

ENTRY NO. 00977959

08/28/2013 09:28:17 AM B: 2204 P: 0585

Declaration PAGE 1/7

MARY ANN TRUSSELL, SUMMIT COUNTY RECORDER

FEE 272.00 BY VIAL FOTHERINGHAM LLP



WHEN RECORDED, RETURN TO:

Vial Fotheringham LLP
602 East 300 South
Salt Lake City, UT 84102

**FIRST AMENDMENT TO
THE THIRD AMENDED DECLARATION OF CONDOMINIUM
FOR FOX POINT AT REDSTONE**

This First Amendment to the Third Amended Declaration of Condominium for Fox Point at Redstone, Inc ("Association") is made by the Association on the date set forth below and shall be effective upon recording in the Summit County Recorder's Office and shall apply retroactively.

RECITALS

WHEREAS, certain real property in Summit County known as Fox Point at Redstone was made subject to that certain Declaration of Covenants, Conditions and Restrictions for Fox Point at Redstone, recorded on February 2nd, 2001 as Entry No. 00581758 in the Summit County Recorder's Office (the "Master Declaration"); and

WHEREAS, the Declaration was amended by the Declarant through an instrument entitled Second Amended Declaration of Condominium for Fox Point at Redstone, on September 23rd, 2002 as Entry No. 00632657 ("Second Amended Declaration") (the "Declaration" and "Second Amended Declaration" are referred together herein as "Declaration"); and

WHEREAS, the Declaration was amended by the Declarant through an instrument entitled Third Amended Declaration of Condominium for Fox Point at Redstone was recorded on November 19th, 2004 as Entry No. 00717480 ("Third Amended Declaration") (the "Declaration" and "Third Amended Declaration" are referred together herein as "Declaration"); and

WHEREAS, the Declaration acknowledges that Fox Point at Redstone is a Utah condominium project subject to the Utah Condominium Ownership Act found at U.C.A. §57-8; and

WHEREAS, U.C.A. §57-8-39 prohibits the Declaration from requiring more than 67% of the Association's voting interests to pass an amendment.

NOW THEREFORE, this First Amendment to the Declaration is made and executed by the Board of Trustees after having first received approval from at least 67% of the voting interests of the Association; and

NOW THEREFORE, this First Amendment is intended to amend the Declaration and shall be binding against the property described in "Exhibit A" of the Declaration and any annexation or supplement thereto.

AMENDMENT ONE

Section 18.03 is hereby amended as follows:

Notices. Any notice to be given to an Owner, a Lender, or the Association under the provisions of this Declaration shall be in writing and shall be delivered as follows:

Notice to an Owner shall be delivered personally, by email to the address furnished by the Owner to the Association, or placed in the first class United States mail, postage prepaid, addressed to the Owner at his registered mailing address, or if no such address shall have been furnished, then to the street address of such Owner's Unit or posted on the front door of the Unit. Any notice so deposited in the mail shall be deemed delivered when deposited in the United States mail. Any notice delivered by email shall be deemed delivered when sent. In the case of co-Owners, any such notice may be delivered or sent to any one of the co-Owners on behalf of all co-Owners and shall be deemed delivered to all such co-Owners. Notice by email is not proper notice if an Owner sends a written request to the Board of Trustees stating that the Owner will not accept notices by email.

CERTIFICATION

The foregoing Amendment to the Declaration was duly approved by at least 67% of the Owners as required by Article 18, Section 05 of the Declaration.

EXECUTED this 24th day of June, 2013.

Linda J. Tally
 Authorized Member of the Management Committee
 of The Fox Point at Redstone Association, Inc.

STATE OF UTAH)
) SS:
 COUNTY OF Summit)
 COUNTY OF ~~SALT LAKE~~)

On the 24th day of June 2013, personally appeared before me Linda J. Tally, who by me being duly sworn, did say that he/she is a member of the Management Committee, and also the President of the Fox Point at Redstone Home Owners Association, Inc. that he/she is authorized by the Management Committee to execute this amendment, and that the foregoing instrument was duly approved by the Fox Point at Redstone Home Owners Association, Inc. as required by the Declaration.

NOTARY PUBLIC
 DAVID BLAKE
 Commission No. 688436
 Commission Expires
 APRIL 24, 2016
 STATE OF UTAH

David Blake
 Notary Public

EXHIBIT A

Unit Parcel Serial Numbers

FRPV-1-A	FRPV-4-D	FRPV-8-C
FRPV-1-B	FRPV-4-E	FRPV-8-D
FRPV-1-C	FRPV-4-F	FRPV-8-E
FRPV-1-D	FRPV-4-G	FRPV-8-F
FRPV-1-E	FRPV-4-H	FRPV-9-A
FRPV-1-F	FRPV-5-A	FRPV-9-B
FRPV-1-G	FRPV-5-B	FRPV-9-C
FRPV-1-H	FRPV-5-C	FRPV-9-D
FRPV-2-A	FRPV-5-D	FRPV-9-E
FRPV-2-B	FRPV-5-E	FRPV-9-F
FRPV-2-C	FRPV-5-F	FRPV-9-G
FRPV-2-D	FRPV-6-A	FRPV-9-H
FRPV-2-E	FRPV-6-B	FRPV-10-A
FRPV-2-F	FRPV-6-C	FRPV-10-B
FRPV-3-A	FRPV-6-D	FRPV-10-C
FRPV-3-B	FRPV-6-E	FRPV-10-D
FRPV-3-C	FRPV-6-F	FRPV-10-E
FRPV-3-D	FRPV-7-A	FRPV-10-F
FRPV-3-E	FRPV-7-B	FRPV-10-G
FRPV-3-F	FRPV-7-C	FRPV-10-H
FRPV-3-G	FRPV-7-D	FRPV-11-A
FRPV-3-H	FRPV-7-E	FRPV-11-B
FRPV-4-A	FRPV-7-F	FRPV-11-C
FRPV-4-B	FRPV-8-A	FRPV-11-D
FRPV-4-C	FRPV-8-B	FRPV-11-E

EXHIBIT A

FRPV-11-F	FRPV-15-D	FRPV-19-B-2
FRPV-12-A	FRPV-15-E	FRPV-19-C-1
FRPV-12-B	FRPV-15-F	FRPV-19-C-2
FRPV-12-C	FRPV-15-G	FRPV-20-A-1
FRPV-12-D	FRPV-15-H	FRPV-20-A-2
FRPV-12-E	FRPV-16-A-1	FRPV-20-B-1
FRPV-12-F	FRPV-16-A-2	FRPV-20-B-2
FRPV-12-G	FRPV-16-B-1	FRPV-20-C-1
FRPV-12-H	FRPV-16-B-2	FRPV-20-C-2
FRPV-13-A	FRPV-16-C-1	FRPV-21-A-1
FRPV-13-B	FRPV-16-C-2	FRPV-21-A-2
FRPV-13-C	FRPV-17-A-1	FRPV-21-B-1
FRPV-13-D	FRPV-17-A-2	FRPV-21-B-2
FRPV-13-E	FRPV-17-B-1	FRPV-21-C-1
FRPV-13-F	FRPV-17-B-2	FRPV-21-C-2
FRPV-14-A	FRPV-17-C-1	FRPV-22-A-1
FRPV-14-B	FRPV-17-C-2	FRPV-22-A-2
FRPV-14-C	FRPV-18-A-1	FRPV-22-B-1
FRPV-14-D	FRPV-18-A-2	FRPV-22-B-2
FRPV-14-E	FRPV-18-B-1	FRPV-22-C-1
FRPV-14-F	FRPV-18-B-2	FRPV-22-C-2
FRPV-14-G	FRPV-18-C-1	FRPV-23-A-1
FRPV-14-H	FRPV-18-C-2	FRPV-23-A-2
FRPV-15-A	FRPV-19-A-1	FRPV-23-B-1
FRPV-15-B	FRPV-19-A-2	FRPV-23-B-2
FRPV-15-C	FRPV-19-B-1	FRPV-23-C-1

EXHIBIT A

FRPV-23-C-2	FRPV-28-A-2	FRPV-32-B-2
FRPV-24-A-1	FRPV-28-B-1	FRPV-32-C-1
FRPV-24-A-2	FRPV-28-B-2	FRPV-32-C-2
FRPV-24-B-1	FRPV-28-C-1	FRPV-33-A-1
FRPV-24-B-2	FRPV-28-C-2	FRPV-33-A-2
FRPV-24-C-1	FRPV-29-A-1	FRPV-33-B-1
FRPV-24-C-2	FRPV-29-A-2	FRPV-33-B-2
FRPV-25-A-1	FRPV-29-B-1	FRPV-33-C-1
FRPV-25-A-2	FRPV-29-B-2	FRPV-33-C-2
FRPV-25-B-1	FRPV-29-C-1	FRPV-34-A-2
FRPV-25-B-2	FRPV-29-C-2	FRPV-34-B-1
FRPV-25-C-1	FRPV-30-A-1	FRPV-34-B-2
FRPV-25-C-2	FRPV-30-A-2	FRPV-34-C-1
FRPV-26-A-1	FRPV-30-B-1	FRPV-34-C-2
FRPV-26-A-2	FRPV-30-B-2	FPRSV-11-F1
FRPV-26-B-1	FRPV-30-C-1	FPRSV-11-F2
FRPV-26-B-2	FRPV-30-C-2	FPRSV-11-F3
FRPV-26-C-1	FRPV-31-A-1	FPRSV-11-F4
FRPV-26-C-2	FRPV-31-A-2	FPRSV-11-F5
FRPV-27-A-1	FRPV-31-B-1	FPRSV-11-F6
FRPV-27-A-2	FRPV-31-B-2	FPRSV-11-F7
FRPV-27-B-1	FRPV-31-C-1	FPRSV-11-F8
FRPV-27-B-2	FRPV-31-C-2	FPRSV-11-F9
FRPV-27-C-1	FRPV-32-A-1	FPRSV-11-G1
FRPV-27-C-2	FRPV-32-A-2	FPRSV-11-G2
FRPV-28-A-1	FRPV-32-B-1	FPRSV-11-G3

EXHIBIT A

FPRSV-11-G4

FPRSV-11-G5

FPRSV-11-G6

FPRSV-11-G7

FPRSV-11-G8

FPRSV-11-G9

FPRSV-11-G10

FPRSV-11-H1

FPRSV-11-H2

FPRSV-11-H3

FPRSV-11-H4

FPRSV-11-H5

FPRSV-11-H6

FPRSV-11-H7

FPRSV-11-H8

FPRSV-11-H9

FPRSV-11-H10

FPRSV-11-H11

FPRSV-11-H12

FPRSV-11-H13