

When recorded, please mail to:

22510

Residential Properties, Inc.  
Attn: Bailey Butters  
5250 South 300 West  
Suite 100  
Murray, Utah 84107

RECORDED AT THE REQUEST OF  
Mark Taylor  
1986 JUL 15 PM 4:59  
NINA B. REID  
UTAH COUNTY RECORDER  
DEPUTY RECORDER  
RECORDED  
32433

**AMENDMENT TO DECLARATION OF BUILDING AND USE RESTRICTIONS**

**A. PREAMBLE**

This Amendment to Declaration of Building and Use Restrictions is made and executed this 15<sup>th</sup> day of July, 1986, by RESIDENTIAL PROPERTIES, INC. and the residents who signed the attached Exhibit, who collectively represent a majority of parties having any ownership of fee simple or equitable interests in the recorded title to the following described real property lying in Utah County, State of Utah:

All of Lots in Alpine Village Subdivision, Plat "B" Amended according to the Official Plat thereof recorded in the Office of the County Recorder of Utah County, Utah.

**B. RECITALS**

1. The undersigned do hereby declare and represent that in order to maintain the present nature of the above described residential subdivision and assure that future development of the property is accomplished in a manner beneficial to all property owners, the following conditions, restrictions and covenants are hereby established.
2. The following covenants shall supplement and replace all other terms and conditions, of the Declaration of Building and Use Restrictions dated April 11, 1979, and recorded April 26, 1979, as Entry No. 15575 in Book 1738 at Page 458; the Addendum to Declaration of Building and Use Restrictions dated July 26, 1979 and recorded August 17, 1979 as Entry No. 32433 in Book 1770 at Page 249; and the Amendment to Declaration of Building and Use Restrictions dated January 5, 1981 and recorded January 19, 1981 as Entry No. 1851 in Book 1890 at Page 57, each in the office of the Utah

BOOK 2321 PAGE 645

22510

County Recorder, insofar as they are inconsistent or prohibit the uses herein provided for. Provided, however, the uses permitted by the Covenants set forth herein shall be conducted in compliance with all other covenants previously established for the general beneficial use and preservation of the subject land as a residential area.

3. The Covenants hereby established shall run with the land described herein for the term established by the Declaration and Addendum described above, and all future conveyances, and encumbrances of all or any portion of the land described herein shall be made subject to the terms hereof.

Paragraph 4a. is deleted -- it read:

4. Building Location.

- a. No building shall be located on any lot nearer than 40 feet to the front lot line, or nearer than 30 feet to any side street line.

In its stead, the following is substituted:

4. Building Location.

- a. No building shall be located on any lot nearer than 35 feet to the front lot line, or nearer than 30 feet to any side street line.

IN WITNESS WHEREOF, we have set forth our hand this 15<sup>th</sup> day of July, 1986.

RESIDENTIAL PROPERTIES, INC.

By Marguerite L. Olson  
Marguerite L. Olson, Secretary

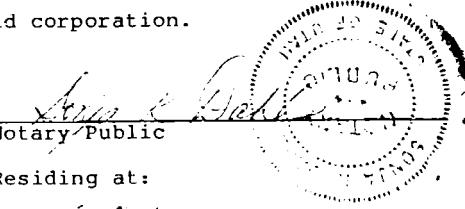
STATE OF UTAH )  
COUNTY OF SALT LAKE )  
                  \$ss.

On the 15<sup>th</sup> day of July, 1986, personally appeared before me Marguerite L. Olson, who, being by me duly sworn, did say she is the secretary of Residential Properties, Inc., a Utah

BOOK 2321  
PAGE 646

corporation, and that the within and foregoing instrument was signed in behalf of said corporation, by authority of a resolution of the board of directors for said corporation.

*John E. Gobbi*  
Notary Public  
Residing at:  
*82 Cullinan*



My Commission Expires:

07/82

80002321 PAGE 642

**PETITION IN REGARD TO DECLARATION OF BUILDING AND USE  
RESTRICTIONS**

**PLAT B AMENDED ALPINE VILLAGE SUBDIVISION**

**Alpine, Utah**

**July 11, 1986**

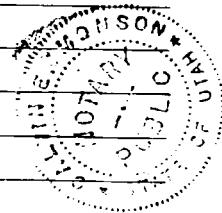
We hereby amend the Declaration of Building and Use Restrictions for Lot 6 Plat B Amended Alpine Village Subdivision to allow 35 foot set back instead of 40 foot as required in paragraph 4 a. The reason for this change is that Lot 6 slopes down away from the road making it difficult to place the home on the lot with the 40 foot set back requirement.

<u>Signature</u>	<u>Lot Number</u>	<u>Address</u>
Erin B. Martin	38	574 N. 850. Provo Utah
Barb Leckey	42	366 1/2 1000 S. 84001
Barry Kelsch	39	45 N. Lone peak Dr. 84288
Michael E. Fowler	43	45 S. Lone peak Dr. 84003
Reed Bowman	30	2 M. Village Ct 84003
Frank Newell	23	1068 E. VILLAGE WAY
Jeffrey Brown	17	1063 E. Alpine Dr.
Jeff Clegg	19	1117 E. Alpine Dr.
John Coffey	6	175 W. 600 N. 84007
Residential Properties Inc.	1, 8, 9, 10, 11, 12,	5250 S. 300 W. #100
Reed Coffey	14, 15, 24, 25, 27	Murray Utah 84107
Reed Coffey	28, 29, 37	

The above individuals personally appeared before me  
and signed the above. Re: Lots 38, 42, 39, 43, 30, 23, 17, 19, 6  
on July 14, 1986. Re: Lots 1, 8, 9, 10, 11, 12, 14, 15, 24, 25, 27  
28, 29, 37 on July 15, 1986

  
CALVIN E. MONSON

My commission expires Aug 22, 1988  
sitting at Provo, Utah



22510