

RETURNED

02-159-0001 to 0021  
02-147-0021 to 0052  
02-148-0052 to 0093

MAR 28 1995

E 1171655 B 1859 P 662  
CAROL DEAN PAGE, DAVIS CNTY RECORDER  
1995 MAR 28 12:57 PM FEE 116.00 DEP DJW  
REC'D FOR CENTERVILLE CITY

AMENDMENT OF  
DECLARATION OF COVENANTS,  
CONDITIONS AND RESTRICTIONS AND  
RESERVATION OF EASEMENTS FOR  
COUNTRY COTTAGES, AS AMENDED  
PLATS A, B AND C AND AMENDED PLATS,

Country Cottages Plat A Amended <sup>A</sup> PLANNED  
Lots 1 to 20 + Common area <sup>A</sup> PUD  
Country Cottages Plat B, A PUD UNIT DEVELOPMENT  
Lots 21 to 51 + Common Area  
Country Cottages Plat C, A PUD  
Lots 52 to 92 + Common area

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R E C I T A L S

WHEREAS, Declarant caused the executed DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS AND RESERVATION OF EASEMENTS FOR COUNTRY COTTAGES, A PLANNED UNIT DEVELOPMENT SUBDIVISION, hereinafter called "the Declaration," to be recorded on January 28, 1994 in Book 1717, Page 287, as Entry Number 1093228; and  
WHEREAS, Country Cottages, Plat A, was recorded on January 28, 1994 in Book 1717, Page 284, as Entry Number 1093225; and  
WHEREAS, Country Cottages, Plat B, was recorded on January 28, 1994 in Book 1717, Page 285, as Entry Number 1093226; and

WHEREAS, Country Cottages, Plat C, was recorded on January 28, 1994 in Book 1717, Page 286, as Entry Number 1093227; and

WHEREAS, an Amended Declaration was recorded on the 10th day of June, 1994 in Book 1768, Page 540, as Entry Number 1124600; and

WHEREAS, a Declaration was recorded on December 28, 1994 in Book 1834, Page 1134, as Entry Number 1158866; and

WHEREAS, the Declaration and Amended Declaration referred to Flats A, B and C; and

WHEREAS, it is now desirable to further amend the Declaration as amended, which applies to Flats A, B and C and Amended Flats.

NOW, THEREFORE, in consideration of the premises, the said Declaration, as amended, is further amended as follows:

1. Section 29 of Article I is amended to read:

"Section 29. "Subdivision" shall mean a parcel of real property which has been divided or separated into Lots, shown on a recorded Subdivision Plat and Amended Flats."

2. Section 3 of Article IX is amended by adding the following:

"The Association shall provide for the repair and opening and closing of the fence to accommodate the maintenance and repair of the drainage easement."

3. Section 5 of Article XV of the Declaration is amended by adding the following:

"Notwithstanding anything to the contrary contained herein, Declarant reserves the right, by itself, to amend the Subdivision Plat or Plats, and the Declaration as amended, from time to time to adjust the Lot lines and Common Area lines to accommodate the buildings on said Lots as actually constructed and to provide for the drainage easement."

4. Section 8 of Article XV of the Declaration is amended by adding the following:

"Each of the lots, and the structures thereon, shall be and are subject to easements for utilities through, over, under and across said lots and the structures, including easements for the installation and maintenance of meters for such utilities."

IN WITNESS WHEREOF, Declarant has executed this Amendment this

13 day of March, 1995.

THE KIER CORPORATION,  
a Utah corporation

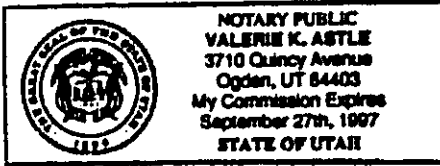
By: [Signature]  
James E. Kier, President

STATE OF UTAH            )  
                                  :SS.  
COUNTY OF WEBER        )

On the 13 day of March, 1995, personally appeared before me JAMES E. KIER, who being by me duly sworn did say that he is the President of THE KIER CORPORATION, and that the

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within and foregoing instrument was signed in behalf of said corporation by authority of a resolution of its Board of Directors, and the said JAMES E. KIER duly acknowledged to me that said corporation executed the same.



*James E. Kier*  
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NOTARY PUBLIC