

Amended Declaration of Covenants, Conditions and Restrictions

Bloomington Townhouse Association

This amended declaration of covenants, conditions and restrictions hereinafter called "declaration" is made and executed in Washington County, State of Utah this 2 day of March, 2004 by the undersigned being the owners of the hereinafter described property and are hereinafter called declarants.

WITNESSETH

Whereas declarants are the owners of certain property in the County of Washington, State of Utah which is more particularly described as Lots 914 through 3387 (inclusive) of block Number 1, Bloomington County Club Subdivision Number 3, according to the official plat thereof as recorded with the office of the County Recorder, County of Washington, State of Utah.

Now therefore declarants hereby adopt by reference as though they were fully herein set forth the Declaration of Covenants, Conditions and Restrictions Bloomington Townhouse Association entry number 143657 recorded February 25, 1971 Book 102 Pages 167-188 Washington County, Utah.

The declarants hereby amend Section 14 Titled "Duration" by striking said section and reenacting a new section 14 which will read as follows:

SECTION 14.

Duration. The covenants and restrictions of this Declaration shall run with and bind the land and shall inure to the benefit of and be enforceable by the Association, or the Owner of any Lot subject to this Declaration, their respective legal representative, heirs, successors, and assigns.

This amendment is enacted to comply with Utah Code Annotated 57-8-28 which provides that the rule of property known as the Rule against Perpetuities and the Rule of Property known as the Rule Restricting Unreasonable Restraints on alienation shall not be applied to defeat any of the provisions of the Act or any declaration by law or other document executed in accordance with the Act.

It is further provided that this document may be executed on separate pages and be as binding to the signor as if were all attached as a single original document.

IN WITNESS WHEREOF, the undersigned being the declarant herein, has hereunto set his hand and seal this 2nd day of March, 2004.

BLOOMINGTON TOWNHOUSE HOMEOWNERS ASSOCIATION

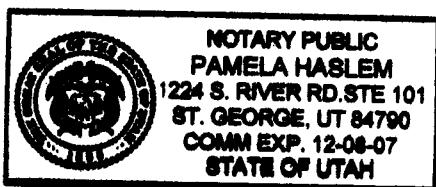
Shirley J. James
By: Association President

Dawn Higbee
By: Association Secretary

STATE OF UTAH

COUNTY OF Washington

On the 2nd day of March 2004, personally appeared before me, the Association President, who being by me duly sworn did say that he is the President of Bloomington Townhouse Homeowners Association and that the within and foregoing document was signed by him in behalf of the Bloomington Townhouse Homeowners Association, and the Association President acknowledged to me that said corporation executed the same.



Pamela Haslem
Notary Public

Commission Expires: 12-08-07

STATE OF UTAH

COUNTY OF Washington

On the 2nd day of March 2004, personally appeared before me, the Association President, who being by me duly sworn did say that for the Secretary of Bloomington Townhouse Homeowners Association and that the within and foregoing document was signed by him in behalf of the Bloomington Townhouse Homeowners Association, and the Association President acknowledged to me that said corporation executed the same.

Pamela Haslem
Notary Public

Commission Expires: 12-08-07

