



W2457566

E# 2457566 PG 1 OF 4
ERNEST D ROWLEY, WEBER COUNTY RECORDER
05-FEB-10 2:12 PM FEE \$28.00 DEP JM
REC FOR: BONNEVILLE SUPERIOR TITLE COMP
ELECTRONICALLY RECORDED

**THIRD AMENDMENT TO
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS OF
THE VILLAGE AT CHILD FARM TOWN HOME ASSOCIATION
A PLANNED UNIT DEVELOPMENT**

THIS Third Amendment to Declaration of Covenants, Conditions and Restrictions of The Village at Child Farm Town Home Association a Planned Unit Development (hereinafter referred to as "Amendment") is made and executed this February 5, 2010 by West Haven Holdings, LLC, a Utah limited liability company (hereinafter referred to as "Declarant").

15-500-0001, 15-500-0002,
15-499-0001 thru 15-499-0002

RECITALS

WHEREAS, on or about June 9, 2008, Declarant recorded a Declaration of Covenants, Conditions and Restrictions of The Village at Child Farm Town Home Association, a Planned Unit Development in the official records of Weber County, State of Utah as entry number 2346877 (the "Original Declaration") and on or about January 29, 2009, Declarant recorded the First amendment of the Declaration of Covenants, Conditions and Restrictions of The Village at Child Farm Town Home Association, a Planned Unit Development in the official records of Weber County, State of Utah as entry number 2387782 (the "First Amendment") ; and on or about April 24, 2009, Declarant recorded the Second Amendment of the Declaration of Covenants, Conditions and Restrictions of The Village at Child Farm Town Home Association, a Planned Unit Development in the official records of Weber County, State of Utah as entry number 2407037 (the "Second Amendment") ; and

WHEREAS, Declarant is the owner of substantially all Units and/or Pads in the Project; and

WHEREAS, Declarant desires to amend the Plat and the Original Declaration to reflect the construction of certain Dwelling Units on certain Pads in the Project;

NOW, THEREFORE, for the foregoing purposes, Declarant declares that the Property (as defined in the Declaration) shall be subject to this Amendment and that the Property is and shall be held, transferred, sold, conveyed and occupied subject to the covenants, restrictions, easements, charges and liens hereinafter set forth. **See Exhibit A For Legal Description.**

1. Section 2.1 of the Original Declaration shall be amended and restated as follows:

Section 2.1. Submission. The Town Home Property which is and shall be held, transferred, sold, conveyed, and occupied subject to the provisions of this Declaration consists of the real property situated in Weber county, state of Utah, described in Exhibit "A" attached hereto and by this reference made a part hereof. The Town Home Property is being subdivided into twelve (12) Pads, identified as Pads 1 through 12, and fifty-two Units, identified as Units 29 and 30, Units 227 through 238, Units 241 through 248, Units 272 through 274, Units 249 through 255, Units 267 through 271, Units 239 through 240, Units 256 through 266 and such other Units to be identified in the future on the Pads, as identified in the Plat.

2. All referenced to Exhibit A or the Plat in the Original Declaration shall mean that document attached hereto as Exhibit A to this Amendment.
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IN WITNESS WHEREOF, the undersigned, has executed this instrument on this February 5, 2010.

DECLARANT:

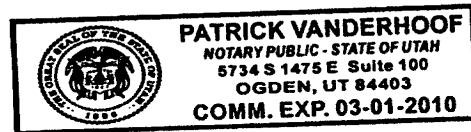
West Haven Holdings, LLC, a Utah limited liability company

By: 
David S. Bailey, Manager

STATE OF UTAH)
 : ss
COUNTY OF DAVIS)

On the February 5, 2010, personally appeared before me, David S. Bailey, duly sworn, who did say that he is the manager of West Haven Holdings, LLC, a Utah limited liability company, and that the within and foregoing instrument was signed in behalf of said company in his capacity as manager.


Notary Public



LEGAL DESCRIPTION
EXHIBIT A

All of Units 239, 240, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, and 266 THE VILLAGE AT CHILD FARM P.U.D. PHASE 2, 5th AMENDMENT (AMENDING PADS 3,8,9 & 10), according to the Official Plat thereof as recorded in the Office of the Weber County Recorder, State of Utah.

Tax ID No: 15-500-0001 ✓ 15-500-0002 ✓ 15-499-0001 ✓ 15-499-0002 ✓ 15-499-0003 ✓ 15-499-0004 ✓
15-499-0005 ✓ 15-499-0006 ✓ 15-499-0007 ✓ 15-499-0008 ✓ 15-499-0009 ✓ 15-499-0010 ✓ 15-499-0011 ✓
15-499-0012 ✓ *all*

EXHIBIT "B"

TOWN HOME COMMON AREAS

The Town Home Common Areas within The Village at Child Farm Town Home Association, P.U.D. shall include the open areas between the Dwellings, as shown and described on the Plat.

TOWN HOME LIMITED COMMON AREAS

The Town Home Common Areas within The Village at Child Farm Town Home Association, P.U.D. shall include, as shown and described on the Plat:

- A. The area immediately to the rear of a Dwelling;
 - B. The area immediately to the front of a Dwelling; and
 - C. The area immediately to the side of a Dwelling, if the Dwelling is the end of a row or group of Dwellings.
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