

When recorded, please mail to:
Mountain Vista Development, Inc.
688 East 12225 South Suite 201
Draper, Utah 84020

**SECOND AMENDMENT TO THE
DECLARATION OF COVENANTS, CONDITIONS
AND RESTRICTIONS FOR
CANYON VILLAGE RUST SUBDIVISION**

The Declaration of Covenants, Conditions, and Restrictions for Canyon Village Rust Subdivision (the "Declaration") was recorded as Document No. 467715 in the office of the Tooele County Recorder, State of Utah, on May 14, 2018, and as amended, against the following described real property within Tooele County, Utah:

See Exhibit A attached hereto and incorporated herein.

WHEREAS, Article XIII, Section 8.5 provides that Declarant shall have and be vested with the right to unilaterally amend this Declaration as may be reasonably necessary or desirable under certain conditions, including the creation of condominiums on certain lots within the Subdivision; and,

WHEREAS, the Declarant currently retains sufficient control of lots within the Canyon Village Rust Subdivision and is currently in the process of annexing Canyon Village Rust Phase 2 Subdivision under the Declaration.

NOW THEREFORE, in accordance with the Declaration, and having the necessary authority, the Declaration is hereby amended as follows:

ARTICLE I, Section 1.3, shall be stricken in its entirety and the following shall added in its entirety to the Declaration as ARTICLE I, Section 1.3 and shall hereafter read as follows:

1.3 Expansion. For a period of twenty (20) years from the date of recording of this Declaration in the office of the Tooele County Recorder, County of Tooele, State of Utah, Declarant reserves the right at its sole election to expand the Properties to include additional property more particularly described below by unilateral action of Declarant without the consent of owners.

The property, all or part of which may be included in one or more expansions, is located in Tooele County, Utah and is more particularly described as follows:

See attached Exhibit "B".

Expansion shall occur upon filing by the Declarant of:

- A. An additional subdivision plat or plats creating additional lots on the property described on Exhibit "B" or any part thereof, and
- B. A Declaration of Annexation which shall state the Declarant's intention to have the area described therein subject to this Declaration.

Upon the recording of such a Declaration of Annexation the property described therein shall be subject to this Declaration.

Any additional properties annexed hereto by the Declarant shall be exclusively for residential lots for single-family or multi-family dwellings. Owners in the original and expansion areas shall have the same rights to the use and enjoyment of the property in the original area and in the expansion area.

IN WITNESS WHEREOF, Declarant executed this Declaration on the 2nd day of


July, 2019.

DECLARANT:
MOUNTAIN VISTA DEVELOPMENT,
INC.

By: Derek L. Ellis
Its: V.P. Gurnee

STATE OF UTAH,)
)
) :SS.
COUNTY OF Salt Lake)

On this day of July 2, 2019, personally appeared before me Derek E. Ellis, who being personally known to me (or satisfactorily proved to me), and who being by me duly sworn did say that he is a VP Finance of Mountain Vista Development, Inc., a Utah Corporation, and that he executed the foregoing 2nd Amendment to Declaration on behalf of said corporation being authorized and empowered to do so by the bylaws of said Company or resolution of its board, and he/she acknowledged before me that such Company executed the same for the uses and purposes stated therein as Declarant.


Notary Public

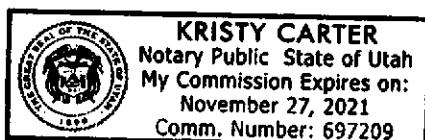


EXHIBIT "A" PROPERTY

EXHIBIT "B" PROPERTY

CANYON VILLAGE – RUST PHASE 2 SUBDIVISION

Tooele, Utah 84074

| | | |
|---------|------------------------|-------------------------------|
| Lot 201 | 1969 North 350 East | Tax Parcel No.: 20-069-0-0201 |
| Lot 202 | 359 East 1970 North | Tax Parcel No.: 20-069-0-0202 |
| Lot 203 | 361 East 1970 North | Tax Parcel No.: 20-069-0-0203 |
| Lot 204 | 365 East 1970 North | Tax Parcel No.: 20-069-0-0204 |
| Lot 205 | 369 East 1970 North | Tax Parcel No.: 20-069-0-0205 |
| Lot 206 | 373 East 1970 North | Tax Parcel No.: 20-069-0-0206 |
| Lot 207 | 377 East 1970 North | Tax Parcel No.: 20-069-0-0207 |
| Lot 208 | 374 East 1970 North | Tax Parcel No.: 20-069-0-0208 |
| | or 1968 North 370 East | |
| Lot 209 | 1940 North 370 East | Tax Parcel No.: 20-069-0-0209 |
| Lot 210 | 1924 North 370 East | Tax Parcel No.: 20-069-0-0210 |
| Lot 211 | 1912 North 370 East | Tax Parcel No.: 20-069-0-0211 |
| Lot 212 | 1896 North 370 East | Tax Parcel No.: 20-069-0-0212 |
| Lot 213 | 1880 North 350 East | Tax Parcel No.: 20-069-0-0213 |
| Lot 214 | 1868 North 370 East | Tax Parcel No.: 20-069-0-0214 |
| Lot 215 | 1854 North 370 East | Tax Parcel No.: 20-069-0-0215 |
| Lot 216 | 1834 North 370 East | Tax Parcel No.: 20-069-0-0216 |
| Lot 217 | 1824 North 370 East | Tax Parcel No.: 20-069-0-0217 |
| Lot 218 | 1808 North 370 East | Tax Parcel No.: 20-069-0-0218 |
| Lot 219 | 1796 North 370 East | Tax Parcel No.: 20-069-0-0219 |
| Lot 220 | 1797 North 370 East | Tax Parcel No.: 20-069-0-0220 |
| Lot 221 | 1807 North 370 East | Tax Parcel No.: 20-069-0-0221 |
| Lot 222 | 1819 North 370 East | Tax Parcel No.: 20-069-0-0222 |
| Lot 223 | 1831 North 370 East | Tax Parcel No.: 20-069-0-0223 |
| Lot 224 | 1845 North 370 East | Tax Parcel No.: 20-069-0-0224 |
| Lot 225 | 1865 North 370 East | Tax Parcel No.: 20-069-0-0225 |
| Lot 226 | 1875 North 370 East | Tax Parcel No.: 20-069-0-0226 |
| Lot 227 | 1895 North 370 East | Tax Parcel No.: 20-069-0-0227 |
| Lot 228 | 1909 North 370 East | Tax Parcel No.: 20-069-0-0228 |
| Lot 229 | 1917 North 370 East | Tax Parcel No.: 20-069-0-0229 |
| Lot 230 | 1931 North 370 East | Tax Parcel No.: 20-069-0-0230 |
| Lot 231 | 1967 North 350 East | Tax Parcel No.: 20-069-0-0231 |
| | or 366 East 1970 North | |
| Lot 232 | 362 East 1970 North | Tax Parcel No.: 20-069-0-0232 |
| Lot 233 | 1968 North 350 East | Tax Parcel No.: 20-069-0-0233 |
| | or 356 East 1970 North | |

