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 Gary W. Ott  
 Recorder, Salt Lake County, UT  
 MERRILL TITLE  
 BY: eCASH, DEPUTY - EF 2 P.

**When Recorded Mail To:**

COLCO Development, Inc.  
 10424 South 2700 West, Suite 200  
 South Jordan, Utah 84095

**AMENDMENT TO DECLARATION OF  
 COVENANTS, CONDITIONS AND RESTRICTIONS  
 OF WHEATLAND ESTATES PHASES 2 & 3**

THIS AMENDMENT to the Declaration of Covenants, Conditions and Restrictions of Wheatland Estates Phases 2 & 3 is executed pursuant to the provisions of the Declaration described in Recital "A" below by COLCO Development, Inc., a Utah corporation (Declarant").

**RECITALS:**

A. On March 13, 2008, Declarant recorded with the Recorder of Salt Lake County, Utah, a Declaration of Covenants, Conditions and Restrictions of Wheatland Estates Phases 2 & 3 as Entry No. 10372767 in Book 9582 at Pages 49-55 ("Declaration") covering the initial real property and improvements situated in Salt Lake County, Utah, and more particularly described as follows:

All of Lots 201 – 228, inclusive, and 301 – 366, inclusive, Wheatland Estates Phases 2 and 3, according to the official plat thereof filed with the Salt Lake County Recorder in Salt Lake County, Utah.

Parcel Identification Numbers (see Exhibit "A" attached hereto and by reference incorporated herein).

B. Pursuant to Article III, General Provisions, Sections 3 of the Declaration, the Declarant reserved the right to amend said Declaration by a vote of at least eighty-five percent (85%) of the total vote of all Owners.

C. Declarant, at the time of executing this Amendment to Declaration of Covenants, Conditions and Restrictions of Wheatland Estates Phases 2 & 3, is the Owner of more than eighty-five percent (85%) of the Lots.

NOW THEREFORE, Declarant hereby amends the Declaration by inserting the following new Paragraphs 4 and 5 to ARTICLE II, RESIDENTIAL AREA COVEANTS of said Declaration:

**SECTION 1,                      Quality:**

4. Each dwelling must have a masonry exterior acceptable to the Architectural Control Committee. All wall finishes consisting of brick, stone (including

artificial manufactured stone), stucco with non-water penetrable synthetic finish or fiber-cement siding with a premium painted finish. Vinyl siding exception: Premium vinyl siding with form fitted foam core backing may be allowed on up to 50% of all dwellings. Products commonly available on the date of this document that meet this specification include Alcoa Structure, Alside Prodigy, or Norandex/Reynolds Polar wall, all subject to approval of West Jordan City in each case.

5. All construction is to be comprised of new materials, except that used brick may be used with the proper written consent of the Architectural Control Committee. Trim elements such as soffit, fascia, window and corner trim may consist of other low maintenance finishes such as colored aluminum. Roofing material shall be architectural style asphalt shingle, slate or tile.

Except to the extent herein modified, all other terms and conditions of said Declaration shall remain in full force and effect.

IN WITNESS HEREOF, this Amendment is hereby executed this 2<sup>nd</sup> day of July, 2008.

COLCO DEVELOPMENT, INC.,  
A Utah corporation

By:   
Jordan H. Bangerter, President

State of Utah

ss

County of Salt Lake

On the 2<sup>nd</sup> day of July, 2008, personally appeared before me Jordan H. Bangerter, who being by me duly sworn, did say that he, the said Jordan h. Bangerter, is the President of COLCO Development, Inc., a Utah corporation, and that the within and foregoing was signed in behalf of said corporation by authority of a resolution of its board of directors, and said Jordan H. Bangerter duly acknowledged that said corporation executed the same.

  
Notary Public

My Commissions Expires: 6/3/09  
Residing at: South Jordan

