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**FIRST AMENDMENT TO THE
DECLARATION OF CONDOMINIUM**

OF

**RDL CONDOMINIUMS
a Utah Condominium Project**

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09/29/94 2:30 PM 37.00
KATIE L. DIXON
RECORDER, SALT LAKE COUNTY, UTAH
M. RICHARD WALKER & ASSOCIATES
REC BY: D KILPACK DEPUTY - WI

This **FIRST AMENDMENT** is made and entered into this 23rd day of August, 1994, by RDL Condominiums, a Utah Condominium Project, hereafter referred to as the "DECLARANT".

RECITALS

A. **The Declaration.** The DECLARANT previously executed a Declaration of Condominium of RDL Condominiums, on the 12th day of May, 1986, and recorded on August 22, 1986, as Entry No. 4300616, in Book 5806, at Page 2038, of the records of the Salt Lake County Recorder, submitting the land and buildings as described in the Utah Condominium Ownership Act (Title 57, Chapter 8, Utah Code Annotated).

B. **Amendment and Restatement.** The DECLARANT reaffirms and restates the original Declaration, but now desires to amend the Declaration to update and clarify the provisions thereof in the interests of the condominium project.

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

1. In Section III. Covenants, Conditions, and Restrictions, Paragraph 5 shall be amended to read as follows:

5. **Computation of Undivided Interests and Parking.** For purposes determining the percentages of undivided interest in the Common Areas and Facilities which are appurtenant to the various Units, each of the Units shall

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be granted an undivided one twenty-fourth (1/24) interest in the entire project. Included in said interest, each Unit shall have one covered carport parking space assigned to it to be used as the vehicle parking space for said Unit by the Owner or occupant of said Unit for their respective use and benefit.

2. In Section III. Covenants, Conditions, and Restrictions, Paragraph 7 shall be amended to read as follows:

7. Ownership and Occupancy of Units. No individual or directly related family member of said individual, or other organization, corporation, or entity owned fully or in part by said individual, may own more than two (2) Units in the condominium project, based upon the policy that condominium Units be owner occupied.

In addition, no Unit shall be occupied by more than three (3) persons. Account shall not be taken of occupants who are residing in the Unit concerned in connection with a visit lasting more than one month or less.

3. In Section III. Covenants, Conditions, and Restrictions, Paragraph 18 shall be amended to read as follows:

18. Operation and Maintenance. The Management Committee shall provide each Unit with all the utility services, except telephone, electricity, and natural gas, required by it. The Committee shall provide for such maintenance and operation of the Common and Limited Common Areas and Facilities as may be reasonably necessary to keep them clean, functional, attractive, and generally in good condition and repair. The Committee shall have no obligation regarding maintenance or care of the Units, but shall maintain all areas which constitute a part of the Limited Common Areas and Facilities.

4. In Section III. Covenants, Conditions, and Restrictions, Paragraph 28 shall be amended to read as follows:

28. Agent for Service of Process. Dorothy Alice Rumel, whose address is 203 1/2 East 2700 South, Salt Lake City, Utah 84109, shall be the process agent for the condominium project to receive any service of process in cases authorized by the Act. The Management Committee shall, however, have the right to appoint a successor or substitute process agent. Such successor or substitute agent and his address shall be specified by an appropriate instrument filed in the office the County Recorder of Salt Lake County, State of Utah.

That except for the foregoing changes and amendments, all other provisions of the Declaration of Condominium shall remain unchanged.

DATED the day and year first hereinabove written.

RDL CONDOMINIUMS
a Utah Condominium Project

By: Dorothy Alice Rumel
DOROTHY ALICE RUMEL
Its: President

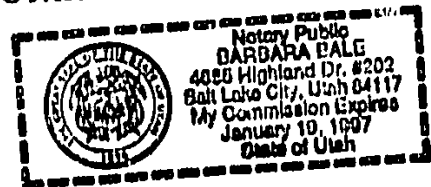
By: Madge Reiben
MADGE REIBEN
Its: Secretary

STATE OF UTAH)
)ss.
County of Salt Lake)

On this 23rd day of Aug., 1994, personally appeared before me ALICE DOROTHY RUMEL and MADGE REIBEN, who duly acknowledged to me that they are respectively President and Secretary of RDL Condominiums, a Utah Condominium Project, and that they executed the foregoing Enabling Declaration pursuant to a unanimous resolution of the Condominium Project's Shareholders and Board of Directors.

Barbara Bale
NOTARY PUBLIC

My commission expires: 1-19-97



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