

RETURNED

OCT 12 1993

WHEN RECORDED, RETURN TO:  
David K. Broadbent, Esq.  
Prince, Yeates & Geldzahler  
175 East 400 South, Suite 900  
Salt Lake City, Utah 84111

E 1067647 S 1673 P 238  
CAROL DEAN PAGE, DAVIS CNTY RECORDER  
1993 OCT 12 12:04 PM FEE 43.00 DEP COP  
REC'D FOR PRINCE, YEATES & GELDZAHLER

AMENDMENT TO PROTECTIVE COVENANTS  
OF  
ELLIS PARK SUBDIVISION, BLOCK B

THIS INSTRUMENT is dated, for reference only, October 7, 1993, and is made and entered into by the undersigned owners of lots in Ellis Park Subdivision, Block B.

RECITALS:

A. On June 20, 1963, Packard Development Company, recorded an instrument entitled "Protective Covenants" in Book 270, Page 185, records of Davis County Recorder. Said instrument, hereinafter referred to as the "Declaration", imposed restrictions on the following described property located in Davis County, Utah:

All of Ellis Park Subdivision, Block B, a subdivision of part of the Northeast Quarter of Section 20, Township 2 North, Range 1 East, Salt Lake Base and Meridian, in the City of Bountiful, County of Davis, State of Utah, according to the official plat thereof.

Said real property is hereinafter referred to as the "Subdivision", and the undersigned owners are hereinafter referred to as the "Owners".

B. Notwithstanding the requirement contained in the Declaration that improvements be approved by an architectural committee prior to construction, it is believed by the Owners that no such committee was ever constituted, or, if it was in fact constituted, that it ceased to function soon after the Declaration was recorded.

C. The Declaration contains other provisions which are either ambiguous or inconsistent with the Owners' present desires, and the Owners believe that the building and zoning regulations of the City of Bountiful provide adequate restrictions with regard to the construction and placement of improvements within the Subdivision.

D. The Declaration provides that it may be amended by an instrument signed by a majority of the owners of lots in the Subdivision.

8/10/93  
1/10/93  
04-018-2001-018

NOW THEREFORE, in consideration of the foregoing, the undersigned Owners, constituting a majority of the owners of lots in the Subdivision, hereby agree and amend the Declaration as follows:

- 1. Section B, entitled "Architectural Control", is hereby deleted in its entirety.
- 2. Section D, entitled "Building Location", is hereby deleted in its entirety.
- 3. Section I, entitled "Membership", is hereby deleted in its entirety.
- 4. Section J, entitled "Procedure", is hereby deleted in its entirety.

Dated as of the day and year first set forth above.

OWNERS; SIGNATURES:

J. Graham Barton and Nancy Barton as owners of Lot(s) 34.

STATE OF UTAH )  
 ) : ss.  
COUNTY OF Davis )

The foregoing instrument was acknowledged before me this 7<sup>th</sup> of Oct, 1993 by J. Graham Barton and Nancy Barton.

Jay E. Haschel  
NOTARY PUBLIC  
Residing at: \_\_\_\_\_  
My Commission Expires \_\_\_\_\_  
Notary Public  
JAY E. HASCHEL  
471 North 1100 East  
Provo, Utah 84610  
My Commission Expires  
October 18, 1994  
State of Utah

Robert L. Stone and \_\_\_\_\_, as owners of Lot(s) 37, 38, 39.

STATE OF UTAH )  
 ) : ss.  
COUNTY OF Davis )

The foregoing instrument was acknowledged before me this 7 of Oct, 1993 by Beh. L. SHANE and \_\_\_\_\_

Jay E. Haske  
Notary Public  
JAY E. HASKE  
471 North 1100 East  
Bountiful, Utah 84010  
My Commission Expires  
October 16, 1994  
State of Utah

My Commission Expires: \_\_\_\_\_

Randy E. Robinson and Shelley Lea Robinson, as owners of Lot(s) 52.

STATE OF UTAH )  
                  : ss.  
COUNTY OF \_\_\_\_\_ )

The foregoing instrument was acknowledged before me this 7 of Oct, 1993 by Randy E. Robinson and Shelley Lea Robinson.

Jay E. Haske  
Notary Public  
JAY E. HASKE  
471 North 1100 East  
Bountiful, Utah 84010  
My Commission Expires  
October 16, 1994  
State of Utah

My Commission Expires: \_\_\_\_\_

~~Randy E. Robinson and Shelley Lea Robinson~~ as owners of Lot(s) \_\_\_\_\_.

~~STATE OF UTAH )  
                  : ss.  
COUNTY OF \_\_\_\_\_ )~~

~~The foregoing instrument was acknowledged before me this \_\_\_\_\_ of \_\_\_\_\_, 1993 by \_\_\_\_\_ and \_\_\_\_\_.~~

~~My Commission Expires: \_\_\_\_\_  
NOTARY PUBLIC  
Residing at: \_\_\_\_\_~~

Robert Paulson and Barbara Paulson as owners of  
Lot(s) 47.

STATE OF UTAH )  
                              ):  
                              ): ss.  
COUNTY OF Davis )

The foregoing instrument was acknowledged before me  
this 7 of October, 1993 by ROBERT L. PAULSON and  
BARBARA T. PAULSON.

Jay E. Haskell  
Notary Public NOTARY PUBLIC  
471 North 1100 East Residing at: \_\_\_\_\_  
Countryside, Utah 84010  
My Commission Expires  
October 16, 1994  
State of Utah

Dennis J. Mason and Julie J. Mason, as owners of  
Lot(s) 36.

STATE OF UTAH )  
                              ):  
                              ): ss.  
COUNTY OF Davis )

The foregoing instrument was acknowledged before me  
this 7 of Oct., 1993 by Dennis J. Mason and  
Julie J. Mason.

Jay E. Haskell  
Notary Public NOTARY PUBLIC  
471 North 1100 East Residing at: \_\_\_\_\_  
Countryside, Utah 84010  
My Commission Expires  
October 16, 1994  
State of Utah

Lyle T. Bennett and Bonnie R. Bennett as owners of  
Lot(s) 44.

STATE OF UTAH )  
                              ):  
                              ): ss.  
COUNTY OF Davis )

The foregoing instrument was acknowledged before me  
this 7 of Oct, 1993 by Lyle T. Bennett and  
Bonnie R. Bennett.

Jay E. Haskell  
Notary  
Notary Public NOTARY PUBLIC  
471 North 1100 East Residing at: \_\_\_\_\_  
Countryside, Utah 84010  
My Commission Expires  
October 16, 1994  
State of Utah

Bill Bymaster and Michael Bymaster as owners of Lot(s) 49.

STATE OF UTAH )  
COUNTY OF Utah ) ss.

The foregoing instrument was acknowledged before me this 7 of October, 1993 by Bill Bymaster and Michael Bymaster.

Jay E. Haskell  
Notary Public  
JAY E. HASKELL, NOTARY PUBLIC  
471 North 1100 East  
Bountiful, Utah 84010  
My Commission Expires  
October 16, 1994  
State of Utah  
Residing at: \_\_\_\_\_

My Commission Expires:

Michael Crosby and Cindy Crosby, as owners of Lot(s) 75.

STATE OF UTAH )  
COUNTY OF Utah ) ss.

The foregoing instrument was acknowledged before me this 7th of October, 1993 by Michael F. Crosby and Cindy Crosby.

Jay E. Haskell  
Notary Public  
JAY E. HASKELL, NOTARY PUBLIC  
471 North 1100 East  
Bountiful, Utah 84010  
My Commission Expires  
October 16, 1994  
State of Utah  
Residing at: \_\_\_\_\_

My Commission Expires:

Donna Lowe and C. De Randall as owners of Lot(s) 49, 41, 42.

STATE OF UTAH )  
COUNTY OF Utah ) ss.

The foregoing instrument was acknowledged before me this 7th of October, 1993 by DONNA LOWE and C. DE RANDALL.

Jay E. Haskell  
NOTARY PUBLIC  
Residing at: \_\_\_\_\_

My Commission Expires:

Notary Public  
JAY E. HASKELL  
471 North 1100 East  
Bountiful, Utah 84010  
My Commission Expires  
October 16, 1994  
State of Utah

James Faulkner and Arta Mae Faulkner as owners of  
Lot(s) 53.

STATE OF UTAH )  
COUNTY OF DAVIS ) ss.

The foregoing instrument was acknowledged before me  
this 7th of October, 1993 by J. JAMES FAULKNER and  
ARTA MAE FAULKNER.

Jay E. Haskell  
Notary Public  
JAY E. HASKELL, NOTARY PUBLIC  
471 North 1100 East  
Countryside, Utah  
My Commission Expires  
October 16, 1994  
State of Utah  
Residing at: \_\_\_\_\_  
My Commission Expires \_\_\_\_\_

Charles Ehin and Elizabeth L. Ehin as owners of  
Lot(s) 44.

STATE OF UTAH )  
COUNTY OF DAVIS ) ss.

The foregoing instrument was acknowledged before me  
this 7th of October, 1993 by CHARLES EHIN and  
ELIZABETH L. EHIN.

Jay E. Haskell  
Notary Public  
JAY E. HASKELL, NOTARY PUBLIC  
471 North 1100 East  
Countryside, Utah  
My Commission Expires  
October 16, 1994  
State of Utah  
Residing at: \_\_\_\_\_  
My Commission Expires \_\_\_\_\_

Richard G. Anderson and Rhea M. Anderson Trust  
Lot(s) 43.

STATE OF UTAH )  
COUNTY OF Davis ) ss.

The foregoing instrument was acknowledged before me  
this 7 of October, 1993 by Richard G. Anderson and  
Rhea M. Anderson.

Jay E. Haskell  
NOTARY PUBLIC  
Residing at: \_\_\_\_\_  
Notary Public  
JAY E. HASKELL  
471 North 1100 East  
Countryside, Utah  
My Commission Expires  
October 16, 1994  
State of Utah  
My Commission Expires \_\_\_\_\_