BK8334P62456

When Recorded Return To: KFP Corporation 225 South 200 East, Ste. 300 Salt Lake City, Utah 84101 7547245
01/03/2000 04:48 PM 219.00
NANCY WORKMAN
RECORDER, SALT LAKE COUNTY, UTAH
MERIDIAN TITLE
BY: ZJN, DEPUTY - WI 14 P.

NOTICE OF AND CONSENT TO INCLUSION OF ADDITIONAL LOTS UNDER THE COVENANTS, CONDITIONS AND RESTRICTIONS, INCLUDING RECREATIONAL AMENITIES, OF THE PEBBLECREEK SUBDIVISIONS HOMEOWNERS ASSOCIATION

WHEREAS, KFP Corporation, the undersigned Declarant is now and was the Declarant under that certain Declaration of Covenants, Conditions and Restrictions For Recreational Amenities in the Pebblecreek Subdivisions Nos. 1, 2, 3, 4 and 5 in Salt Lake County, Utah (herein the Declaration) which Declaration was dated October 30, 1997 and was recorded November 4, 1997 as Entry No. 6781532 in Book 7799 at Pages 948-983 in connection with the recording of the Plats of the Pebblecreek Subdivisions referred to above. Said Declaration is incorporated herein and made a part hereof by this reference thereto; and

WHEREAS, certain of the lots were conveyed by the Declarant prior to the recording of the Declaration;

WHEREAS, the undersigned each of the undersigned Owner is the Owner of the respective Lot of Pebblecreek Subdivision No. 1 shown on the attached Counterpart;

WHEREAS, it is the desire of the undersigned Declarant and Owners, and the Pebblecreek Subdivision Homeowners Association (herein the HOA) pursuant to the Declaration and the Articles and Bylaws of the HOA that all lots in the Subdivisions be subject to the Declaration and that all owners be included in the HOA;

NOW, THEREFORE, the Declarant and Owners have caused and by this Notice do hereby declare and consent that each of the lots described below shall become and constitute a part of and be subject to the terms of the Declaration the same as if the current owners had been the original Declarants at the time said Declaration was signed and recorded and each of said lots shall be encompassed within the general plan and scheme of the covenants, conditions and restrictions for Recreational Amenities in the Pebblecreek Subdivisions and each of the Undersigned Owners shall become subject to the equitable jurisdiction of the Pebblecreek Subdivisions Homeowners Association the same as if they had been members of said HOA from the time it was formed and shall be subject to all of the terms and conditions of the Declaration. FURTHER, the declarant declares and the undersigned Owners consent that the Owners of the Lots described below shall be Members of the Association on the same basis as the original Members of said Association and the Owners agree to be subject to the general plan and scheme of covenants, conditions, restrictions, reservations of easements and equitable jurisdiction of the Association in the same manner as the members under the original Declaration; FURTHER, the Declarant and the Owners do hereby grant and convey to the Pebblecreek Subdivision Homeowners Association all of their interest in the Common Areas of the Plat of the respective Phase of the Subdivision subject only to reservations, easements, covenants, conditions and restrictions of record.

This Declaration and Consent may be executed in counterparts all of which shall be considered one instrument.

(Counterpart) Page 2

| | -and | | |
|-------|--------------------|--------------|-------|
| Dated | this 2 —day | of November, | 1999. |

| Original Declarant: | Pebblecreek Subdivision Homeowners Association |
|------------------------------|--|
| KFP Corporation | Selfol L |
| ί Λ. | By: V Rockler, Trustee |
| Ву:/ | biii, Rociner, Trustee |
| Justin V/Peterson, President | Par office of and |

Lori Weintz, Trustee

By Jaan Koan

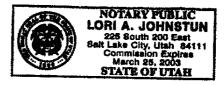
By: Jared Tucker

Jared Tucker, Trustee

| STATE OF UTAH |) |
|---------------------|------|
| | : ss |
| COUNTY OF SALT LAKE |) |

The foregoing instrument was acknowledged before me this 22 day of November, 1999, by Bill, Koehler, Lori Weintz, Jill Kelsch, Sarah Leavitt, and Jared Tucker, Trustees of the Pebblecreek Subdivision Homeowners Association, who duly acknowledged that it was executed by authority.

Notary Public



Counterpart-Page 14

The Undersigned owner(s) (herein the owner) own(s) the Lot described below and do(es) hereby join in the foregoing Notice of and Consent to Inclusion of Additional Lots under the Declaration referred to above. Further, the undersigned consent that each of said Additional Lots shall become and constitute a part of the Original Declaration of said Subdivision. Further, the undersigned owner agrees to be subject to the Declaration and the Lot owned by the Undersigned shall be encompassed within the general plan and scheme of covenants, conditions and restrictions for Recreational Amenities in the Pebblecreek subdivision Nos. 1-5 and shall be subject to the equitable jurisdiction of the Pebblecreek Subdivisions Homeowners Association and the undersigned owner consents to become a part of and a Member of the Association; Further, the undersigned does hereby ratify the conveyance and does hereby convey to the Association, free and clear of any and all encumbrances and liens, subject to reservations, easement, covenants, conditions and restrictions of record, title to the Common Area as shown on the Plat of said Pebblecreek No. 1 Subdivision.

| × | Dated this day of November, 1999. |
|---|---|
| | Owner(s): |
| | Darin Furnell and Jolyn Furnell |
| | Lot: |
| | Lot 20, Pebblecreek Subdivision No. 1, according to the official Plat thereof. |
| × | Darin Furnell Darin Furnell John Furnell John Furnell |
| | STATE OF UTAH) ; ss. |
| | COUNTY OF SALT LAKE) |
| | The foregoing instrument was acknowledged before me this day of November, 1999, b Darin Furnell and Jolyn Furnell |

NOTARY PUBLIC

CHRISTINE K. ASHDOWN

64 East 6400 South #100

Salt Lake City. UT 84:07

My Commission Expires: 9-26-2002

State of Utah

BK8334PG245

Counterpart-Page 4

The Undersigned owner(s) (herein the owner) own(s) the Lot described below and do(es) hereby join in the foregoing Notice of and Consent to Inclusion of Additional Lots under the Declaration referred to above. Further, the undersigned consent that each of said Additional Lots shall become and constitute a part of the Original Declaration of said Subdivision. Further, the undersigned owner agrees to be subject to the Declaration and the Lot owned by the Undersigned shall be encompassed within the general plan and scheme of covenants, conditions and restrictions for Recreational Amenities in the Pebblecreek subdivision Nos. 1-5 and shall be subject to the equitable jurisdiction of the Pebblecreek Subdivisions Homeowners Association and the undersigned owner consents to become a part of and a Member of the Association; Further, the undersigned does hereby ratify the conveyance and does hereby convey to the Association, free and clear of any and all encumbrances and liens, subject to reservations, easement, covenants, conditions and restrictions of record, title to the Common Area as shown on the Plat of said Pebblecreek No. 1 Subdivision.

Dated this A day of November, 1999.

Owner(s):

Steven J. Woicek and Diana L. Woicek

Lot:

Lot 6, Pebblecreek Subdivision No. 1, according to the official Plat thereof.

Diana L. Woicek

STATE OF UTAH

: \$\$.

COUNTY OF SALT LAKE

The foregoing instrument was acknowledged before me this _____ day of November, 1999, by Steven J. Woicek and Diana L. Woicek



Notzry Public

BK8334P62459

Counterpart-Page 2

STATE OF UTAH

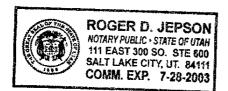
The Undersigned owner(s) (herein the owner) own(s) the Lot described below and do(es) hereby join in the foregoing Notice of and Consent to Inclusion of Additional Lots under the Declaration referred to above. Further, the undersigned consent that each of said Additional Lots shall become and constitute a part of the Original Declaration of said Subdivision. Further, the undersigned owner agrees to be subject to the Declaration and the Lot owned by the Undersigned shall be encompassed within the general plan and scheme of covenants, conditions and restrictions for Recreational Amenities in the Pebblecreek subdivision Nos. 1-5 and shall be subject to the equitable jurisdiction of the Pebblecreek Subdivisions Homeowners Association and the undersigned owner consents to become a part of and a Member of the Association; Further, the undersigned does hereby ratify the conveyance and does hereby convey to the Association, free and clear of any and all encumbrances and liens, subject to reservations, easement, covenants, conditions and restrictions of record, title to the Common Area as shown on the Plat of said Pebblecreek No. 1 Subdivision.

| Peddiecreek No. 1 Subdivision. | • |
|---|---------|
| X Dated this 22 day of November, 1999. | |
| Owner(s): | |
| Malinda J. Bills | |
| Lot: | |
| Lot 3, Pebblecreek Subdivision No. 1, according to the official Plat thereof. | |
| VMAZIOZ | - · · - |
| Malinda J. Bills | .5: |

: ss.

COUNTY OF SALT LAKE)

The foregoing instrument was acknowledged before me this 22 day of November, 1999, by Malinda J. Bills



Poar D. M.

Counterpart-Page 16

Dated this 274h day of November, 1999.

Mark R. Nielsen and Cheryl F. Nielsen

The Undersigned owner(s) (herein the owner) own(s) the Lot described below and do(es) hereby join in the foregoing Notice of and Consent to Inclusion of Additional Lots under the Declaration referred to above. Further, the undersigned consent that each of said Additional Lots shall become and constitute a part of the Original Declaration of said Subdivision. Further, the undersigned owner agrees to be subject to the Declaration and the Lot owned by the Undersigned shall be encompassed within the general plan and scheme of covenants, conditions and restrictions for Recreational Amenities in the Pebblecreek subdivision Nos. 1-5 and shall be subject to the equitable jurisdiction of the Pebblecreek Subdivisions Homeowners Association and the undersigned owner consents to become a part of and a Member of the Association; Further, the undersigned does hereby ratify the conveyance and does hereby convey to the Association, free and clear of any and all encumbrances and liens, subject to reservations, easement, covenants, conditions and restrictions of record, title to the Common Area as shown on the Plat of said Pebblecreek No. 1 Subdivision.

| Owner(s): | |
|------------------------------|--|
| Mark R. Nielsen and Cheryl F | i. Nielsen |
| Lot: | |
| Lot 25, Pebblecreek S | ubdivision No. 1, according to the official Plat thereof. |
| Mark R. Nielsen | Cheryl J. Nielsen Cheryl F. Nielsen |
| STATE OF UTAH |) |
| COUNTY OF SALT LAKE | ; ss.) |
| The foregoing instrum | ent was acknowledged before me this 37 day of November, 1999, by |

NOTARY PUBLIC
STATE OF UTAH
My Commission Expires
December 8, 2002
STACIE LUJAN
2640 West 9000 South
West Jordan, Utah 84088

Notary Public

Counterpart-Page 18

Lot:

The Undersigned owner(s) (herein the owner) own(s) the Lot described below and do(es) hereby join in the foregoing Notice of and Consent to Inclusion of Additional Lots under the Declaration referred to above. Further, the undersigned consent that each of said Additional Lots shall become and constitute a part of the Original Declaration of said Subdivision. Further, the undersigned owner agrees to be subject to the Declaration and the Lot owned by the Undersigned shall be encompassed within the general plan and scheme of covenants, conditions and restrictions for Recreational Amenities in the Pebblecreek subdivision Nos. 1-5 and shall be subject to the equitable jurisdiction of the Pebblecreek Subdivisions Homeowners Association and the undersigned owner consents to become a part of and a Member of the Association; Further, the undersigned does hereby ratify the conveyance and does hereby convey to the Association, free and clear of any and all encumbrances and liens, subject to reservations, easement, covenants, conditions and restrictions of record, title to the Common Area as shown on the Plat of said Pebblecreek No. 1 Subdivision.

| × | Dated this | day of November, 1999. |
|---|---------------|------------------------|
| | Owner(s): | Gerenos! |
| | Steve Hemsley | |

Lot 28, Pebblecreek Subdivision No. 1, according to the official Plat thereof.

STATE OF UTAH) : ss.
COUNTY OF SALT LAKE)

The foregoing instrument was acknowledged before me this day of November, 1999, by Steve Hemsley

NOTARY PUBLIC Dorothy Thurman 3570 South 2700 West West Valley, Utah 84119 My Commission Expires March 25, 2001 STATE OF UTAH

Notary Public

px 8334 P62462

Counterpart-Page 15

The Undersigned owner(s) (herein the owner) own(s) the Lot described below and do(es) hereby join in the foregoing Notice of and Consent to Inclusion of Additional Lots under the Declaration referred to above. Further, the undersigned consent that each of said Additional Lots shall become and constitute a part of the Original Declaration of said Subdivision. Further, the undersigned owner agrees to be subject to the Declaration and the Lot owned by the Undersigned shall be encompassed within the general plan and scheme of covenants, conditions and restrictions for Recreational Amenities in the Pebblecreek subdivision Nos. 1-5 and shall be subject to the equitable jurisdiction of the Pebblecreek Subdivisions Homeowners Association and the undersigned owner consents to become a part of and a Member of the Association; Further, the undersigned does hereby ratify the conveyance and does hereby convey to the Association, free and clear of any and all encumbrances and liens, subject to reservations, easement, covenants, conditions and restrictions of record, title to the Common Area as shown on the Plat of said Pebblecreek No. 1 Subdivision.

| X | Dated t | this . | and | day | of | <i>Dezember</i> November, | 1999 |
|---|---------|--------|-----|-----|----|------------------------------|------|
|---|---------|--------|-----|-----|----|------------------------------|------|

Owner(s):

Jerry and Karin Gehrke

Lot:

Lot 21, Pebblecreek Subdivision No. 1, according to the official Plat thereof.

Jerry Gefirke

Karin Gehrke

STATE OF UTAH

. ss.

COUNTY OF SALT LAKE

The foregoing instrument was acknowledged before me this 2 day of November, 1999, by Jerry Gehrke and Karin Gehrke

NOTARY FUBLIC DEBHA BOOMSMA 3630 South 700 East Salt Lake City, Utah 84106 My Commission Expires March 31, 2003 STATE OF CTAH

Notary Public

bk8334P62463

Counterpart-Page 22

Wesley E. Pearson and Angela S. Pearson

The Undersigned owner(s) (herein the owner) own(s) the Lot described below and do(es) hereby join in the foregoing Notice of and Consent to Inclusion of Additional Lots under the Declaration referred to above. Further, the undersigned consent that each of said Additional Lots shall become and constitute a part of the Original Declaration of said Subdivision. Further, the undersigned owner agrees to be subject to the Declaration and the Lot owned by the Undersigned shall be encompassed within the general plan and scheme of covenants, conditions and restrictions for Recreational Amenities in the Pebblecreek subdivision Nos. 1-5 and shall be subject to the equitable jurisdiction of the Pebblecreek Subdivisions Homeowners Association and the undersigned owner consents to become a part of and a Member of the Association; Further, the undersigned does hereby ratify the conveyance and does hereby convey to the Association, free and clear of any and all encumbrances and liens, subject to reservations, easement, covenants, conditions and restrictions of record, title to the Common Area as shown on the Plat of said Pebblecreek No. 1 Subdivision.

| X | ated this day of November, 1999. |
|-----------|--|
| | wner(s): |
| | Vesley E. Pearson and Angela S. Pearson |
| | ot: |
| λ | Lot 34, Pebblecreek Subdivision No. 1, according to the official Plat thereof. Wolf House Control of the official Plat thereof. Wesley E. Pearson Argela S. Pearson |
| | TATE OF UTAH) |
| | OUNTY OF SALT LAKE) |

NOTARY PUBLIC
RANDAL JAY RIGDON
3137 Park Ct
Sait Lake City, UT 84108
My Commission Expires
November 15, 2000
STATE OF UTAH

The foregoing instrument was acknowledged before me this _____ day of November, 1999, by

BK 8334 PG 2464

Counterpart-Page 20

The Undersigned owner(s) (herein the owner) own(s) the Lot described below and do(es) hereby join in the foregoing Notice of and Consent to Inclusion of Additional Lots under the Declaration referred to above. Further, the undersigned consent that each of said Additional Lots shall become and constitute a part of the Original Declaration of said Subdivision. Further, the undersigned owner agrees to be subject to the Declaration and the Lot owned by the Undersigned shall be encompassed within the general plan and scheme of covenants, conditions and restrictions for Recreational Amenities in the Pebblecreek subdivision Nos. 1-5 and shall be subject to the equitable jurisdiction of the Pebblecreek Subdivisions Homeowners Association and the undersigned owner consents to become a part of and a Member of the Association; Further, the undersigned does hereby ratify the conveyance and does hereby convey to the Association, free and clear of any and all encumbrances and liens, subject to reservations, easement, covenants, conditions and restrictions of record, title to the Common Area as shown on the Plat of said Pebblecreek No. 1 Subdivision.

| × Dated this 8th day of November, 1999 |
|--|
| Owner(s): |
| |

X Arjean I. Jordan, a widowed woman

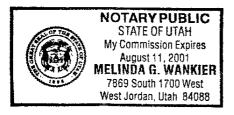
Lot:

Lot 31, Pebblecreek Subdivision No. 1, according to the official Plat thereof.

X <u>Arjean L. Jindan</u> Arjean I. Jordan

| STATE OF UTAH |) |
|---------------------|------|
| | :ss. |
| COUNTY OF SALT LAKE |) |

The foregoing instrument was acknowledged before me this 2th day of November, 1999, by Arjean I. Jordan, a widowed woman



× Mulinda Marther Notary Public

Counterpart-Page 12

The Undersigned owner(s) (herein the owner) own(s) the Lot described below and do(es) hereby join in the foregoing Notice of and Consent to Inclusion of Additional Lots under the Declaration referred to above. Further, the undersigned consent that each of said Additional Lots shall become and constitute a part of the Original Declaration of said Subdivision. Further, the undersigned owner agrees to be subject to the Declaration and the Lot owned by the Undersigned shall be encompassed within the general plan and scheme of covenants, conditions and restrictions for Recreational Amenities in the Pebblecreek subdivision Nos. 1-5 and shall be subject to the equitable jurisdiction of the Pebblecreek Subdivisions Homeowners Association and the undersigned owner consents to become a part of and a Member of the Association; Further, the undersigned does hereby ratify the conveyance and does hereby convey to the Association, free and clear of any and all encumbrances and liens, subject to reservations, easement, covenants, conditions and restrictions of record, title to the Common Area as shown on the Plat of said Pebblecreek No. 1 Subdivision.

| × | Dated this 14 day of November | , 1999. |
|---|-------------------------------|---------|
| | Owner(s): | |

Thomas D. Washburn and Edna Washburn

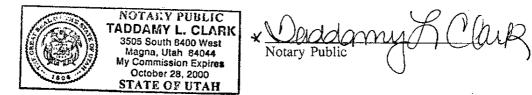
Lot:

Lot 18, Pebblecreek Subdivision No. 1, according to the official Plat thereof.

| Thomas D. Washburn | x Ana ! | Jashbur |
|--------------------|---------------|---------|
| Whomas D. Washburn | Edna Washburn | |
| | | - |
| | | |

STATE OF UTAH) : ss. COUNTY OF SALT LAKE)

The foregoing instrument was acknowledged before me this 6 day of November, 1999, by Thomas D. Washburn and Edna Washburn



Counterpart-Page 19

The Undersigned owner(s) (herein the owner) own(s) the Lot described below and do(es) hereby join in the foregoing Notice of and Consent to Inclusion of Additional Lots under the Declaration referred to above. Further, the undersigned consent that each of said Additional Lots shall become and constitute a part of the Original Declaration of said Subdivision. Further, the undersigned owner agrees to be subject to the Declaration and the Lot owned by the Undersigned shall be encompassed within the general plan and scheme of covenants, conditions and restrictions for Recreational Amenities in the Pebblecreek subdivision Nos. 1-5 and shall be subject to the equitable jurisdiction of the Pebblecreek Subdivisions Homeowners Association and the undersigned owner consents to become a part of and a Member of the Association; Further, the undersigned does hereby ratify the conveyance and does hereby convey to the Association, free and clear of any and all encumbrances and liens, subject to reservations, easement, covenants, conditions and restrictions of record, title to the Common Area as shown on the Plat of said Pebblecreek No. 1 Subdivision.

| X | Dated this 30 th day of November, 1999. |
|---|---|
| | Owner(s): |
| | Brett David Olsen and Michele Brown |

Lot:

Lot 30, Pebblecreek Subdivision No. 1, according to the official Plat thereof.

| X | Brett David Olsen | | Michele Brown | | |
|---|---------------------|------------|---------------|--|--|
| | STATE OF UTAH |) | | | |
| | COUNTY OF SALT LAKE | : ss.) | | | |

The foregoing instrument was acknowledged before me this day of November, 1999, by Brett David Olsen and Michele Brown

TARCI D. EASTBURN
Notary Public
State of Utah
My Commission Expires June 17, 2001
4970 S. 900 E. Bldg. J., SLC. UT 84117

MALI S LOGISLATION
Notary Public

W0334P62467

Counterpart-Page 13

The Undersigned owner(s) (herein the owner) own(s) the Lot described below and do(es) hereby join in the foregoing Notice of and Consent to Inclusion of Additional Lots under the Declaration referred to above. Further, the undersigned consent that each of said Additional Lots shall become and constitute a part of the Original Declaration of said Subdivision. Further, the undersigned owner agrees to be subject to the Declaration and the Lot owned by the Undersigned shall be encompassed within the general plan and scheme of covenants, conditions and restrictions for Recreational Amenities in the Pebblecreek subdivision Nos. 1-5 and shall be subject to the equitable jurisdiction of the Pebblecreek Subdivisions Homeowners Association and the undersigned owner consents to become a part of and a Member of the Association; Further, the undersigned does hereby ratify the conveyance and does hereby convey to the Association, free and clear of any and all encumbrances and liens, subject to reservations, easement, covenants, conditions and restrictions of record, title to the Common Area as shown on the Plat of said Pebblecreek No. 1 Subdivision.

| X | Dated this | this | 14 | day of November, 1999. | | |
|---|------------|-------|----|------------------------|---------------|-------|
| | | uns 🚽 | | uay | OL-POYOTHOCI, | 1777. |

Owner(s):

P. Scott Page and Susan S. Page

Lot:

Lot 19, Pebblecreek Subdivision No. 1, according to the official Plat thereof.

X P. Scott Page

Susan S. Page

STATE OF UTAH

.) . : ss.

COUNTY OF SALT LAKE

Notary Public
LYNDELL M. FAREY
8160 South Highland Drive
Sandy, Utah 84093
My Commission Expires
January 31, 2003
State of Utah

The foregoing instrument was acknowledged before me this 44 day of November, 1999, by P. Scott Page and Susan S. Page

Notary Public

BK8334PG2468

Counterpart-Page 8

The Undersigned owner(s) (herein the owner) own(s) the Lot described below and do(es) hereby join in the foregoing Notice of and Consent to Inclusion of Additional Lots under the Declaration referred to above. Further, the undersigned consent that each of said Additional Lots shall become and constitute a part of the Original Declaration of said Subdivision. Further, the undersigned owner agrees to be subject to the Declaration and the Lot owned by the Undersigned shall be encompassed within the general plan and scheme of covenants, conditions and restrictions for Recreational Amenities in the Pebblecreek subdivision Nos. 1-5 and shall be subject to the equitable jurisdiction of the Pebblecreek Subdivisions Homeowners Association and the undersigned owner consents to become a part of and a Member of the Association; Further, the undersigned does hereby ratify the conveyance and does hereby convey to the Association, free and clear of any and all encumbrances and liens, subject to reservations, easement, covenants, conditions and restrictions of record, title to the Common Area as shown on the Plat of said Pebblecreek No. 1 Subdivision.

Dated this 23 rd day of November, 1999.

Owner(s):

Christian P. Dumouchel and Karen Dumouchel

Lot:

Lot 10, Pebblecreek Subdivision No. 1, according to the official Plat thereof.

Christian P. Dumouchel

Karen Dumouchal

STATE OF UTAH

. **5**S.

COUNTY OF SALT LAKE

JOHANNE M. WASPNER
3280 West 3500 South
West Valley, Utch 84119
My Convession Explas
September 1, 2001
State of Utch

The foregoing instrument was acknowledged before me this 23 day of November, 1999, by

Notary Public

BK8334PG2469