

**FIRST AMENDMENT TO THE DECLARATION OF  
COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS FOR  
CRESTHAVEN VILLAGE HOMEOWNER'S ASSOCIATION, INC.**

This First Amendment to the Declaration of Covenants, Conditions, Restrictions and Easements for CrestHaven Village Homeowner's Association, Inc. (the "First Amendment") is executed and adopted by R5 Enterprises, LLC (the "Declarant") on behalf of the CrestHaven Village Homeowners Association, a Utah non-profit corporation (the "Association").

**RECITALS**

A. The Declaration of Covenants, Conditions, Restrictions and Easements for CrestHaven Village Homeowner's Association, Inc. was recorded on July 12, 2010 as Entry No. 57632:2010 in the office of the Utah County Recorder (hereinafter the "Declaration").

B. This First Amendment affects the real property located in Utah County, described with particularity on Exhibit A, which exhibit is attached hereto and incorporated herein by reference.

C. The Association desires to amend the Declaration as set forth in this First Amendment to alter the restrictions on the leasing of Units within the project and to clarify the exterior maintenance and repair obligations of Owners and the Association.

D. Unless otherwise set forth herein, the capitalized terms shall have their same meanings and definitions as stated in the Declaration.

E. On June 14, 2012, First Utah Bank transferred all Declarant rights arising under the Declaration to R5 Enterprises, LLC, which entity is currently acting as the Declarant for the CrestHaven Village project.

F. The Units within the CrestHaven Village Subdivision are exempt from the leasing restrictions contained in Article II, Section 2.12 of the Master Declaration due to the Subdivision's qualification as an exempt area under its Article II, Section 2.12.12.

G. As of the date of this First Amendment, the Declarant holds fee simple title to one or more Units within the CrestHaven Village Townhomes Subdivision.

H. Pursuant to Article XI, Section 3(a) of the Declaration, the undersigned hereby certifies that this First Amendment was approved by the Declarant pursuant to its unilateral amendment power.

NOW, THEREFORE, in consideration of the foregoing Recitals, the Declarant hereby executes this First Amendment, which shall be effective as of its recording date with the Utah County Recorder's office.

(1) **Amendment No. 1.** Article V, Section 10 of the Declaration is hereby deleted in its entirety.

(2) **Conflicts.** All remaining provisions of the Declaration and any prior amendments not specifically amended in this First Amendment shall remain in full force and effect. In the case of any conflict between the provisions of this document and the provisions of the Declaration or any prior amendments, the provisions of this document shall in all respects govern and control.

(3) **Incorporation and Supplementation of Declaration.** This document is supplemental to the Declaration, which by reference is made a part hereof, and all the terms, definitions, covenants, conditions, restrictions, and provisions thereof, unless specifically modified herein, are to apply to this document and are made a part hereof as though they were expressly rewritten, incorporated, and included herein.

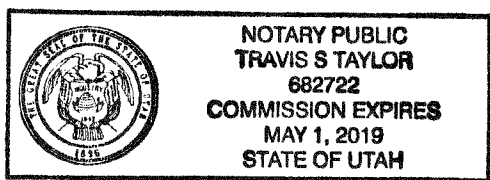
IN WITNESS WHEREOF, the Declarant has executed this First Amendment on behalf of the Association on the date set forth below.

DATED this 7 day of NOVEMBER, 2017.

R5 Enterprises, LLC  
By: [Signature]  
Its: MANAGER

STATE OF UTAH                    )  
  ) ss.  
COUNTY OF DAVIS            )

On the 7 day of NOVEMBER, 2017, personally appeared before me SEAN T. ROWLAND who by me being duly sworn, did say that she/he is an authorized representative of R5 Enterprises, LLC, and that the foregoing instrument is signed on behalf of said company and executed with all necessary authority.



[Signature]  
Notary Public

**EXHIBIT A**

[Legal Description]

All of **Cresthaven Village Townhomes Plat 3**, according to the official plat thereof, on file in the office of the Utah County Recorder.  
Serial Numbers 65:347:0001 through 65:347:0006

All of **Cresthaven Village Townhomes Plat 4**, according to the official plat thereof, on file in the office of the Utah County Recorder.  
Serial Numbers 65:360:0001 through 65:360:0006

All of **Cresthaven Village Townhomes Plat 5**, according to the official plat thereof, on file in the office of the Utah County Recorder.  
Serial Numbers 65:359:0001 through 65:359:0009

All of **Cresthaven Village Townhomes Plat 6**, according to the official plat thereof, on file in the office of the Utah County Recorder.  
Serial Numbers 65:376:0001 through 65:376:0010

All of **Cresthaven Village Townhomes Plat 7**, according to the official plat thereof, on file in the office of the Utah County Recorder.  
Serial Numbers 65:404:0001 through 65:404:0005

All of **Cresthaven Village Townhomes Plat 8**, according to the official plat thereof, on file in the office of the Utah County Recorder.  
Serial Numbers 65:412:0001 through 65:412:0007

All of **Cresthaven Village Townhomes Plat 9**, according to the official plat thereof, on file in the office of the Utah County Recorder.  
Serial Numbers 65:413:0001 through 65:413:0007

All of **Cresthaven Village Townhomes Plat 10**, according to the official plat thereof, on file in the office of the Utah County Recorder.  
Serial Numbers 65:422:0001 through 65:422:0008

All of **Cresthaven Village Townhomes Plat 11**, according to the official plat thereof, on file in the office of the Utah County Recorder.  
Serial Numbers 65:424:0001 through 65:424:0007

All of **Cresthaven Village Townhomes Plat 12**, according to the official plat thereof, on file in the office of the Utah County Recorder.  
Serial Numbers 65:427:0001 through 65:427:0007

All of **Cresthaven Village Townhomes Plat 13**, according to the official plat thereof, on file in the office of the Utah County Recorder.  
Serial Numbers 65:433:0001 through 65:433:0008

All of **Cresthaven Village Townhomes Plat 14**, according to the official plat thereof, on file in the office of the Utah County Recorder.  
Serial Numbers 65:438:0001 through 65:438:0007

All of **Cresthaven Village Townhomes Plat 15**, according to the official plat thereof, on file in the office of the Utah County Recorder.  
Serial Numbers 65:441:0001 through 65:441:0008

All of **Cresthaven Village Townhomes Plat 16**, according to the official plat thereof, on file in the office of the Utah County Recorder.  
Serial Numbers 65:448:0001 through 65:448:0011

All of **Cresthaven Village Townhomes Plat 18**, according to the official plat thereof, on file in the office of the Utah County Recorder.  
Serial Numbers 65:462:0001 through 65:462:0005

All of **Cresthaven Village Townhomes Plat 19**, according to the official plat thereof, on file in the office of the Utah County Recorder.  
Serial Numbers 65:471:0001 through 65:471:0006

All of **Cresthaven Village Townhomes Plat 20**, according to the official plat thereof, on file in the office of the Utah County Recorder.  
Serial Numbers 65:480:0001 through 65:480:0007

All of **Cresthaven Village Townhomes Plat 21**, according to the official plat thereof, on file in the office of the Utah County Recorder.  
Serial Numbers 65:476:0001 through 65:476:0015