

After recording, return to:  
Iron Mountain Associates, LLC  
2455 White Pine Canyon Road  
Park City, Utah 84060

**ENTRY NO. 01089585**

04/12/2018 12:07:24 PM B: 2457 P: 1145

Declaration PAGE 1/8

MARY ANN TRUSSELL, SUMMIT COUNTY RECORDER  
FEE 302.00 BY IRON MOUNTAIN ASSOCIATES



**SIXTH AMENDMENT  
TO THE  
SECOND AMENDED AND RESTATED DECLARATION OF COVENANTS, CONDITIONS  
AND RESTRICTIONS  
FOR THE COLONY AT WHITE PINE CANYON**

THIS SIXTH AMENDMENT TO THE SECOND AMENDED AND RESTATED DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR THE COLONY AT WHITE PINE CANYON ("Sixth Amendment") is made and executed by IRON MOUNTAIN ASSOCIATES, L.L.C, a Utah limited liability company ("Declarant"), for itself, its successors and assigns.

**RECITALS**

A. Declarant executed that certain Declaration of Covenants, Conditions and Restrictions for The Colony at White Pine Canyon, which was recorded in the Summit County Recorder's Office on September 24, 1998, as Entry No. 518327, in Book 1185, at Pages 93-147 as amended by the First Amendment to the Declaration, which was recorded on September 15, 1999, as Entry No. 548586, in Book 1287, at Pages 726-730; and the Second Amendment to the Declaration recorded on December 29, 2000, as Entry No. 579435, in Book 1347, at Pages 691-711; and the Third Amendment to the Declaration recorded on December 28, 2001, as Entry No. 607116, in Book 1424, at Pages 853-856; and the Fourth Amendment to the Declaration recorded on June 25, 2002, as Entry No. 623050, in Book 1456, at Pages 1196-1199; and the Sixth Amendment, recorded on April 11, 2003, as Entry No. 654475, in Book 1525, at Pages 1675-1693; and the Sixth Amendment, recorded on June 25, 2003, as Entry No. 663160, in Book 1545, at Pages 1199-1207; and the Seventh Amendment recorded on January 26, 2004, as Entry No. 687136, in Book 1595, at Pages 1632-1637; and the Eighth Amendment, recorded on March 1, 2006, as Entry No. 770214, in Book 1774, at Pages 848-851; and the Ninth Amendment, recorded on August 24, 2006, as Entry No. 788380, in Book 1812, at Pages 698-700; and the Tenth Amendment, recorded on September 21, 2007, as Entry No. 826011, in Book 1890, at Pages 295-297; and the Eleventh Amendment, recorded April 29, 2009, as Entry No. 871064, in Book 1979, at Page 1129; and the Twelfth Amendment, recorded March 15, 2010, as Entry No. 894024, in Book 2024, at Page 658; which were amended and restated in their entirety by the Amended and Restated Declaration of Covenants, Conditions and Restrictions for The Colony at White Pine Canyon as recorded in the Summit County Recorder's Office on June 10, 2010, as Entry No. 900311, in Book 2035, at Pages 804-877, as amended by the First Amendment to the Amended and Restated Declaration, which was recorded on June 14, 2011, as Entry No. 924375, in Book 2084, at Pages 534-539; and the Second Amendment to the Amended and Restated Declaration, which was recorded on June 22, 2011, as Entry No. 925148, in Book 2085, at Pages 975-980, which were amended and restated in their entirety by the Second Amended and Restated Declaration of Covenants, Conditions and Restrictions for The Colony at White Pine Canyon as recorded in the Summit County Recorder's Office on October 17, 2012, as Entry No. 955350, in Book 2151, at Pages 1747-1821, as amended by the First Amendment to said Second Amended and Restated Declaration of Covenants, Conditions and Restrictions for The Colony at White Pine Canyon, recorded in

the Summit County Recorder's Office on October 17, 2012, as Entry No. 955362, in Book 2151, at Page 1940; the Second Amendment to said Second Amended and Restated Declaration of Covenants, Conditions and Restrictions for The Colony at White Pine Canyon, recorded in the Summit County Recorder's Office on September 18, 2013, as Entry No. 979409, in Book 2151, at Page 816; the Third Amendment to said Second Amended and Restated Declaration of Covenants, Conditions and Restrictions for The Colony at White Pine Canyon, recorded in the Summit County Recorder's Office on April 11, 2014, as Entry No. 993149, in Book 2235, at Page 643; and the Fourth Amendment to the Declaration, recorded in the Summit County Recorder's Office on November 23, 2015, as Entry No. 1033347, in Book 2325, at Page 1620 (the "Declaration").

B. Pursuant to Section 10.2.2 of the Declaration, Declarant has the unilateral right to amend the Declaration.

C. The purpose of this Sixth Amendment is to amend Exhibit "A" to subject additional land to the Declaration and add a new Section to the Declaration reserving a Construction Access Easement.

NOW, THEREFORE, Declarant hereby declares, covenants and agrees as follows:

1. Defined Terms and Status of Recitals. Capitalized terms used and not otherwise defined in this Sixth Amendment shall have the meaning or meanings given to them in the Declaration. The Recitals set forth above shall constitute a portion of the terms of this Sixth Amendment.

2. Amendment to Exhibit A to Declaration. Exhibit A to the Declaration is hereby deleted in its entirety and replaced with Exhibit "A" which is attached hereto and incorporated herein by this reference.

3. Deletion of "Cost Centers Created by Declarant Paragraph". Paragraph 4 in the 5<sup>th</sup> Amendment to the Second Amended and Restated Declaration of Covenants, Conditions and Restrictions for The Colony at White Pine Canyon is deleted in its entirety.

4. Declaration Remains in Effect. This Sixth Amendment shall be considered supplemental to the Declaration. Except as expressly amended by the foregoing, the Declaration shall remain in full force and effect and shall not be canceled, suspended or otherwise abrogated by the recording of this Sixth Amendment.

5. Declarant Rights. Declarant shall retain all rights of Declarant as set forth in the Declaration, and this Sixth Amendment shall neither amend nor abrogate such rights.

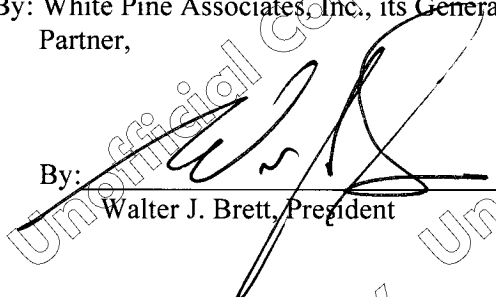
[Signature on following page]

IN WITNESS WHEREOF, the Declarant has executed this Sixth Amendment to the Second Amended and Restated Declaration of Covenants, Conditions and Restrictions for The Colony at White Pine Canyon this 12 day of April, 2018.

IRON MOUNTAIN ASSOCIATES, L.L.C.

By: WPA, Ltd., its Manager,

By: White Pine Associates, Inc., its General Partner,

By:  \_\_\_\_\_  
Walter J. Brett, President

STATE OF UTAH )  
  ) ss  
COUNTY OF SUMMIT )

The foregoing Sixth Amendment to the Second Amended and Restated Declaration of Covenants, Conditions and Restrictions for The Colony at White Pine Canyon was acknowledged before me this 12 day of April, 2018, by Walter J. Brett, for and on behalf of Iron Mountain Associates, L.L.C., a Utah limited liability company.

SEAL:



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Notary Public

My Commission Expires: 12/07/2019  
Residing at: Park City, UT 84060

## Exhibit "A"

### The Colony at White Pine Canyon Legal Description

All of **The Colony at White Pine Canyon - Phase I Final Subdivision Plat**, according to the official plat thereof, recorded September 24, 1998 as Entry No. 518278 of the official records in the office of the Summit County Recorder, as amended by that certain **The Colony at White Pine Canyon - Phase I Amended Final Subdivision Plat**, according to the official plat thereof, recorded March 26, 1999 as Entry No. 534009 of the official records in the office of the Summit County Recorder, as amended by that certain **The Colony at White Pine Canyon Phase 1 Amendment to Lot 7 and Entry Area**, according to the official plat thereof, recorded September 20, 2007 as Entry No. 825919 of the official records in the office of the Summit County Recorder, and as amended by that certain **The Colony at White Pine Canyon Phase 1 Third Amendment**, according to the official plat thereof, recorded August 18, 2010 as Entry No. 905004 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon, Phase 1B Final Subdivision Plat**, according to the official plat thereof, recorded January 21, 2004 as Entry No. 686710 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon, Phase 1C Final Subdivision Plat**, according to the official plat thereof, recorded August 16, 2006 as Entry No. 787053 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon - Phase II Final Subdivision Plat**, according to the official plat thereof, recorded September 10, 1999 as Entry No. 548270, as amended by that certain **The Colony at White Pine Canyon Amended Phase II Final Subdivision Plat Adjusting the Boundaries of Lots 52, 53, 54 and 55 Only**, according to the official plat thereof, recorded October 6, 2006 as Entry No. 793142 of the official records in the office of the Summit County Recorder, and as amended by that certain **The Colony at White Pine Canyon Phase II Amendment to Lot 79**, according to the official plat thereof, recorded July 6, 2012 as Entry No. 948558 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon - Phase 3A Final Subdivision Plat**, according to the official plat thereof, recorded December 29, 2000 as Entry No. 579433 of the official records in the office of the Summit County Recorder, as amended by that certain **The Colony at White Pine Canyon Phase 3A Final Subdivision Plat Amendment to Lots 110, 111 and Common Area**, according to the official plat thereof, recorded March 23, 2007 as Entry No. 807898 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon - Phase 3B Final Subdivision Plat**, according to the official plat thereof, recorded December 24, 2001 as Entry No. 606728 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon - Phase 3C Final Subdivision Plat**, according to the official plat thereof, recorded June 10, 2002 as Entry No. 621557 of the official records in the office of the Summit County Recorder, as amended by that certain **The Colony at White Pine Canyon First Amended Phase 3C Final Subdivision Plat**, according to the official plat thereof, recorded September 20, 2007 as Entry No. 825934 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon Phase 4A Final Subdivision Plat**, according to the official plat thereof, recorded March 1, 2006 as Entry No. 770208 of the official records in the office of the Summit County Recorder, as amended by that certain **The Colony at White Pine Canyon Phase 4A Amendments to Lots 161 & 163**, according to the official plat thereof, recorded May 6, 2008 as Entry No. 843740 of the official records in the office of the Summit County Recorder, and as amended by that certain **The Colony at White Pine Canyon Phase 4A Amendment to Lots 155, 158, 159 & Parcel A**, according to the official plat thereof, recorded August 20, 2008 as

Entry No. 825909, and as amended by that certain **The Colony at White Pine Canyon Phase 4A Amendment to Combine Lots 158 & 160**, according to the official plat thereof, recorded September 11, 2009 as Entry No. 882141 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon Phase 4B Final Subdivision Plat**, according to the official plat thereof, recorded September 20, 2007 as Entry No. 825931 of the official records in the office of the Summit County Recorder, as amended by that certain **The Colony at White Pine Canyon Phase 4B Subdivision Amendment to Lots 220 & 221**, according to the official plat thereof, recorded June 27, 2008 as Entry No. 848394 of the official records in the office of the Summit County Recorder, as amended by that certain **The Colony at White Pine Canyon Phase 4B Subdivision Amendment to Lots 206, 207 & 214, 215**, according to the official plat thereof, recorded August 20, 2008 as Entry No. 852910 of the official records in the office of the Summit County Recorder, and as amended by that certain **The Colony at White Pine Canyon Phase 4B Subdivision Amendment to Lots 182 & 183**, according to the official plat thereof, recorded August 5, 2009 as Entry No. 879569 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon Phase 4D Subdivision**, according to the official plat thereof, recorded March 15, 2010 as Entry No. 894023 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon Phase 4E The Lakes 1 Subdivision**, according to the official plat thereof, recorded June 14, 2011 as Entry No. 924374 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon, Phase 4E The Lakes 2 Subdivision**, according to the official plat thereof, recorded June 22, 2011 as Entry No. 925147 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon, Phase 4E Pinecone Ridge Subdivision**, according to the official plat thereof, recorded October 17, 2012 as Entry No. 955349 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon Phase 4E, The Lakes 3 Subdivision**, according to the official plat thereof, recorded October 17, 2012 as Entry No. 955361 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon Phase 4E, The Lakes 4 Subdivision**, according to the official plat thereof, recorded September 18, 2013 as Entry No. 979408 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon Phase 4E, The Lakes 5 Subdivision**, according to the official plat thereof, recorded April 11, 2014 as Entry No. 993123 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon Phase 4C Lower West Monitor Subdivision**, according to the official plat thereof, recorded November 23, 2015 as Entry No. 1033345 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon Phase 4C Upper West Monitor Subdivision**, according to the official plat thereof, recorded November 23, 2015 as Entry No. 1033346 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon Phase 5A Meadow Lakes Subdivision**, according to the official plat thereof, recorded April 2, 2018 as Entry No. 01088980 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon Phase 5B Meadow Lakes Subdivision**, according to the official plat thereof, recorded April 2, 2018 as Entry No. 01088982 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon Phase 5C Meadow Lakes Subdivision**, according to the official plat thereof, recorded April 2, 2018 as Entry No. 01088984 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon Phase 5D Meadow Lakes Subdivision**, according to the official plat thereof, recorded April 2, 2018 as Entry No. 01088986 of the official records in the office of the Summit County Recorder.

Summit County Tax Serial Numbers:

Phase 1

CWPC-1-AM	CWPC-2-3-AM	CWPC-3-3AM	CWPC-5-6-AM
CWPC-5-AM	CWPC-6-5-AM	CWPC-6-AM	CWPC-7-EA-7-AM
CWPC-7-EA-B-AM	CWPC-7-EA-C-AM	CWPC-7-EA-D-AM	CWPC-7-EA-E-AM
CWPC-8-AM	CWPC-9-AM	CWPC-10-AM	CWPC-11-AM
CWPC-12-AM	CWPC-13-AM	CWPC-14-AM	CWPC-15-AM
CWPC-16-AM	CWPC-17-AM	CWPC-18-AM	CWPC-19-AM
CWPC-20-AM	CWPC-21-AM	CWPC-22-AM	CWPC-23-AM
CWPC-24-AM	CWPC-25-AM	CWPC-26-AM	CWPC-27-AM
CWPC-28-AM	CWPC-29-AM	CWPC-30-AM	CWPC-A
CWPC-A1-3AM	CWPC-A2-3AM	CWPC-B-3AM	CWPC-CA-IMP
CWPC-SKI-AM	CWPC-1B-6B	CWPC-1B-6C	CWPC-1B-SKI
CWPC-1C-6A	PP-1	PP-1-A	PP-1-B
PP-1-D			

Phase 2

CWPC-II-31	CWPC-II-32	CWPC-II-33	CWPC-II-33-A
CWPC-II-34	CWPC-II-35	CWPC-II-36	CWPC-II-37
CWPC-II-38	CWPC-II-39	CWPC-II-40	CWPC-II-41
CWPC-II-42	CWPC-II-43	CWPC-II-44	CWPC-II-45
CWPC-II-46	CWPC-II-47	CWPC-II-48	CWPC-II-49
CWPC-II-50	CWPC-II-51	CWPC-II-52-AM	CWPC-II-53-AM
CWPC-II-54-AM	CWPC-II-55-AM	CWPC-II-56	CWPC-II-57
CWPC-II-58	CWPC-II-59	CWPC-II-60	CWPC-II-61A
CWPC-II-61B	CWPC-II-62	CWPC-II-63	CWPC-II-64
CWPC-II-65	CWPC-II-66	CWPC-II-67	CWPC-II-68
CWPC-II-69	CWPC-II-70	CWPC-II-71	CWPC-II-72
CWPC-II-73	CWPC-II-74	CWPC-II-75	CWPC-II-76
CWPC-II-77	CWPC-II-77-A	CWPC-II-78	CWPC-II-79
CWPC-II-80	CWPC-II-OS	CWPC-II-SKI	CWPC-II-SKI-1
CWPC-II-SKI-1-AM	CWPC-II-SKI-2		

Phase 3A

CWPC-3A-81	CWPC-3A-82	CWPC-3A-83	CWPC-3A-84
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CWPC-3A-85  
CWPC-3A-89  
CWPC-3A-93  
CWPC-3A-97  
CWPC-3A-101  
CWPC-3A-105  
CWPC-3A-109  
CWPC-3A-A-AM

CWPC-3A-86  
CWPC-3A-90  
CWPC-3A-94  
CWPC-3A-98  
CWPC-3A-102  
CWPC-3A-106  
CWPC-3A-111-AM  
CWPC-3A-SKI

CWPC-3A-87  
CWPC-3A-91  
CWPC-3A-95  
CWPC-3A-99  
CWPC-3A-103  
CWPC-3A-107  
CWPC-3A-112

CWPC-3A-88  
CWPC-3A-92  
CWPC-3A-96  
CWPC-3A-100  
CWPC-3A-104  
CWPC-3A-108  
CWPC-3A-113

Phase 3B

CWPC-3B-114  
CWPC-3B-117-A  
CWPC-3B-121

CWPC-3B-115  
CWPC-3B-118  
CWPC-3B-122

CWPC-3B-116  
CWPC-3B-119  
CWPC-3B-123

CWPC-3B-117  
CWPC-3B-120

Phase 3C

CWPC-3C-124-1AM  
CWPC-3C-130-1AM  
CWPC-3C-136-1AM  
CWPC-3C-140-1AM  
CWPC-3C-A-1AM

CWPC-3C-126-1AM  
CWPC-3C-131-1AM  
CWPC-3C-137-1AM  
CWPC-3C-141-1AM  
CWPC-3C-B-1AM

CWPC-3C-127-1AM  
CWPC-3C-132-1AM  
CWPC-3C-138-1AM  
CWPC-3C-142-1AM

CWPC-3C-128-1AM  
CWPC-3C-135-1AM  
CWPC-3C-139-1AM  
CWPC-3C-143-1AM

Phase 4A

CWPC-4A-154  
CWPC-4A-160A-AM  
CWPC-4A-164  
CWPC-4A-168  
CWPC-4A-172  
CWPC-4A-176  
CWPC-4A-180

CWPC-4A-155-AM  
CWPC-4A-161-AM  
CWPC-4A-165  
CWPC-4A-169  
CWPC-4A-173  
CWPC-4A-177  
CWPC-4A-181

CWPC-4A-156  
CWPC-4A-162  
CWPC-4A-166  
CWPC-4A-170  
CWPC-4A-174  
CWPC-4A-178  
CWPC-4A-A-AM

CWPC-4A-159-AM  
CWPC-4A-163-AM  
CWPC-4A-167  
CWPC-4A-171  
CWPC-4A-175  
CWPC-4A-179  
CWPC-4A-B

Phase 4B

CWPC-4B-182-AM  
CWPC-4B-187  
CWPC-4B-213  
CWPC-4B-217  
CWPC-4B-221-AM

CWPC-4B-184  
CWPC-4B-206-AM  
CWPC-4B-214-AM  
CWPC-4B-218  
CWPC-4B-A

CWPC-4B-185  
CWPC-4B-207-AM  
CWPC-4B-215-AM  
CWPC-4B-219  
CWPC-4B-B

CWPC-4B-186  
CWPC-4B-212  
CWPC-4B-216  
CWPC-4B-220-AM

Phase 4D

CWPC-4D-208  
CWPC-4D-254

CWPC-4D-209  
CWPC-4D-256

CWPC-4D-210

CWPC-4D-253

Phase 4E - The Lakes 1

CWPC-4ELK-1-233  
CWPC-4ELK-1-244

CWPC-4ELK-1-236  
CWPC-4ELK-1-251

CWPC-4ELK-1-237

CWPC-4ELK-1-240

Phase 4E - The Lakes 2

CWPC-4ELK-2-224

CWPC-4ELK-2-226

Phase 4E - Pinecone Ridge

CWPC-4EPCR-A  
CWPC-4EPCR-241

CWPC-4EPCR-B  
CWPC-4EPCR-242

CWPC-4EPCR-238  
CWPC-4EPCR-243

CWPC-4EPCR-239

Phase 4E - The Lakes 3

CWPC-4ELK-3-228

CWPC-4ELK-3-229

Phase 4E – The Lakes 4

CWPC-4ELK-4-222

CWPC-4ELK-4-223

Phase 4E – The Lakes 5

CWPC-4ELK-5-227

CWPC-4ELK-5-230

CWPC-4ELK-5-231

CWPC-4ELK-5-232

CWPC-4ELK-5-234

CWPC-4ELK-5-235

CWPC-4ELK-5-257

CWPC-4ELK-5-A

CWPC-4ELK-5-B

CWPC-4ELK-5-C

Phase 4C – Lower West Monitor

CWPC-4C-LWM-188

CWPC-4C-LWM-189

CWPC-4C-LWM-190

CWPC-4C-LWM-191

CWPC-4C-LWM-192

CWPC-4C-LWM-193

CWPC-4C-LWM-194

CWPC-4C-LWM-A

CWPC-4C-LWM-B

Phase 4C – Upper West Monitor

CWPC-4C-UWM-195

CWPC-4C-UWM-196

CWPC-4C-UWM-197

CWPC-4C-UWM-198

CWPC-4C-UWM-199

CWPC-4C-UWM-200

CWPC-4C-UWM-201

CWPC-4C-UWM-202

Phase 5A

New Tax Serial Numbers To Be Assigned

Part of Summit County Tax Serial Numbers: PP-32-A

Phase 5B

New Tax Serial Numbers To Be Assigned

Part of Summit County Tax Serial Numbers: PP-32-A

Phase 5C

New Tax Serial Numbers To Be Assigned

Part of Summit County Tax Serial Numbers: PP-32-A

Phase 5D

New Tax Serial Numbers To Be Assigned

Part of Summit County Tax Serial Numbers: PP-32-A