 feet (Delta = 45.59'17") to the along the arc of said curve 62.10 feet (Delta = 45.59'17") to the center is North 36.59'42" West); thence along the arc of said curve 31.54 feet to the beginning of a 265.000 foot radius curve to the right (Bearing to center is North 22.32'50" East); thence along the arc of said curve 117.72 feet; thence North 42.00'00" West 38.63 feet to the beginning of a 135.00 foot radius curve to the left (Bearing to center is South 48.00'00" West); thence along the arc of said curve 45.83 feet; thence South 28.33'00" West 41.14 feet; thence South 48.40'40" East 96.42 feet; thence South 41.19'20" West 12.000 feet; thence South 33.00'22" East 62.51 feet to the point of beginning.

EXHIBIT B

AMENDED APPENDIX "A" TO DECLARATION OF CONDOMINIUM FOR POWDER RIDGE

LISTING OF UNITS AND INTERESTS

			SHARE OF OWNERSHIP OF	
UNIT		APPROXIMATE	COMMON AREAS	
NO.		SO. FOOTAGE	AND FACILITIES	<u>votes</u>
1-A	Lower	2039	.0684	68.4
1-B	Upper	2350	.0789	78.9
	Lower	2039	.0684	68.4
2-B	Upper	2350	.0789	78.9
	Lower	2039	.0684	68.4 ·
	Upper	2350	.0789	78.9
	Lower	1914	.0642	64.2
	Upper	1877	.0630	63.0
	Lower	1914	.0642	64.2
	Upper	1877	.0630	63.0
	Lower	2100	.0705	70.5
	Upper	2335	.0784	78.4
	Lower	1862	.0626	62.6
	Upper	2746	.0922	92.2
	ም.ፓ ልጥርም	29.792	1.0000	1000.0

EXHIBIT C

CERTIFICATE OF THE MANAGEMENT COMMITTEE OF POWDER RIDGE ASSOCIATION OF UNIT OWNERS

The Management Committee of Powder Ridge Association of Unit Owners hereby certifies that Unit Owners of the Condominium Project having ownership of not less than 66.66 per cent of the undivided interest in the Common Areas and Facilities of the Condominium Project have approved and consented to the Third Amendment to Declaration of Condominium for Powder Ridge which expands the Powder Ridge Condominium Project by adding the remaining portion of Parcel G to the Project. The Management Committee has received the approval and consent of the following Unit Owners:

Name	Unit <u>No.</u>	Percentage Interest
Frank and Diane Ryan	1.	.0810
Evan Tobin	1.B_	.0933
James and Edward Holloway	2B_	.0933
Tom and Becky Richardson	3A_	.0810
Tom and Backy Richardson	3B	.0933
Arnold and Bonnie Marcus	<u>9B</u>	.0745
Onno Wieringa	_10A_	.0760
Lynne Mijanos	_10B_	.0745
	Total	.6669

Dated as of November 1, 1993

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The Management Committee of Powder Ridge Association of Unit Owners

Onno Wieringa

Management Committee Member

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CERTIFICATE OF THE MANAGEMENT COMMITTEE OF POWDER RIDGE ASSOCIATION OF UNIT OWNERS

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Frank Ryan Management Committee Member

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CERTIFICATE OF THE MANAGEMENT COMMITTEE OF POWDER RIDGE ASSOCIATION OF UNIT OWNERS

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Thomas O. Richardson Management Committee Member

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