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When Recorded Return To:

John D. Morris McKay, Burton & Thurman 170 South Main Street, Suite 800 Salt Lake City, Utah 84101 9993905
02/05/2007 09:56 AM \$143.00
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GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
MCKAY BURTON & THURMAN
170 MAIN ST STE 800
SLC UT 84101
BY: KLD, DEPUTY - MA 8 P.

## SECOND AMENDMENT TO THE DECLARATION OF CONDOMINIUM OF TIDEWATER VILLAGE CONDOMINIUM

This Amendment is made and execu	ited this day of	, 2006, by the
Management Committee of Tidewater Villa	ige Condominiums (the	"Association").

## Recitals

- A. The Declaration of Condominium of the Tidewater Village Condominium is recorded in the Salt Lake County Recorder's office beginning at Book 4741, Page 1488 (the "Declaration").
- B. The First Supplemental Declaration of and Amendment to the Declaration of Condominium of the Tidewater Village Condominium is recorded in the Salt Lake County Recorder's office beginning at Book 4956, Page 80 with entry No. 3344883 (the "First Amendment").
- C. As evidenced by this instrument, the Management Committee has obtained the approval of the owners to amend the Declaration again as provided for in Paragraph 19 of the Declaration.

NOW, THEREFORE, pursuant to the foregoing, the Management Committee hereby makes and executes this amendment to the Declaration, which shall be effective as of its recording date.

- 1. <u>Amendment #1</u>. Paragraph 19 of the Declaration (including 19.1 and 19.2) is amended by deleting the current section in its entirety, substituting the following:
  - 19. Amendment by Consent of Owners

Except as otherwise provided in this Declaration, this Declaration may be amended only by an instrument in writing signed by the owners who own undivided percentage interests totaling not less than seventy-five percent (75%) of the Tidewater Village Condominium Project. The amendment shall be effective upon recordation in the office of the recorder of Salt Lake County, State of Utah. If a Unit is owned by more than one owner, the signature of any one owner shall be sufficient to constitute approval for that Unit under this paragraph. If a Unit is owned by an entity or trust, the signature of any one officer, trustee, or agent of the entity shall be sufficient to constitute approval for that Unit under this paragraph. No acknowledgment or notary approval of any signature shall be required.

- 2. <u>Amendment #2</u>. Paragraph 2(r) of the Declaration is amended by deleting the current section in its entirety, substituting the following:
  - r. "Articles of Incorporation" The Articles of Incorporation of the Tidewater Village Condominium Owners Association which shall be a Nonprofit Corporation. A form for the Articles of Incorporation is attached hereto as Exhibit "C". This form may be changed, replaced, modified, and updated prior to or after the filing of the Articles of Incorporation by the Management Committee, so long as the revised Articles of Incorporation are not inconsistent with this Declaration and the Bylaws (as either may be amended). As referenced in this Declaration and the Bylaws, "Articles of Incorporation" shall refer to the most current version of the Articles of Incorporation that has been filed with the division of corporations or any other appropriate governmental department, agency, or division.
- 3. <u>Conflicts.</u> All remaining provisions of the Declaration and any prior amendments not specifically amended in this Amendment shall remain in full force and effect. In the case of any conflict between the provisions of this document and the provisions of the Declaration or any prior amendments, the provisions of this document shall in all respects govern and control.
- 4. <u>Incorporation and Supplementation of Declaration</u>. This document is supplemental to the Declaration, which by reference is made a part hereof, and all the terms, definitions, covenants, conditions, restrictions, and provisions thereof, unless specifically modified herein, are to apply to this document and are made a part hereof as though they were expressly rewritten, incorporated, and included herein.

IN WITNESS WHEREOF, the undersigned hereby approve of this Amendment.

## INDIVIDUAL UNIT OWNER SIGNATURE AND ACKNOWLEDGMENT

By signing this document, I hereby certify that my name is as follows, that I am the/an owner of the unit designated below at Tidewater Village Condominium, and that I approve of this Second amendment.

	State of Utah	)					
		) ss.					
	County of Salt Lake City	)					
	The	foregoing instrument	was açkn	owledged before n	d_ <del>طرر</del> _ ne this	ay of <u>007.</u>	
	Unit # /= 2006	, by <u> </u>	po Topuso	<u>~</u>			
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	Karma Edson		1			1.	
	Signature of Unit Owner	Notary Public /	1		(Seal)	77	
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State of Utah		
Country of Co	) SS.	
County of Sa	it take City	
4794	The foregoing instrument was acknowledged before	e me this 24 day of April,
Unit #	2006, by Larry C. Listello	
0 . 0		KARYN LAEL WALTERS NOTARY PUBLIC - STATE OF UTAM
Jarry C) Well	to foun fullibles	262 EAST 3900 SOUTH #200 SALT LAKE CITY UT 84107-1559
Signature of Unit Ov		My Comm. Exp. 05/04/2007
<u>4790 _</u>	The foregoing instrument was acknowledged before	e me this $\frac{24}{}$ day of $\frac{1}{1}$
Unit #	2006, by Colleen 13. Witeman	KARYN LAEL WALTERS
Collins &	Mit was Karen Lally bollows	262 EAST 3900 SOUTH #200
Signature of Unit Ov	according to the second	My Comm. Big. 05/04/2007
1400 # A	The foregoing instrument was acknowledged before	e me this 24 day of 2001
<u>1400 - p</u> Unit #	2006, by Owen B. Garsford.	
Sint "	2 000, 0, 0, 0, 0, 0, 0, 0, 0, 0, 0, 0, 0	KARYN LAEL WALTERS MOTARY PUBLIC - STATE OF UTAM
Oven B Jarfuel	2 Farin mil valtos	262 EAST 3900 SOUTH #200  SALT LAKE CITY UT 84107-1558  Ny Comm. Bop. 05/04/2007
Signature of Unit Ov		(Scal)
1400#A	The foregoing instrument was acknowledged before	e me this <u>24</u> day of Apeil,
Unit #	2006, by <u>Polores</u> F Gaisford.	KARYN LAEL WALTERS
ΛΛ <b>¬</b>	· · · · · · · · · · · · · · · · · · ·	MOTARY PUBLIC - STATE OF UTA 262 EAST 3900 SOUTH #200 SALT LAKE CITY UT 84107-155
Dolores t. Das	ford tour mel waters	My Comm. Eqs. 05/04/2007
Signature of Unit Ov		(Seal)
1390 #B Unit #	The foregoing instrument was acknowledged before	e me this <u>at</u> day of <u>April</u> , <u>b</u>
OIII #	2006, by Joseph Lawrence Smith	KARYN LAEL WALTERS
. Amade of	Lut tarental li holdon	262 EAST 3900 SOUTH #200 SALT LAKE CITY UT 84107-1558
Signature of Unit Ov	wner Notary Public	(Seal) My Comm. Exp. 05/04/2007
1400 #B	The foregoing instrument was acknowledged before	e me this at day of April,
Unit #	2006, by Clyde Rulon Gibson	
el a RH	$\mathcal{L}_{\mathcal{L}}}}}}}}}}$	KARYN LAEL WALTERS MOTARY PUBLIC - STATE OF UTAM
Course :	- S AND MAN (NOW)	MOTARY PUBLIC - STATE OF UTAM 262 EAST 3900 SOUTH #200 SALT LAKE CITY UT 84107-1558 My Comm. Exp. 05/04/2007
Signature of Unit Ov	wner Notary Plublic	(Scar)

By signing this document, I hereby certify that my name is as follows, that I am the/an owner of the unit designated below at Tidewater Village Condominium, and that I approve of this Second amendment.

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designated bel	ow at Tidewater Village Condominium, and that I appr	rove of this Second amendment.
State of Utah	)	
- 7	) ss.	
County of Salt	Lake City )	
14000	The foregoing instrument was acknowledged before r	me this 24 day of April,
Unit #	2006, by Kathryn Neff.	<u> </u>
	10 11 - 1 - 1 A.	KARYN LAEL WALTERS  SOTARY PUBLIC - STATE OF UTAM  262 EAST 3900 SOUTH #200
Kathiyn sley	Notary Public	SALT LAKE CITY UT 84107-1558 My Comm. Exp. 05/04/2007
Signature of Unit Own	ffer Notatry Ptlblic∨	(Sear)
1400 #D	The foregoing instrument was acknowledged before	me this 24 day of ADRIL
Unit #	2006, by Jean Ovard Call.	KAPYALL ACI WALTERS I
0. 36	1 M MAN PORT AND	NOTARY PUBLIC - STATE OF UTAH 262 EAST 3900 SOUTH #200 SALT LAKE CITY UT 84107-1558 My Comm. Exp. 05/04/2007
Jean Ward	Call Jour Million	
গুgnature of Unit Ow ৭ 1৭৮	ner Notary Public  The foregoing instrument was acknowledged before a	me this 24 day of 1200 L
Unit #	2006, by Leann Carroll.	1
0.0	201/21 001010	KARYN LAEL WALTERS NOTARY PUBLIC STATE OF UTAH 262 EAST 3900 SOUTH #200
Zelin Carra	el Layn Jail Watters	SALT LAKE CITY UT 84107-1558 My Comm. Exp. 05/04/2007
Signature of Unit Ow		(Seal)
<u>1340</u> Unit#	The foregoing instrument was acknowledged before a 2006, by This T. W. Wans.	me this 24 day of 10211,
Omt#	2000, by 11 415 1: 6:113113	KARYN LAEL WALTERS NOTARY PUBLIC - STATE OF UTAH
Mais Will	cans down dallables	SALT LAKE CITY LIT RAINT-1558
Signature of Unit Ow		My Comm. Exp. 05/04/2007
4804	The foregoing instrument was acknowledged before	me this $\frac{24}{}$ day of $\frac{4p_2}{}$ , $\epsilon$
Unit #	2006, by Jeri Bott James	KARYN LAEL WALTERS NOTARY PUBLIC - STATE OF UTAM
Cari Ru	A Oumy four rail ( Jallos	262 EAST 3900 SOUTH #200
Signature of Unit Ow	A THE STATE OF THE	My Comm. Exp. 05/04/2007 (Seal)
4795_	The foregoing instrument was acknowledged before	
Unit #	2006, by Joan M Metz	KARYN LAEL WALTERS NOTARY PUBLIC - STATE OF UTAH
N - +	Karrin Landin hilling	262 EAST 3900 SOUTH #200
Signature of Unit Ow	ner Notary Public	My Comm. Exp. 05/04/2007
1340	The foregoing instrument was acknowledged before	
Unit #	2006, by Noel Douglas Williams	KARYN LAEL WALTERS
AKTV 11 al-1	e Varios Palas	NOTARY PUBLIC - STATE OF UTAH 262 FAST 3900 SOUTH #200
M. Douglas Will	Marine Budles	SALT LAKE CITY UT 84107-1558 My Comm. Exp. 05/04/2007
Signature of Unit Ow	ner Notary Public	(Scal)

State of Utah	) ) ss.	
County of Salt	,	
4797	The foregoing instrument was acknowledged before	me this 24 day of April,
Unit #	2006, by Joseph Sharon Neilson.	KARYN LAEL WALTERS MOTARY PUBLIC - STATE OF UTAM 262 EAST 3900 SOUTH #200 SALT LAKE CITY UT 84107-1558
Signature of Unit Own		My Comm. Exp. 05/04/2007
4785	The foregoing instrument was acknowledged before	me this 24 day of April,
Unit #  Legge K Jack Signature of Unit Own	2006, by Vi vian Kaye  Kayn fall Wallow  Notary Public	KARYN LAEL WALTERS WOTARY PUBLIC - STATE OF UTAM 262 EAST 3900 SOUTH #200 SALT LANE CITY UT 84107-1558 My Comm. Exp. 05/04/2007
1400 #B	The foregoing instrument was acknowledged before	
-Unit #  **Jana Ref.  Signature of Unit Own	2006, by Yon Ve Gibson  Notary Public  Notary Public	KARYN LAEL WALTERS NOTARY PUBLIC - STATE OF UTAH 262 EAST 3900 SOUTH #200 SALT LAKE CITY UT 84107-1558 My Comm. Exp. 05/04/2007
4785 # B	The foregoing instrument was acknowledged before	me this 24 day of April,
Unit #  Signature of Unit Own	2006, by Janet Harrington Fleisch	KARYN LAEL WALTERS NOTARY PUBLIC - STATE OF UTAN 262 EAST 3900 SOUTH #200 SALT LAKE CITY UT 84107-1538 My Comm. Exp. 05/04/2007
4788	The foregoing instrument was acknowledged before	me this $\frac{24}{10}$ day of $\frac{201}{100}$ ,
Unit #  Leaun  Signature of Unit Own	2006, by Eleanor Fullmer Christenser F. Christense Kayn Fael Wall ner Notary Public	KARYN LAEL WALTERS MOTARY PUBLIC - STATE OF UTAN 262 EAST 3900 SOUTH #200 SALT LAKE CITY UT 84107-1558 My Comm. Exp. 05/04/2007  (Seal)
1420#A	The foregoing instrument was acknowledged before	me this <u>24</u> day of <u>April</u> ,
Unit#) Signature of Unit Ow	2006, by Rhea. A. Petersen  etirsen Karım Karl Walters ner Notary Public	KARYN LAEL WALTERS NOTARY PUBLIC - STATE OF UTAN 262 EAST 3900 SOUTH 1259 SALT LAKE CITY UT 84107-1558 My Comm. Eqp. 05/04/2007
1420 #D	The foregoing instrument was acknowledged before	e me this $24$ day of $Aper 1$
Unit #  Marka  Signature of Unit Ow		KARYN LAEL WALTERS HOTARY PUBLIC - STATE OF UTAM 262 EAST 3900 SOUTH #200 SALT LAKE CITY UT 84107-1558 My Comm. Exp. 05/04/2007
	$\int$	

By signing this document, I hereby certify that my name is as follows, that I am the/an owner of the unit designated below at Tidewater Village Condominium, and that I approve of this Second amendment.

designated belo	ow at Tidewater Village Condominium, and that I ap	prove of this Second amendment.
State of Utah	)	
	) ss.	
County of Salt	Lake City )	
1410#A	The foregoing instrument was acknowledged before	e me this <u>24</u> day of <u>April</u> ,
Unit #	2006, by Shioji Sugaya.	MATERIAL AND MATERIAL STATES
Signature of Unit Own	aya Karyn Kul Wallow Notary Public	KAHYN LAEL WALTERS NOTARY PUBLIC - STATE OF UTAH 262 EAST 3900 SOUTH #200 SALT LAKE CITY UT 84107-1558 (Scal) My Comm. Exp. 05/04/2007
1410#A	The foregoing instrument was acknowledged before	e me this 24 day of April,
Unit #	2006, by Sharon D. Sugaya.	KARYN LAEL WALTERS
Shwond Siga	ega Konyn fael Walters	NOTARY PUBLIC - STATE OF UTAH  262 FAST 3900 SOUTH #200  SALT LAKE CITY UT 84107-1558  My Comm. Exp. 05/04/2007
Signature of Unit Own		(Seal)
<u>4801</u>	The foregoing instrument was acknowledged before	e me this 34 day of Apell,
Unit #	2006, by Adam D. Rasmussen	KARYN LAEL WALTERS MOTARY PUBLIC - STATE OF UTAM 262 EAST 3900 SOUTH #200
Colour Kasm	isen farin Kul Walters	SALT LAKE CITY UT 84107-1558 My Comm. Exp. 05/04/2007
Signature of Unit Own		(Seal)
4785 C	The foregoing instrument was acknowledged befor	e me this $\underline{34}$ day of $\underline{4p2i1}$ ,
Unit #	2006, by Foster Ray Lamb.	KARVAU AEL WALTERS 1/2
Atort R. Lan	e Laryn faillibles	MOTARY PUBLIC - STATE OF UTAN 262 EAST 3900 SOUTH #200 SALT LAKE CITY UT 84107-1558 My Comm. Exp. 05/04/2007
Signature of Unit Own	ner Notary Public	a mathia 20th day of Oata lang
1410 # C	The foregoing instrument was acknowledged befor 2006, by Louise Baldwin Purdue	e me this 27 day of 100 day.
Unit #	2000, by <u>LDOISE</u> + DAISIDIT 1 OTBOX	MARYN LAEL WALTERS
Lauri (Si	adae foryor tollentor	252 EAST 1900 SOUTH #200 (3.)  BLI LAKE CITY UT 84107-1558  Ny Comm. Bap. 05/04/2007
Signature of Unit Own	ner Notary Public	(Seal)
1420#(.	The foregoing instrument was acknowledged befor	re me this 24th day of October.
Unit #	2006, by Arthur James Loatson	
M. Walin	Horum La Mallors	MOTARY PUBLIC - STATE OF UTAM 262 EAST 3900 SOUTH #200 SALI LAKE CITY UT 34107-1558
Signature of Unit Ow	ner Notary Rublic	(Seal) Hy Comma. Eqs. 05/04/2007
1400 #E	The foregoing instrument was acknowledged before	re me this 24th day of Ortolog,
Unit #	2006, by Leona W. Johnson.	KARVN LAEL WALTERS 2
x Leona WC	ber Notary Public You Walle	MOTARY PUBLIC - STATE OF UTAM 262 EAST 3900 SOUTH #200 SALT LAKE CITY UT 84107-1558 Hy Comms. Exp. 05/04/2007
Signature of Unit Ow	ther inorary rubite (	- (Sear)

designated belo	ow at Tidewater Village Condominium, and that I appr	ove of this Second amendment.
State of Utah	)	
	) ss.	
County of Salt	Lake City )	
4792 Unit#	The foregoing instrument was acknowledged before no 2006, by Ralph E. Thiriot.	KARYN LAEL WALTERS
Rable 2.	Thaint Horn to leal	262 EAST 3900 SOUTH #200 SALT LAKE CITY UT B4107-1558 My Comm. Exp. 05/04/2007
Signature of Unit Own	ner Notary Public	(Seal)
4792_	The foregoing instrument was acknowledged before n	ne this 24 day of October; 20
Unit #	2006, by Karen W Thiriot	KARYN LAEL WALTERS NOTARY PUBLIC - STATE OF UTIL 262 FAST 3000 SOUTH #2000
Laren 1.	Therist our aulial	SALT LAKE CITY UT 84107-15 My Comm. Exp. 05/04/2007
4799	The foregoing instrument was acknowledged before r	ne this <u>24<sup>th</sup> day of October</u> ,
Unit #	2006 by Patricia Rae Warner.	2 YADVALLAGI MATERIA
& Codari:	Ry Maron Laring Fold Del	MOTARY PUBLIC - STATE OF UTAL 262 EAST 3900 SOUTH #200 SALT LAKE CITY UT 84107-1558
Signature of Unit Own	ner Notary Public	(Seal)
1410 8	The foregoing instrument was acknowledged before r	me this 4th day of JANUARY, 2007
Upits#	2006-by FRANK D. BOLL, JR	( ,
Hunh Park	2007 Shewe Kinner	SHERRIE KINYON NOTANY PUBLIC - STATE OF UTAH 1414 E. MERRAY-HOLLADAY ROAD AUT LAME CITY, UT 84117
Signature of Unit Own		me this 4 day of VAN DZ
1342	The foregoing instrument was acknowledged before a 2008, by 6400 The lander	the tins 4 day of
Unit #  Signature of Unit Own	uder Aune Kimm	SHERRIE KINYON NOTARY PUBLIC - STATE OF UTAH 1414 E. MURRAY-HOLLADAY ROAD SALT LAKE CITY, UT 84117 May Comm. Exp. 11/14/2009
-	The foregoing instrument was acknowledged before	
<u>1390 D</u> Unit#	2006, by ALICE L. THOMAS	
Vice L. Thomas	01 ~//	SHERRIE KINYON  NOTARY PUBLIC - STATE OF UTAH  1414 E. MURRAY-HOLLADAY ROAD  SALT LAKE CITY, UT 84117  My Comm. Exp. 11/14/2009
Signature of Unit Ow		(Seal)
1410 F	The foregoing instrument was acknowledged before	me this 11 day of gare.,
Unit #	2008, by Dora L. Dipo.	SHERRIE KINYON NOTARY PUBLIC - STATE OF BRAD
Dola L Dap Signature of Unit Ow	mer Notary Public	1414 E. MURRAY-HOLLADAY ROAD SALT LAKE CITY, UT 84117 My Comm. Exp. 11/14/2009
Signature of Onit Ow	The foregoing instrument was acknowledged before	me this day of lan,
Unit # 1	2008, by WILLIAM WALLAGE LOVERIOLE	, or the same of t
Wallian Ha	Journey Speuckings	SHERRIE KINYON NOTARY PUBLIC - STATE OF UTAH
Signature of Unit Ow	ner Notary Public	1414 E. MURRAY-HOLLADAY ROAD BALLAUE CITY, UT 84117 BALLAUE CITY, UT 84117

designated be	low at Tidewater Village Condominium, and the	nat I approve of this Second amendment.
State of Utah	)	
State of Stair	) ss.	
County of Sal	t Lake City )	
Unit # 1400 Print	2006, by	
Signature of Unit Ov		(Seal)
4784	The foregoing instrument was acknowledged	day of day of
/Unit #	2008, by <u> </u>	SHERRIE KINYON  NOTARY PUBLIC - STATE OF UTAH  1414 E. MURRAY-HOLLADAY ROAD
filler	Julianity Juna Mayor	SATI LAIZ CRY, UT 84117 Comm. Stp. 11/14/2009
Signature of Unit Ov	vner Notary Public	(Seal)
13901	The foregoing instrument was acknowledged	thefore me this 5 day of Jam 7007.
<u> 1 3 90 分</u> Unit #	2006, by Ermal, School	
Oint #	2000, 03 4307720 67. 200.	SHERRIE KINYON 3
terma .	Schoney Spunkynyn_	NOTARY PUBLIC - STATE OF UTAH  1414 E. MURRAY-HOLLADAY ROAD
Signature of Unit Ov	vner Notary Public	Seal) My Comm. Exp. 11/14/2009
1846 50	The foregoing instrument was acknowledged	d before me this beday of James bear,
Unit #	2006, by 1	
		- (6.0)
4000 80		d before me this 8 day of Jan. 2007,
Unit #	2006, by Sell-h	PAMELA ANDERTON 3
	L O D O D	NOTARY PUBLIC • STATE OF UTAH  10 E SOUTH TEMPLE
Lell ham	Tamela (Inderton)	PALT LAKE CITY UT 84111
Signature of Unit Ov		A harforn ma thing of an day of the form ma thing of
*** *	The foregoing instrument was acknowledged	PAULA S. PLOTNICK 1 34
Unit# &		NOTARY PUBLIC - STATE of UTAH
Co. C. 0.	Paula S Plotnick	7861 South Harvel Drive
Signature of Unit Ov		Sandy, UT 84070 (Scal) MY COMMISSION EXPIRES: 05-25-2010
1390 E. Saxony P1#E	The foregoing instrument was acknowledged	d before me this 12 day of January
Unit #	200%, by 5.	SHANNON S. KUHNHAUSEN
. 1		NOTARY PUBLIC • STATE OF UTAH 5645 S. WATERBURY WAY, D-202
naucy B Way-		SALT LAKE CITY, UT. 84121
Signature of Unit O	wner Notary Public	COMMISSION EXPIRES: 01-12-2007
** *, U	The foregoing instrument was acknowledge	a before me this day of,
Unit #	2006, by	-
Signature of Unit O	wner Notary Public	(Seal)
~-,	·	