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06/27/2013 02:07 PM \$31.00
Book - 10153 Pg - 8580-8590
GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
DALE F EVANS
515 S 1000 E #505
SALT LAKE CITY UT 84102
BY: CDC, DEPUTY - WI 11 P.

WHEN RECORDED RETURN TO:

Dale F. Evans
515 South 1000 East #505
Salt Lake City, Utah 84102

**AMENDMENT TO AMENDED AND RESTATED DECLARATION OF
CONDOMINIUM OF AZTEC CONDOMINIUM PROJECT**

This Amendment to Amended and Restated Declaration of Condominium of Aztec Condominium Project is made and executed by the Management Committee of the Aztec Condominium Homeowners Association, Inc., a Utah nonprofit corporation, of 515 South 1000 East, Salt Lake City, Utah 84102 (the "Declarant").

RECITALS

A. The Amended and Restated Declaration of Condominium of Aztec Condominium Project was recorded in the office of the County Recorder of Salt Lake County, Utah on February 12, 2004 as Entry No. 8976848 in Book 8945 at Pages 874-932 of the official records (the "Declaration").

B. The Declarant is the managing agent of the Aztec Condominium Homeowners Association, Inc., consisting of all of the owners of Units at the Aztec Condominium acting or taken as a group in accordance with the Declaration.

C. Dale F. Evans is the owner of Unit No. 504 and Unit No. 505, Aztec Condominium according to the official plat thereof.

C. Unit No. 504 and Unit No. 505 are subject to the Declaration.

D. The undersigned desire to combine Unit No. 504 and Unit No. 505 into a combined unit (the Combined Unit") and to reflect the "As Built" and "Where Built" condition of said Units.

E. All of the requirements to amend the Declaration have been satisfied.

NOW, THEREFORE, for the reasons recited above and pursuant to Article III, Section 37 of the Declaration, the Declarant hereby executes this Amendment to Amended and Restated Declaration of Condominium of Aztec Condominium Project.

1. Attached is a true and correct copy of a document entitled "Amended Record of Survey Map of The Aztec Condominium Apartment Homes, 5th Floor" which is incorporated herein by this reference.

2. Unit No. 504 and Unit No. 505 are hereby combined into a combined unit (the Combined Unit") in their "As Built" and "Where Built" condition.

3. Neither this amendment nor the Combined Unit are intended to be nor shall they be construed to amend, modify, alter or change any of the boundary lines, rights, obligations, and/or sizes of any other Units in the Aztec Condominium.

4. As evidenced by their signatures below, all persons with an ownership interest in Unit No. 504 and Unit No. 505 have consented to the amendments set forth herein.

5. The percentage of interest in the Common Area and Facilities appurtenant to the Combined Unit shall be 0.01967% as shown on the attached "Amended Record of Survey Map of The Aztec Condominium Apartment Homes, 5th Floor," which amount represents the sum of percentages of ownership appurtenant to Unit No. 504 and Unit No. 505.

6. The monthly dues and assessments for the Common Expenses chargeable to the Combined Unit shall be the total monthly dues and assessments for the Common Expenses that would have otherwise been chargeable to Unit No. 504 and Unit No. 505 in the absence of the amendments set forth herein. The percentage interest in the Common Area and Facilities for the other Units in the Aztec Condominium shall remain unchanged and unaffected by the amendments set forth herein.

7. The Combined Unit number shall be "Unit #504505" in the books and records of the Association. Any subsequently executed documents or instruments, including by way of illustration but not limitation deeds, trust deeds, deeds of reconveyance, mortgages, release of mortgages, notices of lien, releases of lien, tax notices and so forth relating to any title, encumbrances, easements, restrictions, covenants, appurtenances, rights, restrictions and/or other interests in or to either Unit No. 504 and Unit No. 505 may describe the property subject to such interests as "Unit #504505." The Combined Unit shall have the boundary lines as set forth in the attached "Amended Record of Survey Map of the Aztec Condominium Apartment Homes, 5th Floor."

8. The legal description of the Combined Unit Shall be as follows:

UNIT #504505, Aztec Condominium Apartment Homes, amending
Unit No. 504 and Unit No. 505 (0.01967%).

Parcel No. _____

TOGETHER WITH ITS CORRESPONDING INTEREST IN THE
APPURTENANT COMMON AREA AND FACILITIES AND ALL
IMPROVEMENTS, EASEMENTS, RIGHTS OF WAY,
APPURTENANCES, RENTS, ROYALTIES, PROFITS, AND ALL
FIXTURES.

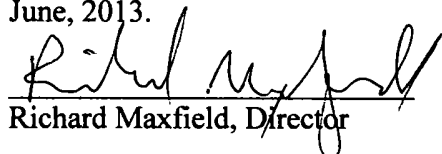
9. A title report purchased regarding the status of Unit No. 504 and Unit No. 505 shows that there are no mortgages or security interests against said property.

10. The consent of other Unit Owners does not need to be obtained to make this amendment or alterations valid because the percentages of undivided interest in the Common Areas and Facilities of the other Units remain unchanged.

11. In the event of any conflict, incongruity or inconsistency between the provisions of the Declaration and this Amendment, the latter shall in all respects govern and control.

12. The effective date of this Amendment is the date it is recorded in the office of the County Recorder of Salt Lake County, Utah.

IN WITNESS WHEREOF, the Declarant has executed this instrument the 26 day of June, 2013.

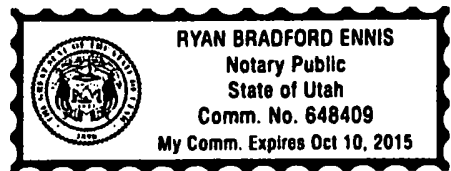

Richard Maxfield, Director

ACKNOWLEDGMENT

STATE OF UTAH)
)ss:
COUNTY OF SALT LAKE)

On the 26th day of June, 2013 , personally appeared before me Richard Maxfield, who by me being duly sworn, did say that s/he is a director/member of the Management Committee of the Aztec Condominium Homeowners Association, Inc., a Utah nonprofit corporation, and duly acknowledged to me that s/he executed the same.


NOTARY PUBLIC



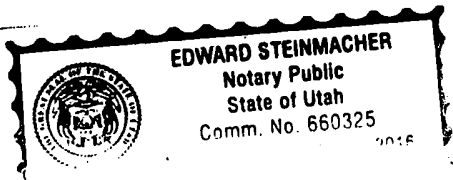
Linda Beynon
Linda Beynon, Director

ACKNOWLEDGMENT

STATE OF UTAH)
)ss:
COUNTY OF SALT LAKE)

On the 20th day of June, 2013 , personally appeared before me Linda Beynon, who by me being duly sworn, did say that s/he is a director/member of the Management Committee of the Aztec Condominium Homeowners Association, Inc., a Utah nonprofit corporation, and duly acknowledged to me that s/he executed the same.

Edward Steinmacher
NOTARY PUBLIC





Lesley Chesson, Director

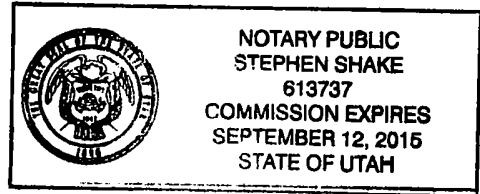
ACKNOWLEDGMENT

STATE OF UTAH)
)ss:
COUNTY OF SALT LAKE)

On the 20th day of June, 2013 , personally appeared before me Lesley Chesson, who by me being duly sworn, did say that s/he is a director/member of the Management Committee of the Aztec Condominium Homeowners Association, Inc., a Utah nonprofit corporation, and duly acknowledged to me that s/he executed the same.



NOTARY PUBLIC




Alan Davison, Director

ACKNOWLEDGMENT

STATE OF UTAH)
)ss:
COUNTY OF SALT LAKE)

On the 21 day of June, 2013 , personally appeared before me Alan Davison, who by me being duly sworn, did say that s/he is a director/member of the Management Committee of the Aztec Condominium Homeowners Association, Inc., a Utah nonprofit corporation, and duly acknowledged to me that s/he executed the same.


NOTARY PUBLIC



Tammy Montoya
Tammy Montoya, Director

ACKNOWLEDGMENT

STATE OF UTAH)
)ss:
COUNTY OF SALT LAKE)

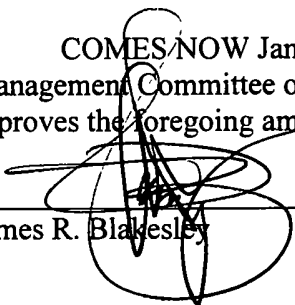
On the 21st day of June, 2013 , personally appeared before me Tammy Montoya, who by me being duly sworn, did say that s/he is a director/member of the Management Committee of the Aztec Condominium Homeowners Association, Inc., a Utah nonprofit corporation, and duly acknowledged to me that s/he executed the same.

Loraine Mace Breinholt
NOTARY PUBLIC



CONSENT

COMES NOW James R. Blakesley, Utah Bar No. 0364, an attorney employed by the Management Committee of the Aztec Condominium Homeowners Association, Inc. and approves the foregoing amendment.


James R. Blakesley

6.26.13
Date

ACKNOWLEDGMENT

STATE OF UTAH)
)ss:
COUNTY OF SALT LAKE)

On the 26 day of June, 2013 , personally appeared before me James R. Blakesley, who by me being duly sworn, did say that he is the attorney for the Aztec Condominium Homeowners Association, Inc., a Utah nonprofit corporation, and duly acknowledged to me that he executed the same.


NOTARY PUBLIC

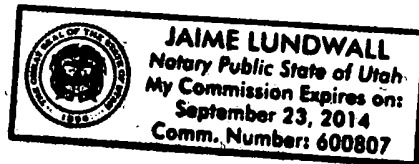


EXHIBIT "A"

LEGAL DESCRIPTION

The Property described in the foregoing document is located in Salt Lake County, Utah and is described more particularly as follows:

UNIT NO. 504, AZTEC CONDOMINIUM, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE IN THE OFFICE OF THE COUNTY RECORDER TOGETHER WITH ITS APPURTENANT OWNERSHIP INTEREST IN THE COMMON AREA AND FACILITIES.

Parcel No. 16-05-451-039

UNIT NO. 505, AZTEC CONDOMINIUM, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE IN THE OFFICE OF THE COUNTY RECORDER TOGETHER WITH ITS APPURTENANT OWNERSHIP INTEREST IN THE COMMON AREA AND FACILITIES.

Parcel No. 16-05-451-040

CONSENTED TO:

By: Dale F. Evans

Dale F. Evans, Owner Units #504 & #505

Date: 4/27/2013

ACKNOWLEDGMENT

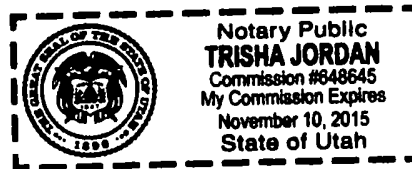
STATE OF UTAH

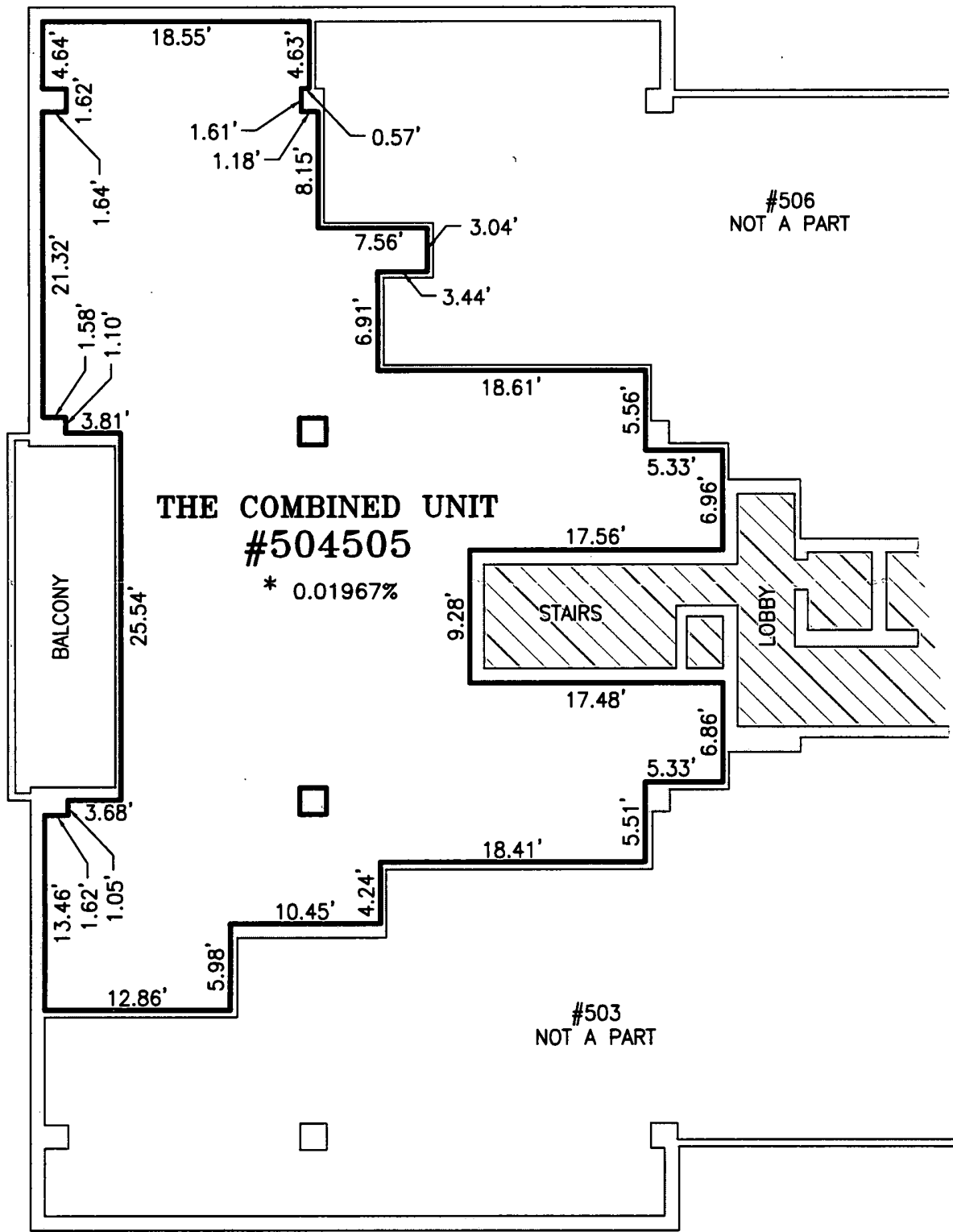
} ss:

COUNTY OF SALT LAKE

On the 27th day of June, 2013, personally appeared before me Dale F. Evans, who by me being duly sworn, did say that she is the owner of Units # 504 & # 505, Aztec Condominium and duly acknowledged to me that she executed the same.

Trisha Jordan
NOTARY PUBLIC





**THE COMBINED UNIT
#504505**

* 0.01967%

BALCONY

STAIRS

LOBBY

#506
NOT A PART

#503
NOT A PART



NOT TO SCALE

*AMENDED RECORD OF SURVEY MAP OF
THE AZTEC CONDOMINIUM APARTMENT HOMES 5th FLOOR
(Only those amendments relating to Unit #504505 are effected by this amendment)*