

Ent#: 221417 BK713 Pg688  
Date: 28-Aug-2017 02:07 PM  
Fee: \$324.00 ACH  
Filed by: NMB  
REED D HATCH, RECORDER  
SANPETE COUNTY CORPORATION  
For: Vial Fotheringham LLP - Utah St  
Willow Glen, South Ridge, North Ridge, Meadows, Skyline Heights 1-B

**AMENDMENT TO THE  
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS  
OF SKYLINE HEIGHTS SUBDIVISIONS**

**THIS AMENDMENT TO THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS OF SKYLINE HEIGHTS SUBDIVISIONS is made and executed on the date set forth below and shall be effective upon recording in the Sanpete County Recorder's Office.**

**RECITALS**

A. Whereas, the original Declaration of Covenants, Conditions and Restrictions of Skyline Heights Subdivisions was recorded in the office of the County Recorder of Sanpete County, Utah on March 6, 1996 as Entry No. 00042518, Book 376, Pages 365 to 383 of the Official Records (the "Declaration").

B. Whereas, the Declaration created a homeowners' association named the Skyline Heights Subdivision Homeowners Association (the "Association") which encompassed the lots and any common area in the following subdivisions: Willow Glen, South Ridge, North Ridge, the Meadows, and Skyline Heights.

C. Whereas, in order to remove his or her property from the Association and from the effects of the Declaration, each owner of each of the lots in the Willow Glen, South Ridge, and North Ridge subdivisions have executed an instrument titled "De-Annexation of Property." Each executed instrument is attached hereto as Exhibit "A" and it is the intent of the parties that the same will be recorded in the office of the County Recorder of Sanpete County.

D. Whereas, the Willow Glen common areas and the South Ridge common areas are owned by the Willow Glen Home Owner's Association pursuant to the following: 1) Phase 1-A Amended South Ridge Subdivision plat, recorded as entry number 101871 in the Sanpete County Recorder's Office on February 10, 2003; 2) the Amended Willow Glen Phase 1-A Subdivision plat, recorded as entry number 101872 in the Sanpete County Recorder's Office on February 10, 2003; and a Warranty Deed, recorded as entry number 103790 in the Sanpete County Recorder's Office on April 21, 2003.

E. Whereas, in order to remove from the Association and from the effects of the Declaration any common area located in the North Ridge subdivisions, pursuant to Article IV, Section 3(c) of the Declaration, Members entitled to cast at least two-thirds (2/3) of the votes in the Association have executed an instrument titled "De-Annexation of Common Area." Said instrument is attached hereto as Exhibit "B" and it is the intent of the parties that the same will be recorded in the office of the County Recorder of Sanpete County.

F. Whereas, the Association and the Owners now desire to amend the Declaration in order to remove all references to the Willow Glen, South Ridge, and North Ridge subdivisions and to effectuate the removal of the same from the Association and the effects of the Declaration.

G. The Declaration at Article IX, Section 2 provides that it can be amended by the affirmative vote of at least fifty percent (50%) of the Owners.

**AMENDMENT**

**Amendment One**

The first paragraph on the first page of the Declaration is hereby amended to read as follows:

***WHEREAS, Skyline Heights Inc. is the owner of certain real property in the County of Sanpete, State of Utah, which is more particularly described as The Skyline Heights Subdivision, Phase 1B comprised of the Meadows Subdivision lots 1-18 inclusive, and Skyline Heights Subdivision lots 1-62 inclusive, and***

**Amendment Two**

Article I, Section 1(b) of the Declaration is hereby amended to read as follows:

***(b) "Properties" shall mean or refer to the real property shown in the recorded plats of the Skyline Heights Subdivision, Phase 1B and the Meadows Subdivision.***

**Amendment Three**

Article I, Section 1(j) of the Declaration is hereby amended to read as follows:

***(j) "Project" shall mean or refer to the real property shown in the recorded plats of the Skyline Heights Subdivision, Phase 1B and the Meadows Subdivision.***

**[THIS PART INTENTIONALLY LEFT BLANK]**

**[SIGNATURES ON THE FOLLOWING PAGE]**

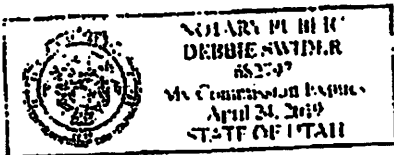
IN WITNESS WHEREOF, SKYLINE HEIGHTS SUBDIVISION HOMEOWNERS ASSOCIATION, by and through its Board of Directors, has executed this Amendment to the Declaration this 17 day of Aug, 2017, and, Pursuant to Article IX, Section 2 of the Declaration hereby certifies that at least fifty percent (50%) of the Lot Owners have signed an instrument approving this Amendment.

SKYLINE HEIGHTS SUBDIVISION HOMEOWNERS ASSOCIATION

John C. Judd  
\_\_\_\_\_  
President  
Printed Name:

STATE OF UTAH    )  
                          :SS  
County of Sanpete    )  
                          *Salt Lake*

On this 17 day of August, 2017, personally appeared John C. Judd who, being first duly sworn, did say that s/he is the President of the Association and that the foregoing instrument was signed on behalf of said Association by authority of its Board of Directors.



Debbie Swider  
\_\_\_\_\_  
Notary Public for Utah