

RED NOTE AB

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*Racquet Club
Village Homeowners*
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FIRST AMENDMENT TO DECLARATION

ALAN SPRIGGS
SUMMIT COUNTY RECORDER

REC'D BY BA 9.8

This First Amendment to the Declaration of Covenants Conditions and Restrictions of Racquet Club Village No. 1 Subdivision, with notation regarding the Declarations of Racquet Club Village No. 2 Subdivision and Racquet Club Village No. 3 Subdivision, all Planned Residential Developments, is executed this _____ day of July, 1989, with regard to the following:

1. The undersigned signator is the President of The Racquet Club Village Homeowners Association, a Utah non-profit corporation, and successor by merger of the Racquet Club Village No. 1 Homeowners Association, the Racquet Club Village No. 2 Homeowners Association and the Racquet Club Village No. 3 Homeowners Association.

2. The undersigned certifies, pursuant to Article X, Section 3, that the Amendments hereinafter set forth are the result of motions made, seconded and unanimously approved at a duly called meeting of the members of the Association held January 19, 1989, and that all of the procedures and the vote required by the said Article X Section 3 regarding amendment and all of the procedures of the individual Declarations regarding amendment were achieved. The Class B membership does not now exist. This First Amendment shall be immediately recorded amending the Declarations, which Declarations are recorded in Book M89 beginning at Page 400, Book M109 beginning

at Page 546 and Book M120 beginning at Page 367, all in the Official Records of Summit County, State of Utah.

3. The first approved Amendment to which the undersigned as President of the Association certifies herein, applies only to the Declaration of Racquet Club Village No. 1 above referred and is as follows:

Article V, regarding Assessments, Section 9 thereof, entitled Effect of Nonpayment - Remedies, is amended to provide that in the 11th line of the said Section 9, the phrase Twelve Percent (12%) per annum is replaced and superseded by the phrase Eighteen Percent (18%) per annum, as the interest rate for overdue assessments during the period of delinquency.

4. The second approved Amendment to which the undersigned, as President of the Association, certifies herein, applies to the Declaration of all three Racquet Club Villages, that is No. 1, No. 2, and No. 3, and is as follows: Article V, Section 5 of the said Declarations, entitled Quorum Requirements, is replaced and superseded by the following Article V, Section 5:

5. Quorum Requirements. The quorum required for any action authorized under this Declaration shall be as follows: At the first meeting called the presence of Members or of proxies entitled to cast fifty (50%) of all the votes of each class of membership shall constitute a quorum. If a quorum is not present at the first meeting or any subsequent meeting, another meeting may be called (subject to the notice requirements set forth in Sections 3 and 4) at which a quorum shall be one-half of the quorum which was required at the immediately preceding meeting. No such subsequent

