SUPPLEMENTAL DECLARATION OF AND THIRD AMENDMENT TO THE DECLARATION OF CONDOMINIUM OF THE STONE HOLLOW CONDOMINIUM, A Utah Condominium Project

3673899

RECITALS:

- A. On the 11th day of June, 1980, Arnold Development Company, a Utah corporation, made and executed a certain Declaration of Condominium of the Stone Hollow Condominium, a Utah condominium project (hereinafter referred to as the "Declaration") thereby creating the Stone Hollow Condominium, a Utah condominium project (hereinafter referred to as the "Project"), which Declaration was recorded in the office of the County Recorder of Salt Lake County, State of Utah, on the 12th day of June, 1980, in Book 5110 at Page 776 et seq. as Entry No.
- B. A related record of survey map entitled "Record of Survey Map for Stone Hollow Condominium, a condominium project" (hereinafter referred to as the "Map") was recorded concurrently with the Declaration in Book 8-6 of Plats at Page 93, et seq. as Entry No. 3442789.
- C. The Declaration and Map submitted to the provisions of the Utah Condominium Ownership Act (hereinafter referred to as the "Act"), Utah Code Annotated, Section 57-8-1 et seq., certain real property owned by Declarant and described in Paragraph A of the Recitals of the Declaration and in the Map.
- D. On the 27th day of August, 1980, Declarant made and executed a certain Amendment to the Declaration of Condominium of Stone Hollow Condominium, a Utah condominium project (hereinafter referred to as the "First Amendment"), whereby certain provisions of the Declaration were amended, which First Amendment was recorded in the office of the County Recorder of Salt Lake County, State of Utah, on the 27th day of October, 1980, as Entry No. 3494648.
- E. On the 4th day of March, 1981, Declarant made and executed a Supplemental Declaration of and Second Amendment to the Declaration of Condominium of Stone Hollow Condominium, a

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Utah Condominium Project (hereinafter referred to as the "Second Amendment"), whereby certain provisions of the Declaration were amended, which Second Amendment was recorded in the office of the County Recorder of Salt Lake County, State of Utah, on the 4th day of March, 1981, as Entry No. 3540355.

- F. The Declarant, as provided in Section 16.01 of the Declaration and pursuant to Section 57-8-13.6 of the Act, has reserved the sole and exclusive right to expand the condominium from time to time by adding thereto all or any portion of that certain real property (hereinafter referred to as the "Additional Land") described in Section 16.02 of the Declaration; and
- G. The Declarant is the owner of certain real property located in Salt Lake County, Utah (hereinafter referred to as the "Phase III Property"), which comprises a portion of the Additional Land and which is more particularly described as follows, to wit:

Beginning at a point that is North 0°07'15" West 1,116.67 feet and West 420.58 feet from the South quarter corner of Section 8, Township 2 South, Range 1 West, Salt Lake Base and Meridian, and running thence West 283.95 feet; thence North 104.53 feet; thence East 274.62 feet to a point on a 25.00 foot radius curve to the right (chord bears South 39°15'00" East 38.72 feet); thence Southerly along the arc of said curve 44.29 feet; thence South 11°30'00" West 76.07 feet to the point of beginning.

H. The Declarant desires to convert all convertible land in the Project to Units and Common Areas, add the Phase III Property to the Project and to re-allocate the undivided interests in the Common Areas and Facilities of the Project in accordance with Section 57-8-13.10 of the Act and Section 16.01 of the Declaration;

NOW, THEREFORE, and for that purpose, Declarant hereby amends the Declaration of Condominium of the Stone Hollow Condominium, a Utah condominium project, as follows:

1. Units and Boundaries. Stone Hollow Condominium, a Utah condominium project, as hereby expanded shall consist of fifteen (15) duplex buildings with basements and one (1) five-plex building with basement containing a total of thirty-five (35) Units. Each Unit is given an identifying number and each building is depicted on the Map, the Record of Survey Map of Stone Hollow Condominium Phase II, a Utah condominium project, or the Record of Survey Map of Stone Hollow Condominium Phase III, a

Utah condominium project. The Project as expanded by this Third Amendment shall be known as Stone Hollow Condominium, a Utah Condominium Project.

- 2. Undivided Interest in Common Elements. Pursuant to the provisions of Section 57-8-13.10 of the Act, the undivided ownership interests in the Common Areas and Facilities of the Project are hereby reallocated between each Unit in the Project in accordance with the attached Amended Exhibit "A" which is incorporated herein by reference.
- 3. Conversion of Convertible Land. All Convertible Land, if any, in the Project is hereby converted to Units and Common Areas as set forth on the Amended Exhibit "A".
- 4. <u>Definitions</u>. Each of the words used in this Third Amendment to the Declaration shall have the meaning given to each such term in the Declaration.
- 5. Ratification of Terms and Provisions. Except as modified by this Amendment, the Declarant hereby ratifies and confirms all of the terms and provisions of the Declaration.

IN WITNESS WHEREOF, the undersigned has executed this instrument on the date and year first above written.

DECLARANT:

ARNOLD DEVELOPMENT COMPANY, a Utah corporation

ATTEST:

Secretary

By:

President

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STATE OF UTAH)
: SS
COUNTY OF SALT LAKE)

On the 10 day of , 1981 personally appeared before me, DALE A. KEHL and ROGER L. KEHL, who being by me duly sworn did say that they are the President and Secretary, respectively, of ARNOLD DEVELOPMENT COMPANY, a Utah corporation, and that the foregoing instrument was signed in behalf of said corporation by authority of a Resolution of its Board of Directors, and said DALE A. KEHL and ROGER L. KEHL duly acknowledged to me that said corporation executed the same.

NOTARY PUBLIC

Residing at:

My Commission Expires:

12/27/82

UNITS, UNDIVIDED OWNERSHIP INTERSTS, AND VOTES:

Unit No.	SIZE* (Square Feet)	UNDIVIDED OWNERSHIP (Percentage)	INTERESTS** Votes
1 2 3 4 5 6 7 8 9 10 11 12 33 4 35 33 36 37 38 39 40 41 42 43 44 45 46 47 48 49		UNDIVIDED OWNERSHIP (Percentage) 3.574 2.453 3.574 2.453 2.453 2.586 2.453	Votes 3.574 2.453 3.574 2.453
65 66 67 68 69 70	1177 1177 1715 1177 1715	2.453 2.453 3.574 2.453 3.574 100.000	2.453 2.453 3.574 2,453 3.574 100.000

SECOND AMENDED EXHIBIT "A" -Continued-

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^{*}Size has been determined on the basis of the approximate number of square feet of floor space within each respective Unit, as shown on the Map and rounded off.

^{**}Undivided Ownership Percentages have been computed on the basis of the relative sizes of the Units, as shown above and rounded off.