

AFTER RECORDING PLEASE RETURN TO:
Clyde-Hopeful, L.L.C.
730 North 1500 West
Orem, UT 84057

ENT 101791:2016 PG 1 of 7
Jeffery Smith
Utah County Recorder
2016 Oct 13 10:28 AM FEE 138.00 BY MG
RECORDED FOR United West Title
ELECTRONICALLY RECORDED

**CORRECTION TO THE
FIFTH AMENDMENT TO
DECLARATION OF CONDOMINIUM
(Including Owner Association Bylaws)
OF
Villa D'Este Residential Condominiums
(An Expandable Condominium Project)
Orem City, Utah**

THIS CORRECTION TO THE FIFTH AMENDMENT TO THE DECLARATION OF CONDOMINIUM (the "Correction to the Fifth Amendment to Declaration") is made this 12th day of October, 2016, by CLYDE HOPEFUL, L.L.C. ("Declarant") pursuant of the provisions of Title 57, Chapter 8 of the *Utah code*, as amended, known as the Condominium Ownership Act (the "Act").

RECITALS:

- A. All defined terms as used in this Correction to the Fifth Amendment to Declaration shall have the meanings ascribed to them herein, or as the case may be, in the Condominium Project's Declaration of Condominium, recorded in the Public Records as Entry 13230:2015 on February 23, 2015 pages 1 through 33, inclusive (the "Declaration").
- B. Declarant is the owner/developer of the Project and recorded s Record of Survey Map therefore in the Public Records as Entry 13229:2015 Map #1 on February 23, 2015.
- C. The real property to which this Fifth Supplemental Record of Survey map are applicable is located in Orem, Utah County, Utah and is described as follows:

Commencing at a point located North 00°39'38" West along the Section line 1473.13 feet and West 1830.36 feet from the East quarter corner of Section 9, Township 6 South, Range 2 East, Salt Lake Base and Meridian; thence along Phase 1, Villa D'Este Condominiums as follows: North 90°00'00" West 133.92 feet, South 00°09'13" East 9.18 feet; thence North 90°00'00" West 22.28 feet; thence North 00°00'00" East 125.12 feet; thence North 90°00'00" East 72.08 feet; thence North 00°00'00" East 18.00

feet; thence North 90°00'00" East 88.17 feet; thence South 03°18'38" East 16.40 feet; thence South 00°00'00" East 18.00 feet; thence South 89°30'23" West 5.03 feet; thence South 99.53 feet, more or less to the point of beginning.

NOW, THEREFORE, Declarant hereby modifies the Fifth Amendment to Declaration as follows:

1. The Declaration is hereby amended if the following particulars as a result of, and pursuant to, the correction of a portion of the Expandable Condominium:

a. Section 2.02 of the Declaration is amended to correct the following:

2.02 Addition of Project Condominium Units and Ownership Interests.

The project is hereby divided into **116 Condominium Units** as set forth on the Map. In addition to fee title to a Unit, each Unit's Owner shall have an appurtenant, undivided ownership interest in and to the Common Areas and Facilities to the extent set forth in Amended Exhibit B, attached hereto and incorporated herein by this reference.

b. Exhibit B to the Declaration is amended in its entirety to read as set forth in Exhibit B, attached hereto and made a part hereof included the correction of **Bld 6.**

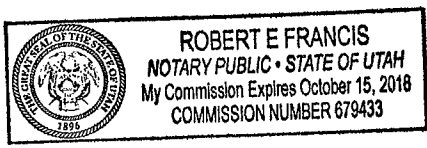
Dated as of October 12, 2016

Declarant:


Clyde Hopeful L.L.C., Owner

STATE OF UTAH)
 : ss
COUNTY OF UTAH)

The foregoing instrument was acknowledged before me this 12th day of October, 2016 by Bruce R. Dickerson in the capacity indicated.




NOTARY PUBLIC

**DECLARATION OF CONDOMINIUM
(Including Owner Association Bylaws)**

OF

VILLA D' ESTE RESIDENTIAL CONDOMINIUMS

**(An Expandable Condominium Project)
Orem, Utah**

<u>Unit No.</u>		<u>Interest in Common Area (Percentage)</u>	<u>Votes</u>
Bld. 1			
1		.87	1
2		.87	1
3		.87	1
4		.87	1
5		.87	1
6		.87	1
7		.87	1
8		.87	1
9		.87	1
10		.87	1
11		.87	1
12		.87	1
13		.87	1
14		.87	1
15		.87	1
16		.87	1
17		.87	1
18		.87	1
19		.87	1
20		.87	1

Bld. 2			
21		.87	1
22		.87	1
23		.87	1
24		.87	1
25		.86	1
26		.86	1
27		.86	1
28		.86	1
29		.86	1
30		.86	1
31		.86	1
32		.86	1
33		.86	1
34		.86	1
35		.86	1
36		.86	1
37		.86	1
38		.86	1
39		.86	1
40		.86	1
Bld. 3			
41		.86	1
42		.86	1
43		.86	1
44		.86	1
45		.86	1
46		.86	1
47		.86	1
48		.86	1
49		.86	1
50		.86	1

51		.86	1
52		.86	1
53		.86	1
54		.86	1
55		.86	1
56		.86	1
57		.86	1
58		.86	1
59		.86	1
60		.86	1
Bld. 4			
61		.86	1
62		.86	1
63		.86	1
64		.86	1
65		.86	1
66		.86	1
67		.86	1
68		.86	1
69		.86	1
70		.86	1
71		.86	1
72		.86	1
73		.86	1
74		.86	1
75		.86	1
76		.86	1
Bld.5			
77		.86	1
78		.86	1
79		.86	1
80		.86	1
81		.86	1

82		.86	1
83		.86	1
84		.86	1
85		.86	1
86		.86	1
87		.86	1
88		.86	1
89		.86	1
90		.86	1
91		.86	1
92		.86	1
93		.86	1
94		.86	1
95		.86	1
96		.86	1
Bld 6			
97		.86	1
98		.86	1
99		.86	1
100		.86	1
101		.86	1
102		.86	1
103		.86	1
104		.86	1
105		.86	1
106		.86	1
107		.86	1
108		.86	1
109		.86	1
110		.86	1
111		.86	1
112		.86	1
113		.86	1

114		.86	1
115		.86	1
116		.86	1
Totals		100%	116

- (1) Percentages may be adjusted by one one-thousandth of a percentage point in order to provide for a total of one hundred percent (100%).