

FOURTH AMENDMENT TO DECLARATION OF CONDOMINIUM

Newport Hts Condom

OF THE

Phase 1 - 01-155-0001-9

NEWPORT HEIGHTS CONDOMINIUMS

Phase 2 - 01-159-0009-19

A UTAH CONDOMINIUM PROJECT

This Fourth Amendment to Declaration of Condominium, hereinafter referred to as the "Fourth Amended Declaration," is made and executed this 26th day of August, 1987, by Leon Peterson and Karen F. Peterson, and FPSA INVESTMENT, LTD. hereinafter referred to jointly as the "Declarant."

RECITALS

A. Amendment to Previously Recorded Original Document. This Document modifies, relates to and refers to the previously recorded original Declaration of Condominium of the Newport Heights Condominium Project, recorded July 18, 1986 at the Davis County Recorder's Office as Instrument No. C744643, Book No. 1100, p. 725. In the event of a conflict of terms, this Fourth Amendment shall supersede the prior original Declaration and shall be the controlling document.

B. Amendment Supersedes and Has Priority Over Previous Amendments. This Fourth Amendment to Declaration of Condominium of the Newport Heights Condominiums specifically supersedes the previous Amendments to Declaration of Condominium, previously recorded as follows:

- i. Amendment to Declaration of Condominium recorded February 2, 1987 at the Davis County Recorder's Office as Instrument No. 0771265, Book No. 1141, p. 977;
- ii. Amendment to Declaration of Condominium recorded April 16, 1987 at the Davis County Recorder's Office as Instrument No. 0781774, Book No. 1159, p. 929; and
- iii. Third Amendment to Declaration of Condominium recorded August 21, 1987 at the Davis County Recorder's Office as Instrument No. 0799010, Book No. 1189, p. 611.

In the event of a conflict of terms, this Fourth Amendment shall supersede the prior Amendments and shall be the controlling document.

AMENDMENTS TO SPECIFIC PROVISIONS

The follow Amendment is hereby made to the Declaration of Condominium of the Newport Heights Condominium Project:

Amended Exhibit "A" shall be deleted in its entirety and an Amended Exhibit "A-1", attached hereto and made a part hereof by reference,

RECORDED

AUG 31 1987

ASSOCIATED TITLE

1987 AUG 31 AM 11: 18

CAROL DEAN PAGE
DAVIS COUNTY RECORDER 141.50

BOOK 0799900

PAGE 1066

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shall be substituted in its place. The Amended Exhibit "A-1" correctly identifies Unit Numbers and Percentages of Ownership in Phase I-II. Any and all references to Amended Exhibit "A" shall now refer to Amended Exhibit "A-1".

IN WITNESS WHEREOF, the undersigned Declarants have executed this Fourth Amended Declaration the day and year first written above.

Declarants:


LEON PETERSON

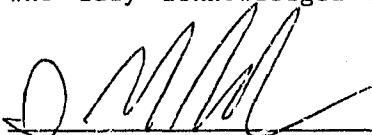

KAREN F. PETERSON

FPSA INVESTMENT, LTD.

By: 
LEON PETERSON

STATE OF UTAH)
 : ss.
County of Davis)

On the 26th day of August, 1987, appeared before me Leon Peterson, personally and on behalf of FPSA INVESTMENT, LTD., and Karen F. Peterson, the signers of the above instrument, who duly acknowledged to me that they executed the same.


Notary Public

Residing at: Bountiful, Utah

Commission Expires:

6-6-1991

AMENDED EXHIBIT "A-1"
TO
DECLARATION OF CONDOMINIUM
OF THE
NEWPORT HEIGHTS CONDOMINIUM
(Subject to Amendment Pursuant to the
Provisions of Article II Thereof)
PHASE I-II

<u>UNIT NO.</u>	<u>OWNERSHIP PERCENTAGE</u>
1	6.25
2	6.25
3	6.25
4	6.25
5	6.25
6	6.25
7	6.25
8	6.25
9	6.25
10	6.25
11	6.25
12	6.25
15	6.25
16	6.25
17	6.25
18	6.25

Total Units, Phase I-II = 16

Total Percentage Ownership = 100%