

## **THIRD AMENDMENT TO THE BYLAWS OF THE HOMES AT DEER MOUNTAIN HOMEOWNERS ASSOCIATION, INC. IN KAMAS COUNTY, UTAH**

This Third Amendment to the Bylaws of the Homes at Deer Mountain Homeowners Association, Inc. in Kamas County, Utah (the "Third Amendment") is made this 14th day of April, 2016 by the Deer Mountain Homeowners Association, Inc. (the "Association").

### **RECITALS**

A. The Association is governed by the Master Declaration of Covenants, Conditions and Restrictions of Deer Mountain Resort Subdivision Wasatch, Utah recorded, on or about December 22, 2000, in the Office of the Wasatch County Recorder, State of Utah, (the "Declaration") and the Bylaws of the Homes at Deer Mountain Homeowners Association, Inc. ("Bylaws");

B. This Third Amendment shall amend the Bylaws and shall apply to and be binding against all of the property more fully described in Exhibit A, attached hereto, and any additional Property, annexation, expansion or supplement thereto (the "Property");

C. This Third Amendment is subject to the Definitions of the Declaration at Article I, unless otherwise defined herein.

D. This Third Amendment is intended to: revise the language regarding creating committees.

E. Pursuant to the Bylaws at Article X, the necessary approvals to amend the Declaration were duly conducted and received to adopt this Fourth Amendment.

**NOW THEREFORE**, the Association hereby amends Section 4.7.1 of the Bylaws by replacing it with the following language:

#### **4.7.1 Committees of the Governing Board**

The governing board, by resolution adopted by a majority of the Trustees then in office, provided a quorum is present, may create one or more committees each consisting of two or more members of the association, to serve at the pleasure of the governing board. Appointments to committees of the governing board shall be by a majority vote of the trustees then in office. Any such committee, to the extent provided in the governing board resolution shall have all of the authority of the governing board except that no committee, regardless of governing board resolution, may:

(all remaining portions of section 4.7.1 are unchanged)

Now, be it further resolved that a copy of this resolution be sent to all owners at their last known email or physical address.

IN WITNESS WHEREOF, THE ASSOCIATION has executed this Third Amendment to the Byalws as of the \_\_\_ day of February 2019 in accordance with the Bylaws.

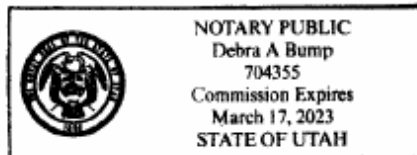
**The Homes at Deer Mountain Homeowners Association, Inc.**

*Staci Shore*  
Signature

Staci Shore  
Printed Name

PRESIDENT  
Position

STATE OF UTAH                    )  
                    Summit:SS  
County of ~~Kamas~~                    )



On this 12 day of April 2019, personally appeared  
before me Staci Shore who is known to me or who presented  
satisfactory identification, and has, while in my presence and while under oath or affirmation,  
voluntarily signed this document.

*Debra A Bump*  
Notary Public

**EXHIBIT A**  
**Property Description**

**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 feet more or less to the Westerly Section Line of above said (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.