

**Fourth Amendment to the Bylaws of the American Flag Homeowners Association**

Pursuant to the provisions of the Bylaws of the American Flag Homeowners Association ("Association") and the Utah Revised Nonprofit Corporation Act, the Board of Trustees of the Association hereby executes the following amendments to the Bylaws of the Association.

**RECITALS**

Whereas, the Association was formed by virtue of the Articles of Incorporation and Bylaws adopted on or about June 12, 1980; and

Whereas, the Bylaws were amended at the annual meeting of the Association on December 28, 1986 (and memorialized by a document dated February 23, 1987); and

Whereas, the Bylaws were again amended at the annual meeting of the Association on December 26, 1989 (and memorialized by a document dated March 12, 1990); and

Whereas, the Bylaws were again amended at the annual meeting of the Association on December 27, 2007 (and memorialized by a document dated October 29, 2008); and

Whereas, the Bylaws were again amended at the annual meeting of the Association on December 30, 2008; and

Whereas, by this document, the Association wishes and intends to memorialize the amendments adopted on December 30, 2008;

Now therefore, and based upon the vote held at the annual meeting of December 30, 2008, the Bylaws of the Association are amended as follows.

1. Article XIII of the Bylaws (as adopted by the amendment of December 26, 1989) is amended by adding the following paragraph at the end thereof:

Dues and Assessments not paid within 90 days of the due date thereof shall bear interest at the rate of 10% per annum until paid.

2. Article XIII of the Bylaws is further amended by replacing the existing third paragraph thereof with the following:

The fees to be charged by the Architectural Committee for the review of plans and specifications for modifications and landscaping applications shall be as follows:

New homes and significant remodels \$1200

("Significant remodels" shall include any modification or remodel which changes a roofline or a building footprint. This fee includes one re-submittal, if necessary.)

Additional re-submittal(s) for new homes/significant remodels (each) \$500

**ENTRY NO. 00875946**

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ALAN SPRIGGS, SUMMIT COUNTY RECORDER  
FEE 105.00 BY HOBBS & OLSON LC



Small remodels	\$500
Re-roof, same material and color	\$300
Re-roof, different material and color	\$500
Landscaping:	
Trees and general landscape plans <sup>1</sup>	\$200
Projects including grading, excavation, or wall construction	\$500
Re-staining; same color	\$00
Re-staining; different color	\$200

In witness whereof, the undersigned have caused this Amendment to the Bylaws to be executed on behalf of the American Flag Homeowners Association this 26 day of May, 2009.

*Christopher J. Lockwood*  
 President

STATE OF CALIFORNIA  
 COUNTY OF ORANGE

On the 26<sup>th</sup> day of May, 2009, personally appeared before me Christopher J. Lockwood, whom being duly sworn did state that he is the President of the American Flag Homeowners Association, and that said instrument was signed on behalf of the Association by authority of its Bylaws and a vote held at the annual meeting of the Association on December 30, 2008.



*Marisha Barnette*  
 Notary Public  
 Residing in CA / CALIFORNIA

My Commission Expires:

July 14, 2011

<sup>1</sup> While the Deer Valley Design Guidelines contain multiple sections on vegetation, revegetation and new plant location, and while the Declaration mandates Architectural Committee review of all landscape activity, the Architectural Committee's principal concern regarding new trees is normally on location and potential view corridor impairment.

**EXHIBIT "A"**

All of the American Flag Subdivision according to the Official Plat thereof on file in the Office of the Summit County Recorder.

Tax Serial Numbers AF-1 through and including AF-93

The Lots 88 and 89, American Flag Subdivision Plat Amendment No. 2.

Tax Serial Number AF-88-2-AM

PARCEL 1

Beginning at a point N. 0°30'11" E. 715.055 along a section line and East 547.82 from the Southeast corner of Section 16, T. 2 S., R. 4 E., S.L.B. & H. and running thence East 788.50 feet; thence South 111.81 feet; thence S. 71°02' W. 44.78 feet to a point of a 315.00 foot radius curve to the left, the radius point of which bears S. 18°58' E. 315.00 feet; thence Southwesterly along the arc of said curve 107.35 feet to a point of tangency; thence S. 51°30'23" W. 62.64 feet to a point of a 305.00 foot radius curve to the left, the radius point of which bears S. 38°29'37" E. 305.00 feet; thence Southwesterly along the arc of said curve 229.17 feet to a point of a 954.65 foot radius compound curve to the left, the radius point of which bears S. 81°32'39" E. 954.65 feet; thence Southerly along the arc of said curve 192.235 feet to a point of tangency; thence S. 3°04'56" E. 157.695 feet to a point of a 1115.00 foot radius curve to the left, the radius point of which bears N. 86°55'06" E. 1115.00 feet; thence Southeasterly along the arc of said curve 197.95 feet to a point of a 2101.81 foot radius compound curve to the left, the radius point of which bears N. 76°44'47" E. 2101.81 feet; thence Southeasterly along the arc of said curve 211.77 feet to a point of tangency; thence S. 19°01'35" E. 396.06 feet; thence West 701.53 feet; thence N. 33°15' E. 100.00 feet; thence N. 50°31'45" W. 56.73 feet; thence N. 8°22'17" E. 555.91 feet; thence S. 47°39' W. 298.67 feet; thence N. 50°38' W. 443.10 feet; thence N. 26°39' W. 167.60 feet; thence N. 47°39' E. 733.10 feet; thence N. 0°21'43" W. 140.00 feet to the point of beginning. Contains 26.058 acres.

PARCEL 2

Beginning at a point South 1674.96 feet and East 1598.73 feet from the Southeast corner of Section 16, T. 2 S., R. 4 E., S.L.B. & M. and running thence S. 45°00' E. 197.62 feet; thence N. 81°00' E. 512.70 feet; thence N. 16°40' E. 1268.00 feet; thence North 365.95 feet to a point of a 779.20 foot radius curve to the left, the radius point of which bears S. 51°08'14" W. 779.20 feet; thence Northwesterly along the arc of said curve 40.29 feet to a point of tangency; thence N. 41°49'32" W. 402.97 feet to a point of a 503.76 foot radius curve to the left, the radius point of which bears S. 48°10'28" W. 503.76 feet; thence Northwesterly along the arc of said curve 124.833 feet to a point of tangency; thence W. 56°00'12" W. 321.16 feet to a point of a 365.00 foot radius curve to the left, the radius point of which bears S. 33°59'48" W. 365.00 feet; thence Northwesterly along the arc of said curve 146.91 feet to a point of tangency; thence N. 79°03'51" W. 338.12 feet to a point of a 145.00 foot radius curve to the left, the radius point of which bears S. 10°56'09" W. 145.00 feet; thence Westerly along the arc of said curve 75.68 feet to a point of tangency; thence S. 71°02' W. 94.40 feet to a point of a 245.00 foot radius curve to the left, the radius point of which bears S. 18°58' E. 245.00 feet; thence Southwesterly along the arc of said curve 83.50 feet to a point of tangency; thence S.

51°30'02" W. 62.64 feet to a point of a 235.00 foot radius curve to the left, the radius point of which bears S. 38°29'37" E. 235.00 feet; thence Southwesterly along the arc of said curve 176.57 feet to a point of a 884.64 foot radius curve to the left, the radius point of which bears S. 81°32'39" E. 884.64 feet; thence Southerly along the arc of said curve 178.14 feet to a point of tangency; thence S. 3°04'54" E. 157.70 feet to a point of a 1045.00 foot radius curve to the left, the radius point of which bears N. 86°55'06" E. 1045.00 feet; thence Southeasterly along the arc of said curve 185.52 feet to a point of a 2031.80 foot radius curve to the left, the radius point of which bears N. 76°44'47" E. 2031.80 feet; thence Southeasterly along the arc of said curve 204.71 feet to a point of tangency; thence S. 19°01'35" E. 573.35 feet to a point of a 866.65 foot radius curve to the left, the radius point of which bears N. 70°58'25" E. 866.65 feet; thence Southwesterly along the arc of said curve 229.13 feet to a point of tangency; thence S. 34°10'29" E. 211.53 feet to a point of a 245.00 foot radius curve to the right, the radius point of which bears S. 55°49'32" W. 245.00 feet; thence Southerly along the arc of said curve 188.70 feet to a point of tangency; thence S. 9°57'18" W. 70.95 feet to a point of a 210.00 foot radius curve to the right, the radius point of which bears N. 80° 02' 42" W. 210.00 feet; thence Southerly along the arc of said curve 90.25 feet to the point of beginning.  
Contains 56.986 acres.