

After recording mail to:
Richards Law, PC
4141 So. Highland Drive, Ste. 225
Salt Lake City, UT 84124

E 3168536 B 7292 P 115-117
RICHARD T. MAUGHAN
DAVIS COUNTY, UTAH RECORDER
06/26/2019 08:56 AM
FEE \$46.00 P95: 3
DEP RT REC'D FOR HIGH POINTE HOA

**AMENDMENT
TO THE
AMENDED AND RESTATED DECLARATION
OF COVENANTS, CONDITIONS AND RESTRICTIONS
FOR HIGH POINTE**

05-152-0001 → 2011 D
0031, 0032

A. Certain real property in Davis, Utah, known as High Pointe Planned Unit Development (hereinafter "Association") was subjected to certain covenants, conditions, and restrictions pursuant to an Amended and Restated Declaration of Covenants, Conditions and Restrictions for High Pointe ("Declaration") recorded on August 16, 2016, as Entry Number 2959307 in the Recorder's Office for Davis County, State of Utah.

B. This Amendment shall be binding against the property described in the Declaration and any annexation or supplement thereto, as described in **Exhibit A**.

C. Pursuant to a newly created Metro Fire Service Area which resulted in certain Association common area being assigned to the State of Utah, as well as a request made by the Davis County Recorder's office, this Amendment to the Declaration is intended to clarify and define the boundaries of the Association by amending Exhibit A of the Declaration.

D. Pursuant to Article X, Section 10.1.2 of the Declaration, the undersigned officer(s) hereby certifies that the voting requirements to convey certain Association common area to the South Davis Metro Fire Agency and to amend the Declaration have been satisfied to adopt this Amendment.

NOW THEREFORE, the legal description set forth in Exhibit A of the Declaration is hereby deleted and replaced in its entirety as follows:

**EXHIBIT A
(Legal Description)**

All covenants, conditions and restrictions within this Declaration now apply to the new footprint of the community as set forth, excepting common areas that have been conveyed to the South Davis Metro Fire Agency:

- Lots 1 through 11, Lot 31, HIGH POINTE PHASE I subdivision, *CA
- ~~Lots 12 through 21, HIGH POINTE PHASE II subdivision,~~
- ~~Lots 26 through 27, HIGH POINTE PHASE III subdivision,~~
- ~~Lots 22 through 25, Lot 28, HIGH POINTE PHASE IV subdivision,~~
- ~~Lot 29, HIGH POINTE PHASE V subdivision,~~

E.A.R.
6/25/19

all as according to the official plats thereof recorded with the office of the Davis County Recorder, state of Utah.

Parcel Serial Numbers:

- 05-093-0001 - 05-093-0011, 05-093-0031
- ~~05-094-0012 - 05-094-0021~~
- ~~05-099-0026 - 05-099-0027~~
- ~~05-103-0022 - 05-103-0025, 05-103-0028~~
- ~~05-105-0029~~
- ~~(30 Lots Total)~~

IN WITNESS WHEREOF, THE HIGH POINTE PLANNED UNIT DEVELOPMENT, has executed this Amendment to the Declaration as of the 25 day of June, 2019, in accordance with the provisions of the Declaration.

HIGH POINTE PLANNED UNIT DEVELOPMENT:

Elizabeth Rowley High Pointe PUD, President
 Officer - Signature and Title
ELIZABETH ROWLEY
 Printed Name

STATE OF UTAH)
) : ss
 COUNTY OF DAVIS)

On the 25th day of June, 2019, personally appeared before me Elizabeth Rowley, who being by me duly sworn did that say that they are the President of the Association and that the seal affixed to the foregoing instrument is the seal of said Association and that said instrument was signed in behalf of said Association by authority of its Board of Directors; and acknowledged said instrument to be their voluntary act and deed.

[Signature]
 Notary Public

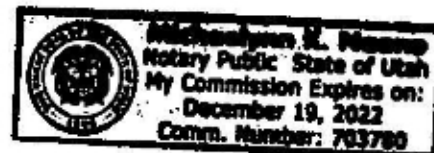


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Parcel Serial Numbers:

(05-093-0001 - 05-093-0011, 05-093-0031) Parent #'s
~~05-094-0012 - 05-094-0021~~
~~05-099-0026 - 05-099-0027~~
~~05-103-0022 - 05-103-0025, 05-103-0028~~
~~05-105-0029~~
~~(30 Lots Total)~~