

Recording Requested By And
When Recorded Return To:
The Homes at Deer Mountain
Homeowners Association, Inc.
12539 Deer Mountain Boulevard
Deer Mountain, UT 84036

Ent 394670 Bk 1092 Pg 238-240
Date: 09-OCT-2013 12:33:19PM
Fee: \$235.00 Check Filed By: MM
ELIZABETH PALMIER, Recorder
WASATCH COUNTY CORPORATION
For: HOMES AT DEER MOUNTAIN HOA

THE HOMES AT DEER MOUNTAIN HOMEOWNERS ASSOCIATION FIRST AMENDMENT TO BYLAWS

WHEREAS, "Bylaws" is the *Bylaws of the Homes at Deer Mountain Homeowners Association, Inc.* and "Association" is *Homes at Deer Mountain Homeowners Association, Inc.*;

WHEREAS, notice of a meeting to be held October 2, 2010, at which members of the Association would vote on a proposed change to the Bylaws was sent to all members of the Association on September 10, 2010, by email and on September 13, 2010, by the U.S. Mail;

WHEREAS, no quorum was established at the October 2, 2010, meeting; an adjourned meeting was scheduled for October 18, 2010, at 6:00 p.m. with notice sent to homeowners on October 10, 2010, and

WHEREAS, the Board of Trustees in attendance at the homeowners meeting on October 18, 2010, voted unanimously to approve changing sections 3.4, 4.1, and 4.2 of the Bylaws and a majority of the members of the Association in attendance at the October 18, 2010, voted to support the Board's action;

NOW, BE IT RESOLVED, that the aforementioned sections of the Bylaws be changed to state the following:

3.4 Annual Meetings.

An annual meeting of members shall be held on the first Saturday of October each year, starting at 10:00 am. If the date for the annual meeting of members is a legal holiday, then the annual meeting of the members shall be held on the next business day or within 180 days following the end of the fiscal year of the Corporation at a date and time designated by the board of trustees. At each annual meeting trustees shall be elected, reports of the affairs of the Corporation shall be considered, and any other proper business may be transacted.

4.1 Governing Board.

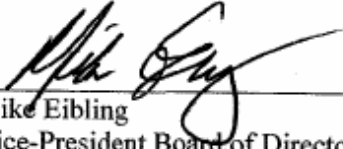
The affairs of the Corporation shall be managed by a governing board of trustees. Trustees need not be residents of the State of Utah. Trustees must be owners as defined in the CC&Rs, or a duly appointed agent of the owner if the owner is an entity.

4.2 Number and Term.

The number of trustees on the governing board shall be three, five, seven or nine. As long as the Todd Hollow Apartments are dues-paying members of the Association, one of the

trustees shall be the manager of the apartments. The number of trustees shall be increased or decreased from time to time by amendment to the Bylaws. No decrease in number shall have the effect of shortening the term of any incumbent trustee. Each trustee shall hold office for a term consisting of the shorter of two years or until his or her successor shall have been elected or appointed and qualified. For the first year of implementation of the two-year term change, one-half of the trustees (excluding the Todd Hollow representative) shall be elected for a one-year term. The other half of the trustees shall be elected for a two-year term. Each person seeking election the first year of the change shall specify if they are seeking the one-year or two-year term. All subsequent years' trustees shall be elected for a two-year term.

ATTEST:

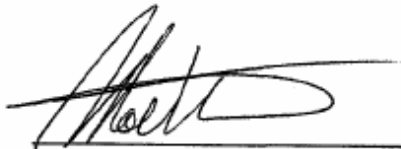

 Mike Eibling
 Vice-President Board of Directors
 The Homes at Deer Mountain
 Homeowners Association

10-3-13
 Date

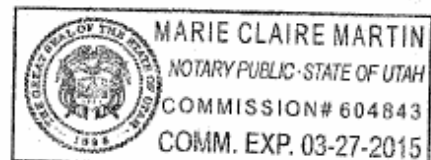
STATE OF UTAH)
 Summit) ss
 COUNTY OF ~~WASATCH~~)

On this 3 day of October, 2013, personally appeared before me, Michael Eibling, who being by me duly sworn, did say that he is the Vice President of The Homes at Deer Mountain Homeowners Association and that he has authority to execute under oath and has so executed the above Amendment to Bylaws for and on behalf of said Homeowners Association.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal on the day and year first above written.


 Notary Public

My Commission Expires: 03-27-2015



LEGAL DESCRIPTION

BEGINNING at the Southwest corner (Brass Cap) of Section 5, Township 2 South, Range 5 East, Salt Lake Base and Meridian and running thence East 1320.00 feet more or less along the Southerly line of said Section to the Easterly line of the Southwest Quarter of the Southwest Quarter; thence North $00^{\circ}33'28''$ East 1286.25 feet more or less to the Northerly line of the Southwest Quarter of the Southwest Quarter of above said Section; thence West 1320.00 feet more or less to the Westerly Section Line of above said Section; thence North $00^{\circ}33'28''$ East 1286.25 feet to the West 1/4 corner (Brass Cap) of said Section; thence East 2620.94 feet more or less to the Easterly line of the Southwest Quarter of above said Section; thence South $00^{\circ}08'00''$ West 2572.38 feet more or less to the South Quarter Corner of Section 5; thence South $00^{\circ}09'55''$ East 5453.24 feet more or less to the South Quarter Corner of Section 8, Township 2 South, Range 5 East, Salt Lake Base and Meridian (Brass Cap); thence South $89^{\circ}33'38''$ West 757.50 feet to the Northerly right of way line of U.S. Highway 189 (the next 13 (thirteen) courses are along said right of way line); thence along the arc of a 7489.437 foot radius curve to the right 101.95 feet through a central angle of $00^{\circ}46'48''$ the chord of which bears North $46^{\circ}23'11''$ West 101.95 feet; thence North $40^{\circ}48'12''$ West 782.94 feet; thence North $33^{\circ}19'30''$ West 779.78 feet; thence North $56^{\circ}00'13''$ East 55.00 feet to a point on a non-tangent curve; thence along the arc of a 7354.437 foot radius curve to the right 1084.17 feet through a central angle of $08^{\circ}26'47''$, the chord of which bears North $29^{\circ}46'24''$ West 1083.19 feet; thence North $25^{\circ}33'00''$ West 873.80 feet; thence North $54^{\circ}21'39''$ West 114.13 feet; thence North $39^{\circ}35'10''$ West 412.31 feet; thence North $25^{\circ}33'00''$ West 610.37 feet; thence North $23^{\circ}30'49''$ West 281.41 feet; thence North $26^{\circ}06'01''$ West 527.86 feet; thence North $35^{\circ}24'09''$ West 313.27 feet; thence North $45^{\circ}23'20''$ West 264.99 feet; thence leaving said right of way line North $00^{\circ}22'43''$ West 254.06 feet to the Northerly line of said Section 7, Township 2 South, Range 5 East, Salt Lake Base and Meridian; thence North $89^{\circ}00'57''$ East 1319.97 feet more or less to the point of BEGINNING.

EXCEPTING Parcels No. JDR-HY-189-61: 9, 9B and 9F as found in the Amended Declaration of Taking recorded May 8, 1989 as Entry no. 152697 in Book 219 at Page 726 of Official Records.

Being the proposed plat of Deer Mountain Resort Subdivision.