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FOURTH SUPPLEMENTARY DECLARATION TO
THE AMENDED AND RESTATED DECLARATION OF
COVENANTS, EASEMENTS, CONDITIONS, AND RESTRICTIONS
ESTABLISHING A PLAN OF OWNERSHIP FOR
PEACHTREE ESTATES, A CONDOMINIUM DEVELOPMENT (EXPANDABLE).

THIS FOURTH SUPPLEMENTARY DECLARATION is made this
19th day of JUNE, 1990 by R. SCOTT MCQUARRIE, President
of McQuarrie and Co. General Partner of McZKESON LIMITED
PARTNERSHIP

ENT 26665 BK 2715 PG 294
NINA B REID UTAH CO RECORDER BY MB
1990 AUG 17 11:55 AM FEE 14.50
RECORDED FOR ROWLEY LAND TITLE COMPANY

RECITALS

- A. Peach Tree Estates (the "Development") is a condominium project located in the City of Provo, County of Utah, State of Utah.
- B. On March 23, 1989, Declarant's predecessor in interest Bryce Nelson Construction, Inc., caused to be recorded the Amended and Restated Declaration of Covenants, Easements, Conditions and Restriction Establishing a Plan of Ownership For Peachtree Estates, A Condominium Development (Expandable) (The "Amended and Restated Declaration") in Book 2585 at Page 23 et suite, as Entry No. 7295 with the office of the Recorder, Utah County, State of Utah.
- C. Pursuant to the Utah Condominium Ownership Act and Article 13.5 of the Amended and Restated Declaration, Declarant is entitled to annex into the Development the real property referred to in the Amended and Restated Declaration as "Additional Land", in Exhibit "B", thereto.
- D. Declarant is the record owner of the Additional Land and desires to annex a portion of the same into the Development to become subject to the Amended and Restated Declaration and the Act.
- E. There currently exists in the Development Sixty Two (62) Units in Twenty Two (22) buildings. This Fourth Supplementary Declaration and the Peachtree Estates Condominium Phase "VII" Map to be recorded concurrently herewith, expands the Development to include four (4) additional Units in two (2) additional Buildings.

NOW THEREFORE, declarant hereby makes this Fourth Supplementary Declaration:

ARTICLE I
DEFINITIONS

Except as otherwise may be defined herein or as may be required by the context, all terms, phrases or expressions defined in Article I of the Amended and Restated Declaration shall have the same defined meanings when used in this Fourth Supplementary Declaration, including the Recitals.

ARTICLE II
SUBMISSION

Declarant hereby submits to the provision of the Act, as Additional Land associated with the Development, that certain parcel of real property situated in Utah County, State of Utah, described in Exhibit "A", attached hereto and made a part hereof, as the same is set forth in that certain Map entitled "PEACHTREE ESTATES CONDOMINIUMS PHASE "VII" filed and recorded concurrently herewith in the Office of the Recorder, Utah County, State of Utah.

ARTICLE III
PROPERTY RIGHTS

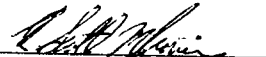
Exhibit "D" to the Amended and Restated Declaration is hereby amended as set forth in Revised Exhibit "D", attached hereto and made a part hereof, which Exhibit reallocates the undivided interests in the Common Areas of each Owner appurtenant to each such Owner's Unit, which interests are equal and in the percentages of fraction set forth in said Revised Exhibit "D" hereto.

ARTICLE IV
GENERAL

Except as modified and Amended by this Fourth Supplementary Declaration, all of the terms and provisions of the Amended and Restated Declaration are hereby expressly ratified and confirmed and shall remain in full force and effect and shall apply to the Development as expanded

IN WITNESS WHEREOF, Declarant has duly executed this Fourth Supplementary Declaration the day and Year First above written.

DECLARANT:

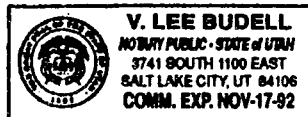


R. Scott McQuarrie, President
of McQuarrie and Co. General
Partner of McZKESON LIMITED
PARTNERSHIP

STATE OF UTAH

COUNTY OF UTAH

On June 19, 1990, personally appeared before me R. SCOTT MCQUARRIE, President of McQuarrie and Co. General Partner of McZKESON LIMITED PARTNERSHIP the signer of the within instrument, who duly acknowledge to me that he executed the same.




NOTARY PUBLIC

EXHIBIT
FOURTH SUPPLEMENTARY DECLARATION TO
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PEACHTREE PHASE VII
PROVO, UTAH
6-19-90

BOUNDARY DESCRIPTION

COMMENCING AT A POINT LOCATED N89°46'21"E ALONG THE SECTION LINE
1054.79 FEET AND NORTH 947.31 FEET FROM THE SOUTH 1/4 CORNER OF
SECTION 12, TOWNSHIP 7 SOUTH, RANGE 2 EAST, SALT LAKE BASE AND
MERIDIAN; THENCE

N00°15'48"W	112.80'	ALONG 200 WEST ST.,
S89°34'01"E	10.00'	ALONG PHASE IV PEACHTREE ESTATES,
ARC LENGTH	34.56'	CHD. BEARS S69°46'01"E 33.87', R=50.00'
ARC LENGTH	17.28'	CHD. BEARS S69°46'01"E 16.94', R=25.00'
S89°34'01"E	67.53'	ALONG PHASE IV PEACHTREE ESTATES,
S45°59'14"E	138.66'	ALONG PHASE VI PEACHTREE ESTATES,
N89°34'01"W	224.41'	TO THE POINT OF BEGINNING.

AREA = 0.398 ACRES

REVISED
EXHIBIT "D"
TO
AMENDED AND RESTATED DECLARATION OF
COVENANTS, EASEMENTS, CONDITIONS AND RESTRICTION
ESTABLISHING A PLAN OF OWNERSHIP FOR
PEACHTREE ESTATES, A CONDOMINIUM DEVELOPMENT (EXPANDABLE)

ALLOCATION OF UNDIVIDED OWNERSHIP INTEREST

<u>Building and Unit Designation</u>	<u>Phase</u>	<u>Unit Description</u>	<u>Percentage Interest</u>
927 South 200 West #1	I	A	1.5152
927 South 200 West #2	I	C	1.5152
927 South 200 West #3	I	B	1.5152
927 South 200 West #4	I	C	1.5152
927 South 200 West #5	I	B	1.5152
927 South 200 West #6	I	A	1.5152
933 South 200 West #7	I	A	1.5152
933 South 200 West #8	I	C	1.5152
933 South 200 West #9	I	B	1.5152
933 South 200 West #10	I	A	1.5152
939 South 200 West #11	I	A	1.5152
939 South 200 West #12	I	C	1.5152
939 South 200 West #13	I	B	1.5152
939 South 200 West #14	I	C	1.5152
939 South 200 West #15	I	B	1.5152
939 South 200 West #16	I	A	1.5152
945 South 200 West #17	I	C	1.5152
945 South 200 West #18	I	B	1.5152
945 South 200 West #19	I	C	1.5152
945 South 200 West #20	I	A	1.5152
936 South 200 West #21	I	A	1.5152
936 South 200 West #22	I	C	1.5152
936 South 200 West #23	I	A	1.5152
936 South 200 West #24	I	B	1.5152
936 South 200 West #25	I	C	1.5152
936 South 200 West #26	I	A	1.5152

CONTINUED OVER....

<u>Building and Unit designation</u>	<u>Phase</u>	<u>Unit Description</u>	<u>Percentage Interest</u>
966 South 200 West #1	II	A	1.5152
968 South 200 West #2	II	A	1.5152
974 South 200 West #3	II	A	1.5152
976 South 200 West #4	II	A	1.5152
986 South 200 West #5	II	A	1.5152
988 South 200 West #6	II	A	1.5152
238 West 1020 South #7	II	A	1.5152
236 West 1020 South #8	II	A	1.5152
224 West 1020 South #9	II	A	1.5152
222 West 1020 South #10	II	A	1.5152
994 South 200 West #11	II	A	1.5152
992 South 200 West #12	II	A	1.5152
237 West 1020 South #1	III	D	1.5152
237 West 1020 South #2	III	D	1.5152
237 West 1020 South #3	III	D	1.5152
237 West 1020 South #4	III	D	1.5152
1072 South 200 West #5	III	D	1.5152
1072 South 200 West #6	III	D	1.5152
1072 South 200 West #7	III	D	1.5152
1048 South 200 West #8	III	D	1.5152
1048 South 200 West #9	III	D	1.5152
1048 South 200 West #10	III	D	1.5152
1003 South Freedom Blvd.#1	IV	E	1.5152
1005 South Freedom Blvd.#2	IV	E	1.5152
1017 South Freedom Blvd.#3	IV	E	1.5152
1019 South Freedom Blvd.#4	IV	E	1.5152
967 South Freedom Blvd. #5	V	E	1.5152
969 South Freedom Blvd. #6	V	E	1.5152
981 South Freedom Blvd. #7	V	E	1.5152
983 South Freedom Blvd. #8	V	E	1.5152
995 South Freedom Blvd. #9	V	E	1.5152
997 South Freedom Blvd. #10	V	E	1.5152

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<u>Building and Unit designation</u>	<u>Phase</u>	<u>Unit Description</u>	<u>Percentage Interest</u>
1009 South Freedom Blvd. #11	VI	E	1.5152
1011 South Freedom Blvd. #12	VI	E	1.5152
1025 South Freedom Blvd. #13	VI	E	1.5152
1027 South Freedom Blvd. #14	VI	E	1.5152
1031 South Freedom Blvd. #15	VII	E	1.5152
1033 South Freedom Blvd. #16	VII	E	1.5152
1039 South Freedom Blvd. #17	VII	E	1.5152
1041 South Freedom Blvd. #18	VII	E	1.5152