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12/16/1999 08:15 AM 12.00
NANCY WORKMAN
RECORDER, SALT LAKE COUNTY, UTAH
ROBERT A. ELDER JR.
310 E 4500 S
SUITE 610
SALT LAKE CITY UT 84107
BY: ZJN, DEPUTY - WI 2 P.

When recorded, mail to:

Robert A. Eder Jr.
Attorney-at-Law
310 E. 4500 S., Ste 610
Salt Lake City, Utah 84107

FIFTH AMENDMENT TO THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR ROSEHAVEN CONDOMINIUMS

WHEREAS, the Declaration of Covenants, Conditions and Restrictions for Rosehaven Condominiums, a Condominium Development (the 'Declaration') was executed on September 19, 1996 and recorded on October 11, 1996 as Entry No. 6479080, beginning in Book 7510, at Page 1580 in the Salt Lake County Recorder's Office; and

WHEREAS, there have been four prior Amendments to the Declaration; and

WHEREAS, the description of the real property affected by this Amendment and the Declaration is located in Salt Lake County, State of Utah, and is described as follows:

Beginning at a point South 0°03'40" West along section line 286.0 feet and West 33.00 feet from the Monument in the center of 4000 West Street, said Monument being the Northeast corner of the Southeast Quarter of Section 6, and the East ¼ corner of Section 6, Township 2 South, Range 1 West, Salt Lake Base and Meridian; running thence West 102.00 feet; thence South 44.00 feet to the North line of Benview Subdivision No. 2; thence North 89°56'20" West 162.05 feet; thence North 0°03'40" East 299.71 feet to a point on the South Line of 4400 South Street; thence North 89°58'36" East along the South R/W line of 4400 South Street 264.00 feet; thence South 0°03'40" West along the West R/W line of 4000 West Street 255.99 feet to the point of beginning.

WHEREAS, the plat includes the Laundry & Office Building (Building 4412)

NOW, THEREFORE, the Declaration is hereby amended as follows:

1. The legal description of the Laundry & Office Building shall be...

All of Unit 4412, in the Laundry & Office Building of the Rosehaven Condominiums a condominium including the parking space appurtenant thereto identified in the Declaration, according to the Plat and Deceleration thereof recorded in the office of the Salt Lake County Recorder, and any amendments thereto. The Declaration was recorded in the Office of the Salt Lake County Recorder as Entry No: 6479080, Book 7510, Page 1580 (the "Declaration").

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2. The provisions and restrictions contained in the above addition to the Declaration shall take effect and be enforceable immediately upon the recording of this Amendment in the Salt Lake County Recorder's Office. To the extent that the terms of this Amendment conflict with any other terms in the Declaration or any prior amendment, the terms of this Amendment shall control.

3. In all other respects, the Declaration shall remain in full force and effect.

.....
DATED this 15th day of December, 1999.

Rosehaven Condominium
Homeowners Association


By _____
Carbon Lundgren, President

State of Utah }
 :SS
County of Salt Lake }

On the 15th day of December, 1999, personally appeared before me Carbon Lundgren, who being duly sworn, acknowledged that he is the duly appointed President of the Rosehaven Condominium Homeowners Association, and that he executed the within Amendment with authority from and on behalf of the Rosehaven Condominium Homeowners Association.


Notary Public

My commission expires: 8-31-2002

