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RASHELLE HOBBS  
Recorder, Salt Lake County, UT  
AMERICAN SECURE TITLE SL  
BY: eCASH, DEPUTY - EF 7 P.

WHEN RECORDED MAIL TO:  
Donner Towers Association  
Jerry Williams  
4844 North 300 West #201  
Provo, Utah 84604

## AMENDMENT TO THE CONDOMINIUM DECLARATION FOR DONNER TOWERS CONDOMINIUM

Tax Parcel No. 16-11-257-019 AND 16-11-257-020

### COURTESY RECORDING

This document is being recorded solely as a courtesy and an accommodation to the parties named therein. LANDMARK TITLE COMPANY hereby expressly disclaims any responsibility or liability for the accuracy or the content thereof.

AMENDMENT TO THE CONDOMINIUM DECLARATION FOR DONNER TOWERS  
CONDOMINIUM

This Amendment to the Condominium Declaration is made and executed as of the 5<sup>th</sup> day of September, 2019 by the Donner Towers Management Committee (the "Committee") in behalf of the Donner Towers Association of Unit Owners (the "Association").

RECITALS

WHEREAS, the Condominium Declaration for Donner Towers Condominium (the "Declaration") and Bylaws (the "Bylaws") were recorded in the office of the County Recorder of Salt Lake County, Utah on December 12, 1977.

WHEREAS, this Amendment affects the real property located in Salt Lake County described with particularity on Exhibit A, which exhibit is attached hereto and incorporated herein by reference.

WHEREAS, Gerald and Jill Williams have purchased Units numbered 470 and 480 in the Project, which have been physically combined by its previous owners, with the intent to legally combine and record with Salt Lake County such units into one (1) unit as permissible under the existing CC&R's Article VI (a) ; and

WHEREAS, the Committee desires to amend the Declaration to permit the combining of such Units numbered 470 & 480 into one (1) distinct unit; and

WHEREAS, all consents and approvals required pursuant to the Declaration in order to so amend the Declaration have been obtained;

NOW, THEREFORE, in consideration of the physically combined premises, Gerald and Jill Williams' purchase of Units Numbered 470 & 480, and other good and valuable consideration, the Committee hereby agrees as follows:

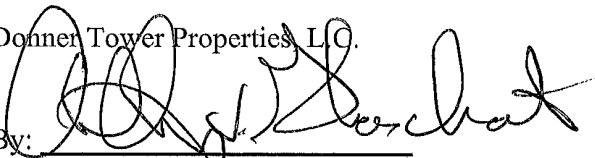
1. The above recitals are incorporated herein by reference.
2. The Declaration is amended by striking the phrase "34 units" which appears on page 5 of the Declaration in the second sentence of Article V, subparagraph (b), and substituting therefor the phrase "33 units".
3. The Declaration is amended to provide for the combination of existing Units numbered 470 & 480 into one (1) distinct unit and shall be known as Unit No. 470.

4. Exhibit "A" is amended by substituting the phrase "34 Units" to "33 Units" and by striking the parcel #1611257020 from the AMD record of survey Map
5. Exhibit "C" to the Declaration is amended by striking the number "480" appearing in the column entitled "Unit"; the Declaration shall be further amended by substituting for the existing Exhibit "C" attached to the Declaration of a new Exhibit "C" which sets forth the square footage of Unit 470 and indicates the percentage of interest of such unit in the common areas (which has been calculated on the basis of the square footage of the combined units). At the time the amendment referred to in this Paragraph is executed, the Record of Survey Map of the Donner Towers Condominium, which was recorded simultaneously with the Declaration, shall be amended by filing an updated version of such map which indicates the size and location of Unit 470.
6. Pursuant to Article XXVII of the Declaration, the Committee hereby certifies that persons or entities owning not less than sixty-six and sixty-six one hundredths percent (66.66%) of the undivided interests in the Common Areas and Facilities (as defined in the Declaration) have consented in writing to the combination of existing Units numbered 470 & 480 as set forth herein.
7. Pursuant to Article XX of the Declaration, the Committee hereby certifies that as of the date hereof, all first mortgagees (as defined in the Declaration) of the individuals condominium units in the Project have given their prior written approval to the combining of the existing Units numbered 470 & 480 as set forth herein.
8. Notwithstanding the amendments hereby made to specific provisions of the Declaration, the Declaration shall be deemed to be amended in all respects necessary to include unit 470 within the definition of a "unit" as set forth in the Declaration and to confer upon Unit 470 all of the rights, and impose upon Unit 470 all of the obligations, which are conferred or imposed by the Declaration upon other units in the Project.
9. Except as set forth herein, the Declaration shall be unamended and shall continue in full force and effect.
10. Each member of the Committee executing this Amendment certifies that he or she is, as of the date hereof, a member of the Committee in good standing with full right and

power to execute this Amendment as a member of the Committee and in behalf of the Association.

IN WITNESS WHEREOF, this Amendment to Condominium Declaration has been executed as of the date first above written.

Donner Tower Properties, L.C.

By:   
Title HOA Chair

By: \_\_\_\_\_

Title \_\_\_\_\_

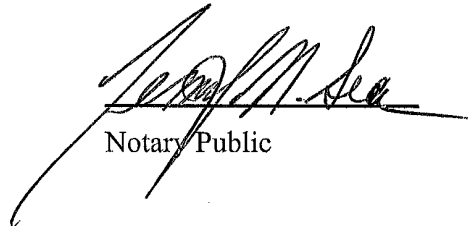
By: \_\_\_\_\_

Title \_\_\_\_\_

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

On the 5<sup>th</sup> day of September, 2019 Anthony Gloschet personally appeared before me, who by me duly sworn did say that he/she, Anthony Gloschet is the Chair of the DONNER TOWERS MANAGEMENT COMMITTEE and that the foregoing Amendment is approved and that he/she is authorized by the Association to execute this amendment.



  
Notary Public

State of Utah, County of \_\_\_\_\_  
Subscribed and sworn to before me  
this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public

% of Ownership	Address	Yes	No
2.485%	940 S Donner Way #390		
2.385%	940 S Donner Way #470	2.385	
2.421%	940 S Donner Way #480	2.421	
2.404%	940 S Donner Way #170	2.404	
2.485%	940 S Donner Way #490	2.49	
2.421%	940 S Donner Way #380		
2.385%	940 S Donner Way #270		
3.524%	960 S Donner Way #240	3.524	
3.008%	940 S Donner Way #745	3.008	
2.485%	940 S Donner Way #290	2.49	
3.670%	960 S Donner Way #550	3.67	
2.421%	940 S Donner Way #280		
2.421%	940 S Donner Way #580	2.421	
3.524%	960 S Donner Way #340		
3.670%	960 S Donner Way #450	3.67	
3.524%	960 S Donner Way #440	3.524	
2.357%	940 S Donner Way #190	2.36	
2.503%	940 S Donner Way #180	2.503	
3.509%	960 S Donner Way #140	3.51	
1.309%	960 S Donner Way #P100	1.31	
2.485%	940 S Donner Way #590		
5.909%	960 S Donner Way #740	5.91	
3.670%	960 S Donner Way #650	3.67	
2.421%	940 S Donner Way #680	2.421	
3.670	960 S Donner Way #250	3.67	
3.082%	940 S Donner Way #750		
3.494%	960 S Donner Way #150	3.49	
2.385%	940 S Donner Way #370	2.39	

3.524%	960 S Donner Way #640		
3.524%	960 S Donner Way #540		
2.385%	940 S Donner Way #570	2.39	
2.385%	940 S Donner Way #670	2.385	
3.670%	960 S Donner Way #350		
2.485%	940 S Donner Way #690	2.49	

70.48