

**ENTRY NO. 00993149**

04/11/2014 02:28:56 PM B: 2235 P: 0643

Declaration PAGE 1/7

MARY ANN TRUSSELL, SUMMIT COUNTY RECORDER

FEE 274.00 BY HIGH COUNTRY TITLE



After recording, return to:  
Iron Mountain Associates, LLC  
2455 White Pine Canyon Road  
Park City, Utah 84060

**THIRD AMENDMENT  
TO THE  
SECOND AMENDED AND RESTATED DECLARATION OF COVENANTS, CONDITIONS  
AND RESTRICTIONS  
FOR THE COLONY AT WHITE PINE CANYON**

Iron Mountain Associates, L.L.C, a Utah limited liability company ("Declarant") hereby amends the Second Amended and Restated Declaration of Covenants, Conditions and Restrictions for The Colony at White Pine Canyon as originally recorded in the Summit County Recorder's Office on October 17, 2012, as Entry No. 955350, in Book 2151, at Pages 1747-1821, as amended by the First Amendment to the Declaration, recorded on October 17, 2012, as Entry No. 955362, in Book 2151, at Page 1940, and the Second Amendment to the Declaration, recorded on September 18, 2013, as Entry No. 979409, in Book 2207, at page 816, (the "Declaration").

A. Declarant executed that certain Declaration of Covenants, Conditions and Restrictions for The Colony at White Pine Canyon, which was recorded on September 24, 1998, as Entry No. 518327, in Book 1185, at Pages 93-147 as amended by the First Amendment to the Declaration, which was recorded on September 15, 1999, as Entry No. 548586, in Book 1287, at Pages 726-730; and the Second Amendment to the Declaration recorded on December 29, 2000, as Entry No. 579435, in Book 1347, at Pages 691-711; and the Third Amendment to the Declaration recorded on December 28, 2001, as Entry No. 607116, in Book 1424, at Pages 853-856; and the Fourth Amendment to the Declaration recorded on June 25, 2002, as Entry No. 623050, in Book 1456, at Pages 1196-1199; and the Fifth Amendment, recorded on April 11, 2003, as Entry No. 654475, in Book 1525, at Pages 1675-1693; and the Sixth Amendment, recorded on June 25, 2003, as Entry No. 663160, in Book 1545, at Pages 1199-1207; and the Seventh Amendment recorded on January 26, 2004, as Entry No. 687136, in Book 1595, at Pages 1632-1637; and the Eighth Amendment, recorded on March 1, 2006, as Entry No. 770214, in Book 1774, at Pages 848-851; and the Ninth Amendment, recorded on August 24, 2006, as Entry No. 788380, in Book 1812, at Pages 698-700; and the Tenth Amendment, recorded on September 21, 2007, as Entry No. 826011, in Book 1890, at Pages 295-297; and the Eleventh Amendment, recorded April 29, 2009, as Entry No. 871064, in Book 1979, at Page 1129; and the Twelfth Amendment, recorded March 15, 2010, as Entry No. 894024, in Book 2024, at Page 658; which were amended and restated in their entirety by the Amended and Restated Declaration of Covenants, Conditions and Restrictions for The Colony at White Pine Canyon as recorded in the Summit County Recorder's Office on June 10, 2010, as Entry No. 900311, in Book 2035, at Pages 804-877, as amended by the First Amendment to the Amended and Restated Declaration, which was recorded on June 14, 2011, as Entry No. 924375, in Book 2084, at Pages 534-539; and the Second Amendment to the Amended and Restated Declaration, which was recorded on June 22, 2011, as Entry No. 925148, in Book 2085, at Pages 975-980, which were amended and restated in their entirety by the Second Amended and Restated Declaration of Covenants, Conditions

and Restrictions for The Colony at White Pine Canyon as recorded in the Summit County Recorder's Office on October 17, 2012, as Entry No. 955350, in Book 2151, at Pages 1747-1821, as amended by the First Amendment to said Second Amended and Restated Declaration of Covenants, Conditions and Restrictions for The Colony at White Pine Canyon, recorded on October 17, 2012, as Entry No. 955362, in Book 2151, at Page 1940; and the Second Amendment to said Second Amended and Restated Declaration of Covenants, Conditions and Restrictions for The Colony at White Pine Canyon, recorded on September 18, 2013, as Entry No. 979409, in Book 2151, at page 816.

B. Under Section 10.2.2 of the Declaration, the Declaration may be amended by Declarant.

C. The purpose of this Third Amendment is to amend Exhibit "A" to subject additional land to the Declaration.

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

Amendment to Exhibit "A"

Exhibit "A" to the Declaration is amended to include the platted land contained in the legal description in Exhibit "A" attached hereto and incorporated herein by reference.

Except as Amended by this Third Amendment, the Declaration remains in full force and effect. To the extent the terms of this Third Amendment conflict with any terms of the Declaration, the terms of this Third Amendment shall prevail.

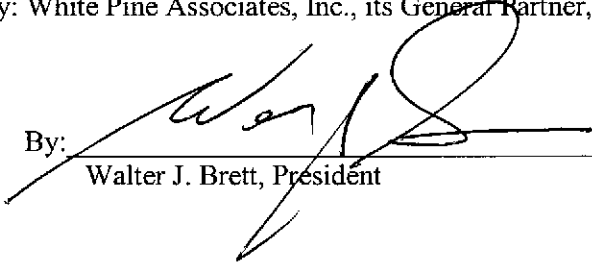
*[Signatures on following page]*

IN WITNESS WHEREOF, the Declarant has executed this Third Amendment to the Second Amended and Restated Declaration of Covenants, Conditions and Restrictions for The Colony at White Pine Canyon this 4<sup>th</sup> day of December, 2013.

IRON MOUNTAIN ASSOCIATES, L.L.C.

By: WPA, Ltd., its Manager,

By: White Pine Associates, Inc., its General Partner,

By:   
Walter J. Brett, President

STATE OF UTAH                    )  
  SS  
COUNTY OF SUMMIT            )

The foregoing Third Amendment to the Second Amended and Restated Declaration of Covenants, Conditions and Restrictions for The Colony at White Pine Canyon was acknowledged before me this 4 day of December, 2013, by Walter J. Brett, for and on behalf of Iron Mountain Associates, L.L.C., a Utah limited liability company.

SEAL:



Reva Hazelrigg  
Notary Public  
My Commission Expires: 12/07/15  
Residing at: 2455 White Pine Canyon Rd.  
Park City, UT 84060

## Exhibit "A"

### The Colony at White Pine Canyon Legal Description

All of **The Colony at White Pine Canyon - Phase I Final Subdivision Plat**, according to the official plat thereof, recorded September 24, 1998 as Entry No. 518278 of the official records in the office of the Summit County Recorder, as amended by that certain **The Colony at White Pine Canyon - Phase I Amended Final Subdivision Plat**, according to the official plat thereof, recorded March 26, 1999 as Entry No. 534009 of the official records in the office of the Summit County Recorder, as amended by that certain **The Colony at White Pine Canyon Phase 1 Amendment to Lot 7 and Entry Area**, according to the official plat thereof, recorded September 20, 2007 as Entry No. 825919 of the official records in the office of the Summit County Recorder, and as amended by that certain **The Colony at White Pine Canyon Phase 1 Third Amendment**, according to the official plat thereof, recorded August 18, 2010 as Entry No. 905004 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon, Phase 1B Final Subdivision Plat**, according to the official plat thereof, recorded January 21, 2004 as Entry No. 686710 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon, Phase 1C Final Subdivision Plat**, according to the official plat thereof, recorded August 16, 2006 as Entry No. 787053 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon - Phase II Final Subdivision Plat**, according to the official plat thereof, recorded September 10, 1999 as Entry No. 548270, as amended by that certain **The Colony at White Pine Canyon Amended Phase II Final Subdivision Plat Adjusting the Boundaries of Lots 52, 53, 54 and 55 Only**, according to the official plat thereof, recorded October 6, 2006 as Entry No. 793142 of the official records in the office of the Summit County Recorder, and as amended by that certain **The Colony at White Pine Canyon Phase II Amendment to Lot 79**, according to the official plat thereof, recorded July 6, 2012 as Entry No. 948558 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon - Phase 3A Final Subdivision Plat**, according to the official plat thereof, recorded December 29, 2000 as Entry No. 579433 of the official records in the office of the Summit County Recorder, as amended by that certain **The Colony at White Pine Canyon Phase 3A Final Subdivision Plat Amendment to Lots 110, 111 and Common Area**, according to the official plat thereof, recorded March 23, 2007 as Entry No. 807898 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon - Phase 3B Final Subdivision Plat**, according to the official plat thereof, recorded December 24, 2001 as Entry No. 606728 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon - Phase 3C Final Subdivision Plat**, according to the official plat thereof, recorded June 10, 2002 as Entry No. 621557 of the official records in the office of the Summit County Recorder, as amended by that certain **The Colony at White Pine Canyon First Amended Phase 3C Final Subdivision Plat**, according to the official plat thereof, recorded September 20, 2007 as Entry No. 825934 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon Phase 4A Final Subdivision Plat**, according to the official plat thereof, recorded March 1, 2006 as Entry No. 770208 of the official records in the office of the Summit County Recorder, as amended by that certain **The Colony at White Pine Canyon Phase 4A Amendments to Lots 161 & 163**, according to the official plat thereof, recorded May 6, 2008 as Entry No. 843740 of the official records in the office of the Summit County Recorder, and as amended by that certain **The Colony at White Pine Canyon Phase 4A Amendment to Lots 155, 158, 159 & Parcel A**, according to the official plat thereof, recorded August 20, 2008 as

Entry No. 825909, and as amended by that certain **The Colony at White Pine Canyon Phase 4A Amendment to Combine Lots 158 & 160**, according to the official plat thereof, recorded September 11, 2009 as Entry No. 882141 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon Phase 4B Final Subdivision Plat**, according to the official plat thereof, recorded September 20, 2007 as Entry No. 825931 of the official records in the office of the Summit County Recorder, as amended by that certain **The Colony at White Pine Canyon Phase 4B Subdivision Amendment to Lots 220 & 221**, according to the official plat thereof, recorded June 27, 2008 as Entry No. 848394 of the official records in the office of the Summit County Recorder, as amended by that certain **The Colony at White Pine Canyon Phase 4B Subdivision Amendment to Lots 206, 207 & 214, 215**, according to the official plat thereof, recorded August 20, 2008 as Entry No. 852910 of the official records in the office of the Summit County Recorder, and as amended by that certain **The Colony at White Pine Canyon Phase 4B Subdivision Amendment to Lots 182 & 183**, according to the official plat thereof, recorded August 5, 2009 as Entry No. 879569 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon Phase 4D Subdivision**, according to the official plat thereof, recorded March 15, 2010 as Entry No. 894023 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon Phase 4E The Lakes 1 Subdivision**, according to the official plat thereof, recorded June 14, 2011 as Entry No. 924374 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon, Phase 4E The Lakes 2 Subdivision**, according to the official plat thereof, recorded June 22, 2011 as Entry No. 925147 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon, Phase 4E Pinecone Ridge Subdivision**, according to the official plat thereof, recorded October 17, 2012 as Entry No. 955349 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon Phase 4E, The Lakes 3 Subdivision**, according to the official plat thereof, recorded October 17, 2012 as Entry No. 955361 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon Phase 4E, The Lakes 4 Subdivision**, according to the official plat thereof, recorded September 18, 2013 as Entry No. 979408 of the official records in the office of the Summit County Recorder.

All of **The Colony at White Pine Canyon Phase 4E, The Lakes 5 Subdivision**, according to the official plat thereof, recorded APRIL 11, 2014, ~~2013~~ as Entry No. 993123 of the official records in the office of the Summit County Recorder.

Summit County Tax Serial Numbers:

Phase 1

CWPC-1-AM	CWPC-2-3-AM	CWPC-3-3AM	CWPC-5-6-AM
CWPC-5-AM	CWPC-6-5-AM	CWPC-6-AM	CWPC-7-EA-7-AM
CWPC-7-EA-B-AM	CWPC-7-EA-C-AM	CWPC-7-EA-D-AM	CWPC-7-EA-E-AM
CWPC-8-AM	CWPC-9-AM	CWPC-10-AM	CWPC-11-AM
CWPC-12-AM	CWPC-13-AM	CWPC-14-AM	CWPC-15-AM
CWPC-16-AM	CWPC-17-AM	CWPC-18-AM	CWPC-19-AM
CWPC-20-AM	CWPC-21-AM	CWPC-22-AM	CWPC-23-AM
CWPC-24-AM	CWPC-25-AM	CWPC-26-AM	CWPC-27-AM
CWPC-28-AM	CWPC-29-AM	CWPC-30-AM	CWPC-A
CWPC-A1-3AM	CWPC-A2-3AM	CWPC-B-3AM	CWPC-CA-IMP

CWPC-SKI-AM  
CWPC-1C-6A  
PP-1-D

CWPC-1B-6B  
PP-1

CWPC-1B-6C  
PP-1-A

CWPC-1B-SKI  
PP-1-B

Phase 2

CWPC-II-31  
CWPC-II-34  
CWPC-II-38  
CWPC-II-42  
CWPC-II-46  
CWPC-II-50  
CWPC-II-54-AM  
CWPC-II-58  
CWPC-II-61B  
CWPC-II-65  
CWPC-II-69  
CWPC-II-73  
CWPC-II-77  
CWPC-II-80  
CWPC-II-SKI-1-AM

CWPC-II-32  
CWPC-II-35  
CWPC-II-39  
CWPC-II-43  
CWPC-II-47  
CWPC-II-51  
CWPC-II-55-AM  
CWPC-II-59  
CWPC-II-62  
CWPC-II-66  
CWPC-II-70  
CWPC-II-74  
CWPC-II-77-A  
CWPC-II-OS  
CWPC-II-SKI-2

CWPC-II-33  
CWPC-II-36  
CWPC-II-40  
CWPC-II-44  
CWPC-II-48  
CWPC-II-52-AM  
CWPC-II-56  
CWPC-II-60  
CWPC-II-63  
CWPC-II-67  
CWPC-II-71  
CWPC-II-75  
CWPC-II-78  
CWPC-II-SKI

CWPC-II-33-A  
CWPC-II-37  
CWPC-II-41  
CWPC-II-45  
CWPC-II-49  
CWPC-II-53-AM  
CWPC-II-57  
CWPC-II-61A  
CWPC-II-64  
CWPC-II-68  
CWPC-II-72  
CWPC-II-76  
CWPC-II-79  
CWPC-II-SKI-1

Phase 3A

CWPC-3A-81  
CWPC-3A-85  
CWPC-3A-89  
CWPC-3A-93  
CWPC-3A-97  
CWPC-3A-101  
CWPC-3A-105  
CWPC-3A-109  
CWPC-3A-A-AM

CWPC-3A-82  
CWPC-3A-86  
CWPC-3A-90  
CWPC-3A-94  
CWPC-3A-98  
CWPC-3A-102  
CWPC-3A-106  
CWPC-3A-111-AM  
CWPC-3A-SKI

CWPC-3A-83  
CWPC-3A-87  
CWPC-3A-91  
CWPC-3A-95  
CWPC-3A-99  
CWPC-3A-103  
CWPC-3A-107  
CWPC-3A-112

CWPC-3A-84  
CWPC-3A-88  
CWPC-3A-92  
CWPC-3A-96  
CWPC-3A-100  
CWPC-3A-104  
CWPC-3A-108  
CWPC-3A-113

Phase 3B

CWPC-3B-114  
CWPC-3B-117-A  
CWPC-3B-121

CWPC-3B-115  
CWPC-3B-118  
CWPC-3B-122

CWPC-3B-116  
CWPC-3B-119  
CWPC-3B-123

CWPC-3B-117  
CWPC-3B-120

Phase 3C

CWPC-3C-124-1AM  
CWPC-3C-130-1AM  
CWPC-3C-136-1AM  
CWPC-3C-140-1AM  
CWPC-3C-A-1AM

CWPC-3C-126-1AM  
CWPC-3C-131-1AM  
CWPC-3C-137-1AM  
CWPC-3C-141-1AM  
CWPC-3C-B-1AM

CWPC-3C-127-1AM  
CWPC-3C-132-1AM  
CWPC-3C-138-1AM  
CWPC-3C-142-1AM

CWPC-3C-128-1AM  
CWPC-3C-135-1AM  
CWPC-3C-139-1AM  
CWPC-3C-143-1AM

Phase 4A

CWPC-4A-154  
CWPC-4A-160A-AM  
CWPC-4A-164  
CWPC-4A-168  
CWPC-4A-172  
CWPC-4A-176  
CWPC-4A-180

CWPC-4A-155-AM  
CWPC-4A-161-AM  
CWPC-4A-165  
CWPC-4A-169  
CWPC-4A-173  
CWPC-4A-177  
CWPC-4A-181

CWPC-4A-156  
CWPC-4A-162  
CWPC-4A-166  
CWPC-4A-170  
CWPC-4A-174  
CWPC-4A-178  
CWPC-4A-A-AM

CWPC-4A-159-AM  
CWPC-4A-163-AM  
CWPC-4A-167  
CWPC-4A-171  
CWPC-4A-175  
CWPC-4A-179  
CWPC-4A-B

Phase 4B

CWPC-4B-182-AM	CWPC-4B-184	CWPC-4B-185	CWPC-4B-186
CWPC-4B-187	CWPC-4B-206-AM	CWPC-4B-207-AM	CWPC-4B-212
CWPC-4B-213	CWPC-4B-1214-AM	CWPC-4B-215-AM	CWPC-4B-216
CWPC-4B-217	CWPC-4B-218	CWPC-4B-219	CWPC-4B-220-AM
CWPC-4B-221-AM	CWPC-4B-A	CWPC-4B-B	

Phase 4D

CWPC-4D-208	CWPC-4D-209	CWPC-4D-210	CWPC-4D-253
CWPC-4D-254	CWPC-4D-256		

Phase 4E – The Lakes 1

CWPC-4ELK-1-233	CWPC-4ELK-1-236	CWPC-4ELK-1-237	CWPC-4ELK-1-240
CWPC-4ELK-1-244	CWPC-4ELK-1-251		

Phase 4E – The Lakes 2

CWPC-4ELK-2-224	CWPC-4ELK-2-226		
-----------------	-----------------	--	--

Phase 4E - Pinecone Ridge

CWPC-4EPCR-A	CWPC-4EPCR-B	CWPC-4EPCR-238	CWPC-4EPCR-239
CWPC-4EPCR-241	CWPC-4EPCR-242	CWPC-4EPCR-243	

Phase 4E – The Lakes 3

CWPC-4ELK-3-228	CWPC-4ELK-3-229		
-----------------	-----------------	--	--

Phase 4E – The Lakes 4

CWPC-4ELK-4-222	CWPC-4ELK-4-223		
-----------------	-----------------	--	--

Phase 4E – The Lakes 5

New Tax Serial Numbers To Be Assigned

Part of Summit County Tax Serial Numbers: PP-10   PP-25   PP-25-B   PP-32-A

\* \* \*

4844-2133-7879, v. 1