

SIXTH AMENDMENT TO DECLARATION OF CONDOMINIUM

OF THE

EX 866741 BK 1308 PG 381
CAROL DEAN PAGE, DAVIS CNTY RECORDER
1988 AUG 18 9:49 AM FEE 19.50 DEP REC
REC'D FOR BOUNTIFUL CITY

NEWPORT HEIGHTS CONDOMINIUMS
A UTAH CORPORATION PROJECT

Newport Hts Condo. Pt 1 - ddb
Newport Hts Condo Pt 2 - ddb
Newport Hts Condo Pt 3 - ddb
Newport Hts Condo Pt 4 - ddb

This Sixth Amendment to Declaration of Condominium, hereinafter referred to as the "Sixth Amended Declaration" is made and executed this 8th day of August, 1989, 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, 1988 at the Davis County Recorder's Office as Instrument No. 0744643, Book No. 1100, p. 725. In the event of a conflict of terms, this Sixth Amendment shall supersede the prior original Declaration and shall be the controlling document.

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

01-155-0001 to 0007
01-159-0007 to 0012
0015 to 0017
01-166-0017 to 0021
01-169-0021 to 0025

- 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;
- 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;
- iiii. Fourth Amendment to Declaration of Condominium recorded August 31, 1987 at the Davis County Recorder's Office as Instrument No. 0799900, Book 1190, p. 1066; and

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#10.00 ATC
Total 19.50 (7)

- v. Fifth Amendment to Declaration of Condominium recorded October 19, 1988 at the Davis County Recorder's Office as Instrument No. 839710, Book, 1261, p. 377, 378 & 379.

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In the event of a conflict of terms, this Sixth 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" dated August 8, 1989, attached hereto and made a part hereof by reference, shall be substituted in its place. The Amended Exhibit "A" 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" dated August 8, 1989.

AMENDED
 EXHIBIT "A"
 TO
 DECLARATION OF CONDOMINIUM
 OF THE
 NEWPORT HEIGHTS CONDOMINIUM

<u>Unit No.</u>	<u>Ownership Percentage</u>
1	5.0
2	5.0
3	5.0
4	5.0
5	5.0
6	5.0
7	5.0
8	5.0
9	5.0
10	5.0
11	5.0
12	5.0
13	5.0
14	5.0
15	5.0
16	5.0
17	5.0
18	5.0
19	5.0
20	5.0
21	5.0
22	5.0

IN WITNESS WHEREOF, the undersigned Declarant has executed this Amendment this 17 day of August, 1989.

Declarants

Clark H. Jenkins
 Clark H. Jenkins
 President Newport Heights
 Condominium Association

STATE OF UTAH

County of Davis

On the 17th day of August, 1989, personally appeared before me, Clark H. Jenkins, the signer of the above instrument, who duly acknowledged to me that he executed the same.

My Commission Expires 1-6-91

Giamine Hepworth
 Notary Public