23-24

WHEN RECORDED RETURN TO: James R. Blakesley Attorney at Law 1305 N. Commerce Drive, Suite 230 Saratoga Springs, Utah 84045 (801) 766-1968 10754000 07/14/2009 04:45 PM \$78.00 Book - 9745 P9 - 6982-7004 GARY W. OTT RECORDER, SALT LAKE COUNTY, UTAH JAMES R BLAKESLEY 1305 N COMMERCE DR STE 230 SARATOGA SPRINGS UT 84045 BY: SLR, DEPUTY - MA 23 P.

AMENDMENT TO DECLARATIONOF CONDOMINIUM FOR PRESIDENTIAL VILLAS CONDOMINIUM

This Amendment to Restated and Amended Declaration of Condominium and Declaration of Covenants, Conditions and Restrictions for Presidential Villas Condominium is made and executed by the Presidential Villas Homeowners Association, Inc. of P.O. Box 58013, Salt Lake City, Utah 84158 (the "Association").

RECITALS

- A. The Declaration of Condominium for Presidential Villas Condominium was recorded in the office of the County Recorder of Salt Lake County, Utah on October 16, 2006 as Entry No. 9877244 in Book 9366 at Pages 1-59 of the official records (the "Declaration").
- B. This document affects the real property located in Salt Lake County, Utah, described with particularity on Exhibit "A," attached hereto and incorporated herein by this reference (the "Property").
- C. All of the voting requirements to amend the Declaration have been satisfied. A copy of the Vote Tally is attached as Exhibit "B".
 - D. The Association is the managing agent of the Owners of the Property.
- E. The Association desires to change the Article III, Section 4 of the Declaration in order to base fees and assessments on the size of the Unit rather than an equal distribution as presently required.

NOW, THEREFORE, for the reasons recited above, and for the benefit of the Project and the Unit Owners thereof, the Association hereby executes this Amendment to Declaration of Condominium for Presidential Villas Condominium for and on behalf of and for the benefit of all of the Unit Owners.

- 1. Article III, Section 4 of the Declaration is hereby deleted in its entirety and the following provision is hereby substituted in lieu thereof:
 - Allocation of Profits, Losses and Voting Rights. Profits, losses and voting rights shall be distributed among the Units based upon Size, as that term has been defined in Article I. The undivided percentage of ownership interest in the Common Areas and Facilities appurtenant to each Unit is set forth on Exhibit "C" attached hereto and incorporated herein by this reference. The percentages shall have a permanent character and shall not be altered without the consent of twothirds (2/3) of the Unit Owners expressed in an amended declaration duly recorded.
- 2. In the event of any conflict, incongruity or inconsistency between the provisions of the Declaration and this Amendment, the latter shall in all respects govern and control.
- 3. The effective date of this Amendment is the date it is recorded in the office of the County Recorder of Salt Lake County, Utah.

IN WITNESS WHEREOF, the Association has executed this instrument the day of June, 2009.

PRESIDENTIAL VILLAS HOMEOWNERS ASSOCIATION, INC.

Name:

Title: President

STATE OF UTAH

COUNTY OF SALT LAKE

On day of June, 2009. personally appeared before who by me being duly sworn, did say that s/he is the President of the Presidential Villas Homeowners Association, Inc., and that the within and foregoing instrument was signed in behalf of said Association by authority of a resolution of its Board of Directors, and said duly acknowledged to me that said Association executed the same.

NOTARY PUBLIC

Residing At: 1375 Foorth

Commission Expires:

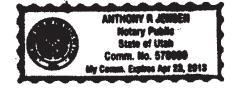


EXHIBIT "A"

LEGAL DESCRIPTION PRESIDENTIAL VILLAS CONDOMINIUM

The land described in the foregoing document is located in Salt Lake County, Utah and is described more particularly as follows:

EXHIBIT "B"

VOTE TALLY

EXHIBIT "C"
PERCENTAGES OF OWNERSHIP

Unit Number	Size	Ownership Percentage
1100	2,364 Square Feet	4.81%
1200	2,341 Square Feet	4.79%
1300	1,617 Square Feet	3.31%
1400	1,617 Square Feet	3.31%
1500	2,148 Square Feet	4.39%
1600	2,148 Square Feet	4.39%
2100	2,364 Square Feet	4.81%
2200	2,341 Square Feet	4.79%
2300	1,617 Square Feet	3.31%
2400	1,617 Square Feet	3.31%
2500	2,148 Square Feet	4.39%
2600	2,148 Square Feet	4.39%
3100	2,364 Square Feet	4.81%
3200	2,215 Square Feet	4.79%
3300	1,617 Square Feet	3.31%
3400	1,617 Square Feet	3.31%
3500	2,148 Square Feet	4.39%
3600	2,148 Square Feet	4.39%
4100	2,364 Square Feet	4.81%
4200	2,341 Square Feet	4.79%
4300	1,617 Square Feet	3.31%
4400	1,617 Square Feet	3.31%
4500	2,148 Square Feet	4.39%
4600	2,148 Square Feet	4.39%

[&]quot;Size" includes interior and deck square footage – does not include storage space square footage. Numbers were taken from Project Plat.

ASSET ADMINS

RECD MAY 0 7 2009

PRESIDENTIAL VILLAS HOMEOWNERS ASSOCIATION WRITTEN BALLOT

The undersigned member hereby votes to approve the motion to amend Article III, Section 4 of the Declaration to read as follows in order to base fees and assessments on the size of the Unit rather than an equal distribution as presently required:

Allocation of Profits, Losses and Voting Rights. Profits, losses and voting rights shall be distributed among the Units based upon Size, as that term has been defined in Article I. The undivided percentage of ownership interest in the Common Areas and Facilities appurtenant to each Unit is set forth on Exhibit "B" attached hereto and incorporated herein by this reference. The percentages shall have a permanent character and shall not be altered without the consent of two-thirds (2/3) of the Unit Owners expressed in an amended declaration duly recorded.

Please	mark	only	"one"	selection
--------	------	------	-------	-----------

] Against

] Abstain

Date: 5,5

(Signature of

(Signature of Member if joint homeowner)

Exact Name(s) of Member(s)

Please Print

Unit No. 1500

A corporation is requested to sign its name by its president or other authorized officer, with the office held designated. If a unit is owned jointly, each owner should sign. Executors, trustees and other fiduciaries should so indicate when signing. Please sign, date and return this written ballot immediately and in any event postmarked on or before Friday, May 15, 2009. The Board reserves the right to extend this deadline up to thirty (30) additional days.

RECTO MAY 0 7 2009

PRESIDENTIAL VILLAS HOMEOWNERS ASSOCIATION WRITTEN BALLOT

The undersigned member hereby votes to approve the motion to amend Article III, Section 4 of the Declaration to read as follows in order to base fees and assessments on the size of the Unit rather than an equal distribution as presently required:

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Please mark only "one" selection:	
1 x 1 For	
[] Against	
[] Abstain	h ND-H
Date: May 1/, 2009	Level al Jarrel M
	(Signature of Member)
Date:, 2009	
	(Signature of Member if joint homeowner)
•	
	Exact Name(s) of Member(s)
The second secon	Please Print -
	Unit No. 2300

A corporation is requested to sign its name by its president or other authorized officer, with the office held designated. If a unit is owned jointly, each owner should sign. Executors, trustees and other fiduciaries should so indicate when signing. Please sign, date and return this written ballot immediately and in any event postmarked on or before Friday, May 15, 2009. The Board reserves the right to extend this deadline up to thirty (30) additional days.

Please mark only "one" selection:

REC'D MAY 0 1 2009

PRESIDENTIAL VILLAS HOMEOWNERS ASSOCIATION WRITTEN BALLOT

The undersigned member hereby votes to approve the motion to amend Article III, Section 4 of the Declaration to read as follows in order to base fees and assessments on the size of the Unit rather than an equal distribution as presently required:

4. Allocation of Profits, Losses and Voting Rights. Profits, losses and voting rights shall be distributed among the Units based upon Size, as that term has been defined in Article I. The undivided percentage of ownership interest in the Common Areas and Facilities appurtenant to each Unit is set forth on Exhibit "B" attached hereto and incorporated herein by this reference. The percentages shall have a permanent character and shall not be altered without the consent of two-thirds (2/3) of the Unit Owners expressed in an amended declaration duly recorded.

	[X] For	
	[] Against	. /
	[] Abstain	
Date: 4-27	, 2009	Helen Struckam
<i>[.</i> -	2000	(Signature of Member)
Date:	, 2009	(Signature of Member if joint homeowner)
year according	ر معلومات بالمعارض م	Exact Name(s) of Member(s) Please Print
	•	Unit No

A corporation is requested to sign its name by its president or other authorized officer, with the office held designated. If a unit is owned jointly, each owner should sign. Executors, trustees and other fiduciaries should so indicate when signing. Please sign, date and return this written ballot immediately and in any event postmarked on or before Friday, May 15, 2009. The Board reserves the right to extend this deadline up to thirty (30) additional days.

REC'D MAY 0.1 2009

PRESIDENTIAL VILLAS HOMEOWNERS ASSOCIATION WRITTEN BALLOT

The undersigned member hereby votes to approve the motion to amend Article III, Section 4 of the Declaration to read as follows in order to base fees and assessments on the size of the Unit rather than an equal distribution as presently required:

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Please mark	only	"one"	selection:
			[X] For

] Against] Abstain

MANNEIN MENGER Signature of Member if joint homeowner)

Exact Name(s) of Member(s) Committee of the second second second

Please Print

Unit No. 1600, 2200, 2500, 4100, 4500

A corporation is requested to sign its name by its president or other authorized officer, with the office held designated. If a unit is owned jointly, each owner should sign. Executors, trustees and other fiduciaries should so indicate when signing. Please sign, date and return this written ballot immediately and in any event postmarked on or before Friday, May 15, 2009. The Board reserves the right to extend this deadline up to thirty (30) additional days.

REC'D APR 2 7 2009

PRESIDENTIAL VILLAS HOMEOWNERS ASSOCIATION WRITTEN BALLOT

The undersigned member hereby votes to approve the motion to amend Article III, Section 4 of the Declaration to read as follows in order to base fees and assessments on the size of the Unit rather than an equal distribution as presently required:

4. Allocation of Profits, Losses and Voting Rights. Profits, losses and voting rights shall be distributed among the Units based upon Size, as that term has been defined in Article I. The undivided percentage of ownership interest in the Common Areas and Facilities appurtenant to each Unit is set forth on Exhibit "B" attached hereto and incorporated herein by this reference. The percentages shall have a permanent character and shall not be altered without the consent of two-thirds (2/3) of the Unit Owners expressed in an amended declaration duly recorded.

Please mark only "one" selection:

For

[] Against

] Abstain

Date: APRIL 26, 2009

Date: April 26, 2009

(Signature of Member)

(Signature of Member if joint homeowner)

STEVEN II. STEWART

Exact Name(s) of Member(s)

Please Print

Unit No. 1300

A corporation is requested to sign its name by its president or other authorized officer, with the office held designated. If a unit is owned jointly, each owner should sign. Executors, trustees and other fiduciaries should so indicate when signing. Please sign, date and return this written ballot immediately and in any event postmarked on or before Friday, May 15, 2009. The Board reserves the right to extend this deadline up to thirty (30) additional days.

REC'D APR 2 7 2009

PRESIDENTIAL VILLAS HOMEOWNERS ASSOCIATION WRITTEN BALLOT

The undersigned member hereby votes to approve the motion to amend Article III, Section 4 of the Declaration to read as follows in order to base fees and assessments on the size of the Unit rather than an equal distribution as presently required:

4. Allocation of Profits, Losses and Voting Rights. Profits, losses and voting rights shall be distributed among the Units based upon Size, as that term has been defined in Article I. The undivided percentage of ownership interest in the Common Areas and Facilities appurtenant to each Unit is set forth on Exhibit "B" attached hereto and incorporated herein by this reference. The percentages shall have a permanent character and shall not be altered without the consent of two-thirds (2/3) of the Unit Owners expressed in an amended declaration duly recorded.

Please mark only "one" selection:	
[\sqrt{Por}	•
[] Against	•
[] Abstain	
Date:	Andra hally
· ·	(Signature of Member)
Date:, 2009	
	(Signature of Member if joint homeowner)
	Sandra Malley
and the second of the second o	Exact Name(s) of Member(s) Please Print
	Unit No. 4300

A corporation is requested to sign its name by its president or other authorized officer, with the office held designated. If a unit is owned jointly, each owner should sign. Executors, trustees and other fiduciaries should so indicate when signing. Please sign, date and return this written ballot immediately and in any event postmarked on or before **Friday**, **May 15**, **2009**. The Board reserves the right to extend this deadline up to thirty (30) additional days.

RECD APR 29 2009

PRESIDENTIAL VILLAS HOMEOWNERS ASSOCIATION WRITTEN BALLOT

The undersigned member hereby votes to approve the motion to amend Article III, Section 4 of the Declaration to read as follows in order to base fees and assessments on the size of the Unit rather than an equal distribution as presently required:

4. Allocation of Profits, Losses and Voting Rights. Profits, losses and voting rights shall be distributed among the Units based upon Size, as that term has been defined in Article I. The undivided percentage of ownership interest in the Common Areas and Facilities appurtenant to each Unit is set forth on Exhibit "B" attached hereto and incorporated herein by this reference. The percentages shall have a permanent character and shall not be altered without the consent of two-thirds (2/3) of the Unit Owners expressed in an amended declaration duly recorded.

Please mark only "one" selection:	8
[For	
[] Against	4 (4)
[] Abstain	
Date: 21, 2009	Kanntty Harmi
	(Signature of Member)
Date: April 27, 2009	Deraldmi D. Harm
,	(Signature of Member if joint homeowner)
	KENNETH J. HANNI
	GERALDINE G. HANNI
	Exact Name(s) of Member(s)
***************************************	Please Print
	Unit No. 12-00
A comparation is requested to sign its now	a by its provident or other authorized

A corporation is requested to sign its name by its president or other authorized officer, with the office held designated. If a unit is owned jointly, each owner should sign. Executors, trustees and other fiduciaries should so indicate when signing. Please sign, date and return this written ballot immediately and in any event postmarked on or before Friday, May 15, 2009. The Board reserves the right to extend this deadline up to thirty (30) additional days.

RECTO APR 29 2009

PRESIDENTIAL VILLAS HOMEOWNERS ASSOCIATION WRITTEN BALLOT

The undersigned member hereby votes to approve the motion to amend Article III, Section 4 of the Declaration to read as follows in order to base fees and assessments on the size of the Unit rather than an equal distribution as presently required:

4. Allocation of Profits, Losses and Voting Rights. Profits, losses and voting rights shall be distributed among the Units based upon Size, as that term has been defined in Article I. The undivided percentage of ownership interest in the Common Areas and Facilities appurtenant to each Unit is set forth on Exhibit "B" attached hereto and incorporated herein by this reference. The percentages shall have a permanent character and shall not be altered without the consent of two-thirds (2/3) of the Unit Owners expressed in an amended declaration duly recorded.

Please mark only "one" selection:	
[X] For	
[] Against	
[,] Abstain	
Date: April 27, 2009	Adul Porene
The state of the s	(Signature of Member)
Date:, 2009	
	(Signature of Member if joint homeowner)
•	Jane A. Rogers
	Exact Name(s) of Member(s)
	Please Print
-	Unit No. 4100

A corporation is requested to sign its name by its president or other authorized officer, with the office held designated. If a unit is owned jointly, each owner should sign. Executors, trustees and other fiduciaries should so indicate when signing. Please sign, date and return this written ballot immediately and in any event postmarked on or before Friday, May 15, 2009. The Board reserves the right to extend this deadline up to thirty (30) additional days.

REC'D APR 2 7 2009

PRESIDENTIAL VILLAS HOMEOWNERS ASSOCIATION WRITTEN BALLOT

The undersigned member hereby votes to approve the motion to amend Article III, Section 4 of the Declaration to read as follows in order to base fees and assessments on the size of the Unit rather than an equal distribution as presently required:

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Please mark only "one" selection:	v.
[] For	
[] Against	
[≿] Abstain	
Date: 4/26/04, 2009	Rice G. Elland (Signature of Member)
Date: , 2009	V
	(Signature of Member if joint homeowner)
e 9 *	Exact Name(s) of Member(s)
the same and the same same according to the same same and the same same same same same same same sam	Please Print
	Unit No. 3/00
AN AND A SECOND PROPERTY OF A	and the transfer of the control of t

A corporation is requested to sign its name by its president or other authorized officer, with the office held designated. If a unit is owned jointly, each owner should sign. Executors, trustees and other fiduciaries should so indicate when signing. Please sign, date and return this written ballot immediately and in any event postmarked on or before **Friday**, **May 15**, 2009. The Board reserves the right to extend this deadline up to thirty (30) additional days.

PRESIDENTIAL VILLAS HOMEOWNERS ASSOCIATION WRITTEN BALLOT

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Please mark only "one" selection:	•
[×] For	REC'D MAY 1 5 2009
[] Agains	MLCO MAI TO 2009
[] Abstair	n
Date: <u>5-/e-</u> , 2009	Belda Joney
Date:, 2009	(Signature of Member)
	(Signature of Member if joint homeowner)
	-
	Event Name(s) of Manhar(s)
1 m/m	Exact Name(s) of Member(s) Please Print
	Unit No. 2/00

A corporation is requested to sign its name by its president or other authorized officer, with the office held designated. If a unit is owned jointly, each owner should sign. Executors, trustees and other fiduciaries should so indicate when signing. Please sign, date and return this written ballot immediately and in any event postmarked on or before Friday, May 15, 2009. The Board reserves the right to extend this deadline up to thirty (30) additional days.

PRESIDENTIAL VILLAS HOMEOWNERS ASSOCIATION WRITTEN BALLOT

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Please mark or	ily "one" selection:	•
	For	REC'D MAY 1 5 2009
	[] Against	
	[] Abstain	110
Date:	, 2009	(Signature of Member)
Date:	, 2009	
		(Signature of Member if joint homeowner)
		Tannaz Forax h,
		<u> </u>
	•	Exact Namc(s) of Member(s)
:		Please Print
		Unit No. 3400

A corporation is requested to sign its name by its president or other authorized officer, with the office held designated. If a unit is owned jointly, each owner should sign. Executors, trustees and other fiduciaries should so indicate when signing. Please sign, date and return this written ballot immediately and in any event postmarked on or before Friday, May 15, 2009. The Board reserves the right to extend this deadline up to thirty (30) additional days.

PRESIDENTIAL VILLAS HOMEOWNERS ASSOCIATION WRITTEN BALLOT

The undersigned member hereby votes to approve the motion to amend Article III, Section 4 of the Declaration to read as follows in order to base fees and assessments on the size of the Unit rather than an equal distribution as presently required:

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Please mark only "one" selection: [X] For [] Against	REC'D MAY 1 5 2009
[] Abstain	
Date: Muy 13, 2009	(S(gn)ature of Member)
Date:, 2009	as trustee
	(Signature of Member if joint homeowner)
•	EUZABETH & POLLAW LIVING TRUST
	Exact Name(s) of Member(s)
	Please Print
	Unit No. //00
A corporation is requested to sign it	s name by its president or other authorized

A corporation is requested to sign its name by its president or other authorized officer, with the office held designated. If a unit is owned jointly, each owner should sign. Executors, trustees and other fiduciaries should so indicate when signing. Please sign, date and return this written ballot immediately and in any event postmarked on or before Friday, May 15, 2009. The Board reserves the right to extend this deadline up to thirty (30) additional days.

PRESIDENTIAL VILLAS HOMEOWNERS ASSOCIATION WRITTEN BALLOT

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Please mark only "one" selection: [X] For [] Against	REC'D MAY 1 5 2009
[] Abstain	
Date: 22 24 7, 2009	(Signature of Member)
Date:, 2009	(Signature of Member if joint homeowner)
	KYUNG A YANG (SONDIA)
	Exact Name(s) of Member(s) Please Print Unit No. 3600

A corporation is requested to sign its name by its president or other authorized officer, with the office held designated. If a unit is owned jointly, each owner should sign. Executors, trustees and other fiduciaries should so indicate when signing. Please sign, date and return this written ballot immediately and in any event postmarked on or before Friday, May 15, 2009. The Board reserves the right to extend this deadline up to thirty (30) additional days.

PRESIDENTIAL VILLAS HOMEOWNERS ASSOCIATION WRITTEN BALLOT

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Please mark only "one" selection:	
[] For	REC'D MAY 1 5 2009
[] Against	
[X] Abstain	
Date: <u>HAY 9</u> , 2009	(Signature of Member)
Date:, 2009	
	(Signature of Member if joint homeowner)
	Exact Name(s) of Member(s) Please Print
	Unit No. 4200
	Ome Ito.

A corporation is requested to sign its name by its president or other authorized officer, with the office held designated. If a unit is owned jointly, each owner should sign. Executors, trustees and other fiduciaries should so indicate when signing. Please sign, date and return this written ballot immediately and in any event postmarked on or before **Friday, May 15, 2009**. The Board reserves the right to extend this deadline up to thirty (30) additional days.

PRESIDENTIAL VILLAS HOMEOWNERS ASSOCIATION WRITTEN BALLOT

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Please mark only	"one" selection:	RECD MAY 1 5 2009
î.	[] Against	2 2 2000
Date: May 7	[] Abstain, 2009	(Signature of Member)
		(Signature of Member if joint homeowner)
		CAROLEE L HARMOH, Trustee Exact Namc(s) of Member(s)
rec :		Please Print Unit No. 4 600
A corporati	ion is requested to sign its na	me by its president or other authorized

officer, with the office held designated. If a unit is owned jointly, each owner should sign. Executors, trustees and other fiduciaries should so indicate when signing. Please sign, date and return this written ballot immediately and in any event postmarked on or before Friday, May 15, 2009. The Board reserves the right to extend this deadline up to thirty (30) additional days.

REC'D APR 2 7 2009

PRESIDENTIAL VILLAS HOMEOWNERS ASSOCIATION WRITTEN BALLOT

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Please mark only "one" selection:

◯ For

[] Against

] Abstain

Date: # PVI 27 2009

Date: April 27, 2009

Mark A. Jones

(Signature of Member)

(Signature of Member if joint homeowner)

Mark A. Jones Keyvon Jones

Exact Name(s) of Member(s)

-Please Print

Unit No. 1400

A corporation is requested to sign its name by its president or other authorized officer, with the office held designated. If a unit is owned jointly, each owner should sign. Executors, trustees and other fiduciaries should so indicate when signing. Please sign, date and return this written ballot immediately and in any event postmarked on or before **Friday**, **May 15**, **2009**. The Board reserves the right to extend this deadline up to thirty (30) additional days.

(O) SALUE PAKEE COUNTRY RECORDER

Lot and Parcel Numbers for PRESIDENTIAL VILLAS

Block / Building	Туре	Lot / Quarter	Parcel Number	Obsolete?
	U	1100	16-11-267-001-0000	N
	U	1200	16-11-267-002-0000	N
	U	1300	16-11-267-003-0000	N
	U	1400	16-11-267-004-0000	N
	U	1500	16-11-267-005-0000	N
	U	1600	16-11-267-006-0000	N
	U	2100	16-11-267-007-0000	N
·	υ	2200	16-11-267-008-0000	N
	U	2300	16-11-267-009-0000	N
	U	2400	16-11-267-010-0000	N
	U	2500	16-11-267-011-0000	N
	U	2600	16-11-267-012-0000	N
	U	3100	16-11-267-013-0000	N
	U	3200	16-11-267-014-0000	N
	U	3300	16-11-267-015-0000	N
·	U	3400	16-11-267-016-0000	N
	U	3500	16-11-267-017-0000	N
	U	3600	16-11-267-018-0000	N
	U	4100	16-11-267-019-0000	N
	U	4200	16-11-267-020-0000	N
	U	4300	16-11-267-021-0000	N
	U	4400	16-11-267-022-0000	N
	U	4500	16-11-267-023-0000	N
	U	4600	16-11-267-024-0000	N
	U	AREA	16-11-267-025-0000	N