



**FIFTH AMENDMENT TO THE DECLARATION OF
COVENANTS, CONDITIONS AND RESTRICTIONS OF THE
COTTAGES AT HOBBLE CREEK Plat A
A Mountain Home Development**

This Fifth Amendment to the Declaration of Covenants, Conditions and Restrictions for The Cottages at Hobble Creek, a Mountain Home Development (hereinafter, "Fifth Amendment") hereby amends that certain Declaration of Covenants, Conditions and Restrictions for The Cottages at Hobble Creek, as amended, recorded in the Utah County Recorder's Office on November 29, 1999, as Entry No. 124110.

RECITALS:

- A. A Declaration of Covenants, Conditions, and Restrictions of The Cottages at Hobble Creek, a Mountain Home Development (hereinafter, "Enabling Declaration") was recorded on November 29, 1999, as Entry No. 124110 in the office of the Utah County Recorder, Utah.
- B. An Amendment to the Declaration (hereinafter "First Amendment") was recorded on November 28, 2006, as Entry No. 159542:2006 in the office of the Utah County Recorder, Utah.
- C. An Amendment to the Declaration (hereinafter "Second Amendment") was recorded on November 28, 2006, as Entry No. 159543:2006 in the office of the Utah County Recorder, Utah.
- D. An Amendment to the Declaration (hereinafter "Third Amendment") was recorded on June 1, 2011, as Entry No. 40417:2011 in the office of the Utah County Recorder, Utah.
- E. An Amendment to the Declaration (hereinafter "Fourth Amendment") was recorded on December 23, 2016, as Entry No. 129535:2016 in the office of the Utah County Recorder, Utah.

The Recitals above are incorporated herein by reference and made a part hereof.

This Fifth Amendment to the Declaration of Covenants, Conditions and Restrictions for The Cottages at Hobble Creek (hereinafter, "Fifth Amendment), consistent with the authority granted by Article 13 Section 3 of the Declaration of Covenants, Conditions and Restrictions of the Cottages at Hobble Creek, recorded with the Utah County Recorder's Office on November 29, 1999, as entry 124110, Owners and Members of The Cottages Community Association hereby:

Rescinds the Fourth Amendment to the Declaration of Covenants, Conditions and Restrictions for The Cottages at Hobble Creek recorded 2016 December 23 Entry Number 129535:2016.

And

Amend or remove portions of Articles and Sections of the Declaration of Covenants, Conditions and Restrictions of The Cottages at Hobble Creek as follows:

Section 3.2 shall be amended to state as follows:

Board of Trustees. Board of Trustees shall be elected by a Vote of the Members.

Section 13.3 shall be amended to state as follows:

Amendment. Any amendment to this declaration shall require the affirmative vote or written approval of at least sixty-seven percent (67%) of the total votes of the Association. Any amendment authorized pursuant to this Section shall be accomplished through the recordation in the office of the Utah County Recorder of an instrument executed by the Association. In such instrument an officer or Trustee of the Association shall certify that the vote required by this Section for amendment has occurred.

Section 13.7 shall be amended to remove ". . . . and shall inure to the benefit of Declarant"

As an officer of The Cottages Community Association I certify that at least sixty seven percent (67%) of the total votes of the Association have approved this Amendment pursuant to 13.3 of the Declaration of Covenants, Conditions and Restrictions of The Cottages at Hobble Creek recorded as entry 124110 recorded 29 November 1999 at the Utah County Recorder's Office.

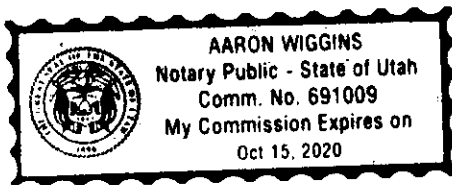


Dion Barron

Board of Trustees

The Cottages Community Association

The foregoing instrument was acknowledged before me this 13th day of June, 2017, by Dion Barron, Board of Trustees of The Cottages Community Association.



Notary Public