



ENT 10280:2018 PG 1 of 9
JEFFERY SMITH
UTAH COUNTY RECORDER
2018 Jan 31 3:43 pm FEE 124.00 BY HA
RECORDED FOR OREM CITY CORPORATION

AFTER RECORDING PLEASE RETURN TO:

Flying Horse LLC
270 East 930 South
Orem, UT 84058

SIXTH AMENDMENT TO

**DECLARATION OF CONDOMINIUM
(Including Owner Association Bylaws)**

**FLYING HORSE RESIDENTIAL CONDOMINIUMS
(A Convertible Land Condominium Project)
Orem City, Utah County, Utah**

THIS SIXTH AMENDMENT TO DECLARATION OF CONDOMINIUM (the “Sixth Amendment to Declaration”) is made this 30th day of January, 2018 by **FLYING HORSE, LLC**, A Utah limited liability company (“Declarant”) pursuant to the provisions of Title 57, Chapter 8 of the *Utah Code*, as amended, known as the Condominium Ownership Act (the “Act”).

RECITALS:

- A. All defined terms as used in this Sixth Amendment to Declaration shall have the meanings ascribed to them herein or, as the case may be, in the Condominium Project’s Declaration of Condominium, recorded by Declarant in the Public Records as Entry 15285:2017 on February 14, 2017, pages 1 through 35, inclusive (the “Declaration”).
- B. Declarant is the developer of the Project and recorded a Record of Survey Map therefore in the Public Records as Entry 15284:2017 Map # 15412 on February 14, 2017.
- C. Pursuant to ARTICLE II of the Declaration, and Sections 57-8-13 (3) and 57-8-13.4 of the Act, Declarant has caused a Fifth Supplemental Record of Survey map and this Sixth Amendment to Declaration to be prepared for simultaneous recordation in the Public Records in order to convert certain Convertible Land in the Project into additional Units as reflected on the Fifth Supplemental Record of Survey Map.
- D. The real property to which this Sixth Amendment to Declaration and the Fifth Supplemental Record of Survey Map are applicable is located in Orem, Utah County, Utah and is described as follows:

Commencing at a point located South 00°43'17" East along the Section line 336.06 feet and East 767.02 feet from the West quarter corner of Section 27, Township 6 South, Range 2

East, Salt Lake Base and Meridian; thence South 88°56'07" East along Christ Evangelical Church Amended 421.57 feet to Sandhill Road; thence along Sandhill Road along the arc of a 1974.00 foot radius curve to the left 448.21 feet (chord bears South 39°59'29" East 447.24 feet); thence along South Point Condominiums as follows: North 88°48'06" West 140.42 feet, South 00°30'00" East 330.82 feet; thence North 88°14'28" West 136.54 feet more or less to the easterly Right-of-Way line of Interstate 15; thence North 32°49'40" West along Interstate 15 802.29 feet to the point of beginning.

NOW, THEREFORE, Declarant hereby makes this Sixth Amendment to Declaration as follows:

1. The Declaration is hereby amended in the following particulars as a result of, and pursuant to, the conversion of a portion of the Convertible Land.
 - a. Section 2.02 of the Declaration is amended in its entirety to read as follows:

2.02 Division into Condominium Units, Minimum and Maximum


Ownership Interests. The Project is hereby divided into 98 Units as set forth on the Plat, each such Unit consisting of a Unit and an appurtenant undivided, but equal, interest in and to the Common Areas and Facilities and Convertible Space. Such Units comprise the minimum number of Units in the Project and give each Owner a maximum 1/98 (or approximately 1.0204%) undivided interest in the Common Areas and Facilities to the extent set forth in **Exhibit "A"**. If all of the Additional Land is added into the Project pursuant Sections 2.03 and 2.04, the maximum number of Units in the Project will be 134 and each Unit Owner will have a 1/134th (or approximately 0.0074%) undivided interest in the Common Areas and Facilities.

- b. **Exhibit "A"** to this amendment, in its entirety, is added to the Declaration.

2. Except as amended by the provisions of this Sixth Amendment to Declaration, the Declaration shall remain unchanged and shall constitute the entire Declaration of Condominium for the Project, reflecting the conversion of portions of the Convertible Land as described on the Fifth Supplemental Record of Survey Map and the attached **Exhibit "A"**.

3. This Sixth Amendment to Declaration shall be recorded in the Public Records simultaneously with the Project's Fifth Supplemental Record of Survey Map, consisting of three sheets prepared by Roger D. Dudley, a Utah registered land surveyor holding Certificate No. 147089. Both such instruments shall be effective upon recordation.

EXECUTED by Declarant on January 30, 2018

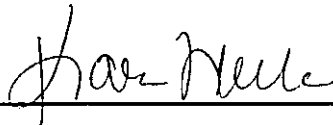


 Flying Horse L.L.C.,
 Cory Andersen, Authorized Signer

STATE OF UTAH)
 : ss
 COUNTY OF UTAH)

On January 30, 2018, personally appeared before me, Cory Andersen, Authorized Signer of Flying Horse LLC, the signer of the foregoing instrument, who duly acknowledged to me that he executed the same.





 Notary Public

Exhibit "A"

DECLARATION OF CONDOMINIUM
(Including Owner Association Bylaws)

OF

FLYING HORSE RESIDENTIAL CONDOMINIUMS
(A Convertible Land Condominium Project)
Orem City, Utah County, Utah

Unit No.	Interest in Common Area (Percentage)	Votes
Building A		
A101	1.0204%	1
A102	1.0204%	1
A103	1.0204%	1
A104	1.0204%	1
A105	1.0204%	1
A201	1.0204%	1
A202	1.0204%	1
A203	1.0204%	1
A204	1.0204%	1
A205	1.0204%	1
A301	1.0204%	1
A302	1.0204%	1
A303	1.0204%	1
A304	1.0204%	1
A305	1.0204%	1

Building H		
H101	1.0204%	1
H102	1.0204%	1
H103	1.0204%	1
H104	1.0204%	1
H201	1.0204%	1
H202	1.0204%	1
H203	1.0204%	1
H204	1.0204%	1
H301	1.0204%	1
H302	1.0204%	1
H303	1.0204%	1
H304	1.0204%	1
H401	1.0204%	1
H402	1.0204%	1
H403	1.0204%	1
H404	1.0204%	1
Building G		
G101	1.0204%	1
G102	1.0204%	1
G103	1.0204%	1
G104	1.0204%	1
G201	1.0204%	1
G202	1.0204%	1

G203	1.0204%	1
G204	1.0204%	1
G301	1.0204%	1
G302	1.0204%	1
G303	1.0204%	1
G304	1.0204%	1
G401	1.0204%	1
G402	1.0204%	1
G403	1.0204%	1
G404	1.0204%	1
Building C		
C101	1.0204%	1
C102	1.0204%	1
C103	1.0204%	1
C104	1.0204%	1
C105	1.0204%	1
C201	1.0204%	1
C202	1.0204%	1
C203	1.0204%	1
C204	1.0204%	1
C205	1.0204%	1
C301	1.0204%	1
C302	1.0204%	1
C303	1.0204%	1

C304	1.0204%	1
C305	1.0204%	1
C401	1.0204%	1
C402	1.0204%	1
C403	1.0204%	1
C404	1.0204%	1
C405	1.0204%	1
Building B		
B101	1.0204%	1
B102	1.0204%	1
B103	1.0204%	1
B104	1.0204%	1
B105	1.0204%	1
B201	1.0204%	1
B202	1.0204%	1
B203	1.0204%	1
B204	1.0204%	1
B205	1.0204%	1
B301	1.0204%	1
B302	1.0204%	1
B303	1.0204%	1
B304	1.0204%	1
B305	1.0204%	1

Building D		
D101	1.0204%	1
D102	1.0204%	1
D103	1.0204%	1
D104	1.0204%	1
D201	1.0204%	1
D202	1.0204%	1
D203	1.0204%	1
D204	1.0204%	1
D301	1.0204%	1
D302	1.0204%	1
D303	1.0204%	1
D304	1.0204%	1
D401	1.0204%	1
D402	1.0204%	1
D403	1.0204%	1
D404	1.0204%	1
TOTAL	100%	

*Percentages may be adjusted by one-thousandth of a percentage point in order to provide for a total of one hundred percent (100%).