3

4940095
12 JULY 90 02:28 PM
KATIE L. DIXOM
RECORDER, SALT LAKE COUNTY, UTAM
SALT LAKE TITLE
REC BY: D DANGERFIELD , DEPUTY

AMENDMENT TO CERTIFICATE OF USE RESTRICTIONS

THIS AMENDMENT TO CERTIFICATE OF USE RESTRICTIONS dated as of the day of June, 1990 is made by those parties whose signatures are affixed hereto.

RECITALS:

WHEREAS, by Certificate of Use Restrictions (the "Certificate") dated July 23, 1954 and recorded July 23, 1954, as Entry No. 1382411 at Book 11008, Page 438, in the records of Salt Lake County Recorder's Office, Salt Lake County, State of Utah, certain restrictive covenants were imposed on owners of subdivided lots in Charleston Place Subdivision located in Salt Lake County, State of Utah, and more particularly described as follows:

Beginning at a point which is 389.43 feet South and 241.63 feet West from the Northeast corner of the Southeast 1/4 of Section 16, Township 2 South, Range 1 East, Salt Lake Base & Meridian, and running thence South 0°23'30" West 164.90 feet; thence North 85°03'48" West 311.23 feet; thence South 149.27 feet; thence North 86°22'25" West 1285.35 feet.; thence North 1°30'20" East 338.50 feet.; thence South 85°13'45" East 1590.60 feet, to the point of beginning (the "Subdivision");

and

WHEREAS, the Certificate provides that the covenants and restrictions set forth therein are to run with the land and be binding upon the parties and all parties claiming under them until August 1, 1979, after which time the covenants and

restrictions set forth in the Certificate can be changed by a written instrument signed by a majorit, of the owners of lots within the Subdivision and duly recorded; and

WHEREAS, a majority of the owners of the lots within the Subdivision desire to change and amend certain of the covenants and restrictions of the Certificate as set forth hereinafter to allow Kenneth Dowden to resubdivide Lot 9 of the Subdivision; and

(2) 人の方によるでは、これの事とは、大人の方となる。

WHEREAS, a majority of the owners of the lots of the Charleston Place Subdivision have heretofore allowed Ronald N. Bagley to resubdivide certain property belonging to him;

NOW, THEREFORE, the undersigned owners of lots within the Subdivision do hereby certify that they are the owners of a majority of the lots within the subdivision and that they desire to amend and modify the Certificate of Use Restrictions identified above as follows:

1. Notwithstanding anything to the contrary in this Certificate including but not limited to the provisions of paragraphs (3) and (10), the real property known as Charleston Place, according to the official plat thereof as recorded in the office of the County Recorder of Salt Lake County, Utah, can be subdivided into two lots, provided that neither lot shall have a width of less than 112 feet at the minimum set back line and each of the lots shall have an area of not less than 14000 square feet including in the calculation of such area, the street upon which the lot abuts to the center line thereof.

- 2. To the extent necessary to allow the lot split referred to in paragraph 1 above, the Certificate, and in particular, paragraphs (3) and (10) thereof, shall be and are amended and modified by this document.
- 2. Except as modified and amended by this document, the Certificate shall remain in full force and effect. In the event of a conflict between the terms of this Amendment and the terms of the Certificate, the terms of this Amendment shall control.
- 4. This document affects the property known as Lot 9, Charleston Place Subdivision, according to the official plat thereof.
- 5. This Amendment may be executed in any number of counterparts. Each such counterpart hereof shall be deemed to be an original instrument, but all counterparts together shall constitute but one Amendment to the Certificate of Use Restrictions. Once counterparts have been executed by a majority of the lot owners within the Subdivision, those counterparts may be recorded in the office of the Salt Lake County Recorder and shall be effective from and after the date of such recordation even though additional counterparts may be recorded thereafter.
- 6. The individuals signing their names below represent and hereby warrant that they are, at the time of execution, owners of lots within Charleston Place.

Loni F. DeLand
Krista L. Pickens
Mis. Authoris
Miles A. Williams
Claime Killellams Elaine B. Williams
Ronald N. Bagley
Joseph H. Cornwall
Joseph R. Cornwall
Beverly J. Cornwall
Herbert Dewitz, Jr.
Shari C. Dewitz
Ellsworth M. flansen
Denent to Thomason
Geneal K. Hansen

Joseph A. Roberts
Thousa Roberts Thousa Roberts Thousa Roberts Thousa Roberts
Shavna www. Kenneth Dowden
Kenneth Dowden The Country Not AN CWNER
Llayd Hiltron A. Lloyd Peterson
A. Lloyd Peterson Illaught Illaught Marjorie J. Peterson
Scott E. Peterson
Linda Peterson
Renee M. Blue
Robert Morris
Michael Morris

DATED this 1, t day of June, 1990.

OWNERS:

Joseph A. Roberts

Theresa J. Roberts

Kenneth Dowden

Lynda Boyden

A. Lloyd Peterson

Marjorie J. Peterson

Scott E. Peterson

Linda Paterson

Renee M. Blue

Robert Morris

21/1 M

Hichael Hofris

_4-

withers! Que sta

BK 6236F60213

ek 6236rc 0214

60	
13. 2. Bun X	
BEN E. BANKS	_
January Barton	
(DAMA DA DAMIC)	

TAMARA BANKS

Loni F. DeLand
Krista L. Pickens
Tamara A. Smith
Miles A. Williams
Elaino B. Williams
Ronald N. Bagley
Joseph H. Cornwall
Beverly J. Cornwall
Horbert Dewitz, Jr.
Shari C. Dewitz
Ellsworth M. Hannen
Geneal K. Hansen

Address: 5579 Walker Woods
fore me, a notary public, on the Roberts, the signer of tacknowledged to me that she would live address: 5579 Walker Woods Jane, Saitlake City, 84117
fore me, a notary public, on oth Dovder, the signer of the acknowledged to me that he otary Public didress: 5579 Walker Woods And, Sact Lake, Btg, Ut 8411

STATE OF UTAH) : 68.	
COUNTY OF SALT LAKE)	
the day of June, 1990, by Lyn foregoing instrument, who duly a	fore me, a notary public, on the Bowden, the signer of the acknowledged to me that she
	Notary Public
My Commission Expires:	Address:
STATE OF UTAH : SS. COUNTY OF SALT LAKE SUBSCRIBED AND WORN TO be	efore me, a notary public, on
the little day of June, 1990, by A. the foregoing instrument, who dul executed the same.	Lloyd Peterson, the signer of
	Address: My Comm.z slan pireo July 13 100 IE McKINNON S E. Brady Creek Dr. Jandy, UT 84083
STATE OF UTAH : ss. COUNTY OF SALT LAKE)	E OF UTE
SUBSCRIBED AND SWORN TO be the ITL day of June. 1990, by Marjo the foregoing instrument, who duly executed the same.	efore me, a notary public, on orie J. Peterson, the signer of acknowledged to me that she
My Commission Expires:	Add ANY DON'T Util
<u>7-12-90</u>	ANGIE McKINNON 1948 E Briefy Groot Dr. Second St. Se

STATE OF UTAH

STATE OF UTAH)
COUNTY OF SALT LAKE	: ss.)
the day of June,	SWORN TO before me, a notary public, on 1990, by Krista L. Pickens, the signer of nt, who duly acknowledged to me that she
	Notary Public
My Commission Expires:	Address:
STATE OF UTAH) : ss.
COUNTY OF SALT LAKE)
the day of June, 19	SWORN TO before me, a notary public, on 990, by Tamara A. Smith, the signer of the who duly acknowledged to me that she
	Notary Public
My Commission Expires:	Address:
	
STATE OF UTAH	
COUNTY OF SALT LAKE	; ss. \ \ \
the 🙍 day of June, 1	SWORN TO before me a notary public, on 990, by Miles A. Williams, the signer of
eternied the manely Cisen	who duly acknowledged to me that she
5565 Walker Woods Lan Salt Lake Cry, Utah 8411 My Commission Expired June 1, 1594 State of Utan	Ti Manuel Hellers
My Commission Expires:	Address: 5579 Walker Woods
June 1 1994	In, S.L.C. Ut 84117
U	·

STATE OF UTAH) : ss.	
the 1/2 day of June, 1990, by Els	Defore me a notary public, on aine B. Williams, the signer of by acknowledged to me that she will be a
the $ otin otin $	Defore me, a notary public, on ald N. Bayley, the signer of the acknowledged to me that she work with the Notary Public Address: 5579 Walker Woods To Salitake City, Ut. 84117
STATE OF UTAH : SS. COUNTY OF SALT LAKE SUBSCRIBED AND SWORN TO It the day of June, 1990, by Jos the foregoing instrument, who dul executed the same.	
	Notary Public
My Commission Expires:	Address:

STATE OF OTAR / : SS.	
COUNTY OF SALT LAKE)	
SUBSCRIBED AND SWORN TO the day of June, 1990, by Berthe foregoing instrument, who duexecuted the same.	before me, a notary public, on verly J. Cornwall, the signer of ally acknowledged to me that she
	Notary Public
My Commission Expires:	Address:
STATE OF UTAH) : ss.	
COUNTY OF SALT LAKE)	
SUBSCRIBED AND SWORN TO the day of June, 1990, by He the foregoing instrument, who diexecuted the same.	before me, a notary public, on rbert Dewitz, Jr., the signer of ally acknowledged to me that she
	Notary Public
My Commission Expires:	Address:
STATE OF UTAH)	
COUNTY OF SALT LAKE)	
and a firm a 1990 by Sh	before me, a notary public, on ari C. Dewitz, the signer of the acknowledged to me that she
	Notary Public
My Commission Expires:	Address:

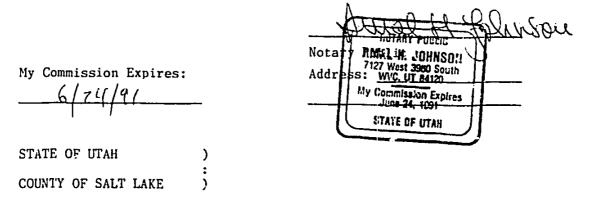
STATE OF UTAH	
: 85.	\sim
COUNTY OF SALT LAKE)	
CURCUITADA AND CHORN TO be	efore me, a notary public, on
6 a 7 1000 by File	warth M. Hansen, the Sloner OI
the oday of June, 1990, by Ells the foregoing instrument, who dul	v acknowledged to me that he
executed the sam Notary Public	
MANA 5565 Walker Woods Lane 1	1 Yadan 11 HOLEAAA
Salt Lake City, Utah 84117 My Commission Expires	1 Somailvelleur
hand think	NOTATY PHOLIC
	233 man 6579 IVILLEN /1) souls for
My Commission Expires:	Address: 5579 Willer Woods In
1 June 1994	Suttake City, Utal 84117
·	• •
STATE OF UTAH)	
: 85.	
COUNTY OF SALT LAKE)	
SURSCRIBED AND SWORN TO be	efore me, a notary public, on
the A day of June, 1990, by Gener	al K. Habsen, the signer of the
for american making the property in the duly	acknowledged to me that show the
executed the same lotry Public executed the same MAN W. OLSEN	/
5565 Wulker Woods Lane Salt Lake City, Utah 84117	Smullles
My Commission Expires	Notary Public
June 1, 1994 State of Utah	NOCATY PUBLIC
My Commission Expires:	Address. 5579 Walter Words In
	Sulla At 11/1 Curin
1 June 1994	Suttake City, Utaly 84117
· 77	- //
1.1	7

(lj/Olsen. Amd)

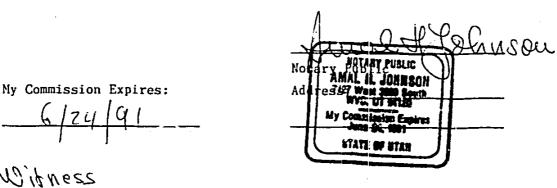
というのは、「これのでは、」」では、「これのでは、「これのでは、「これのでは、」」では、「これのでは、「これのでは、「これのでは、「これのでは、「これのでは、」」では、「これのでは、「これのでは、」」では、「これのでは、「これのでは、」」では、「これのでは、「これのでは、」」では、「これのでは、」」では、「これのでは、「これのでは、」」では、「これのでは、「これのでは、」」では、「これのでは、」」では、「これのでは、」」では、「これのでは、」」では、「これのでは、」では、「これのでは、」では、「これのでは、」では、「これのでは、」では、「これのでは、」」では、「これのでは、

STATE OF UTAH)		
	<u>:</u>		,
COUNTY OF SALT LAKE)		
<u> [SV</u> day of June, 1996	O, by Robert Mo	me, a notary public, on the rris, the signer of the wledged to me that he execu	
	s.	Notary PHILL JOHNSON	son
My Commission Expires:	:	Add ess 127 West 3980 South	
6/24/91		My Commission Expires	
STATE OF UTAH)	STATE OF UTAH	
COUNTY OF SALT LAVE	•		

SUBSCRIBED AND SWORN TO before me, a notary public, on the $\$ day of June, 1990, by Michael Morris, the signer of the foregoing instrument, who duly acknowledged to me that he executed the same.



SUBSCRIBED AND SWORN TO before me, a notary public, on the day of July, 1990, by Tamera Banks, the signer of the foregoing instrument, who dully acknowledged to me that he executed the same.



Witness Dala Isha

STATE OF UTAH	
COUNTY OF SALT LAKE)	
SUBSCRIBED AND SWORN TO the day of June, 1990, by foregoing instrument, who duly executed the same.	before me, a notary public, of the signer of the signer of the part of the par
*	Notary Public
My Commission Expires:	Address:
STATE OF UTAH)	
COUNTY OF SALT LAKE)	
SUBSCRIBED AND SWORN TO the day of 1990, by foregoing instrument, who duly executed the same.	before me, a notary public, or the signer of the acknowledged to me that he
	Notary Public
My Commission Expires:	Address:
STATE OF UTAH)	
CCUNTY OF SALT LAKE)	
SUBSCRIBED AND SWORN TO the $\frac{1}{2}$ day of J_{uly} 1990, by Be foregoing instrument, who duly executed the same.	before me, a notary public, on E. Banks the signer of the acknowledged to me that he
the $\frac{\sqrt{A'}}{2}$ day of J_{uly} 1990, by B_c foregoing instrument, who duly	n F Ranks the signer of the
the $\frac{\sqrt{A'}}{2}$ day of J_{uly} 1990, by B_c foregoing instrument, who duly	n E. Banks the signer of the acknowledged to me that he

-9-

Withers Dada Ida DK 6236160223