

When Recorded Return To:
Clayton Properties Group II, Inc.
dba Oakwood Homes
206 E. Winchester Street
Murray, Utah 84107

THIRD AMENDMENT TO
MASTER DECLARATION OF COVENANTS, CONDITIONS,
AND RESTRICTIONS FOR WANDER SUBDIVISION

This THIRD AMENDMENT TO MASTER DECLARATION OF COVENANTS, CONDITIONS, AND RESTRICTIONS FOR WANDER SUBDIVISION (“**Amendment**”) is made by Clayton Properties Group II, Inc., a Colorado corporation doing business as Oakwood Homes (“**Declarant**”).

RECITALS

A. Declarant is the developer of a residential subdivision known as the Wander Subdivision (“**Project**”) located in the City of Saratoga Springs (“**City**”), Utah County (“**County**”), State of Utah. The Project is more particularly identified on **Exhibit A**, attached hereto.

B. The Project shall be subdivided into individual single-family lots for attached and detached dwellings together with streets, other public improvements, and certain common facilities.

C. Declarant previously caused that certain *Master Declaration of Covenants, Conditions, and Restrictions for Wander Subdivision* to be recorded in the real property records of Utah County on February 28, 2020, as Entry No. 26325:2020 (as amended, the “**Declaration**”).

D. The Declaration provides, among other things, that the Wander Homeowners Association (“**Association**”), a Utah non-profit corporation, will manage and maintain the Common Areas within the Project, and assess and collect from Owners a share of the costs of such management and maintenance.

E. Declarant now wishes to amend certain provisions of the Declaration relating to Benefitted Areas.

F. Pursuant to Section 12.2 of the Declaration, Declarant may amend the Declaration during the Period of Declarant's Control without the consent of any other Owner. The Period of Declarant's Control has not yet expired.

AMENDMENT

NOW, THEREFORE, Declarant does hereby amend the Declaration consistent with the following terms:

1. Recitals Incorporated. The foregoing recitals are incorporated.
2. Definitions. Capitalized terms used herein but not otherwise defined have the meaning provided in the Declaration.
3. Declarant Voting Rights. Notwithstanding any other provision of the Declaration to the contrary, including, without limitation, Section 3.4 of the Declaration, Declarant shall have the voting rights set forth in this Section. During the Period of Declarant's Control, Declarant shall have, and shall be entitled to exercise in all matters coming before the Association, three (3) votes for each Lot owned by Declarant plus three (3) votes per Lot for every Lot owned by any other Owner within the Project. Immediately upon the termination of the Period of Declarant's Control, Declarant will have one (1) vote for each Lot owned by Declarant. This Section shall also apply to Section 3.2 of the Bylaws.
4. Scope of Amendment. To the extent that the terms or provisions of this Amendment conflict or are inconsistent with the terms and provisions of the Declaration, the terms and provisions of this Amendment shall control. However, except as modified in this Amendment, the Declaration shall remain in full force and effect in accordance with its terms.

[End of Amendment. Signature Page Follows.]

IN WITNESS WHEREOF, Declarant has executed this Amendment on this 23 day of December, 2021.

DECLARANT

Clayton Properties Group II, Inc., a
Colorado corporation doing business as
Oakwood Homes

By: [Signature]

Name: RYAN SMITH

Title: ASSISTANT SECRETARY

STATE OF UTAH)

ss.

COUNTY OF Utah)

The foregoing instrument was acknowledged before me this 23rd day of December, 2021 by Ryan Smith as the Assistant secretary of Clayton Properties Group II, Inc.



[Signature]
Notary Public

EXHIBIT A

(Description of the Project)

Lot 201 through Lot 227, inclusive, PLAT B-1, JORDAN PROMENADE VILLAGE 1, according to the official plat thereof on file and of record in the Utah County Recorder's Office.

Lot 301 through Lot 376, inclusive, PLAT B-2, JORDAN PROMENADE VILLAGE 1, according to the official plat thereof on file and of record in the Utah County Recorder's Office.

Lot 401 through Lot 472, inclusive, PLAT B-3, JORDAN PROMENADE VILLAGE 1, according to the official plat thereof on file and of record in the Utah County Recorder's Office.

Lot 160 through Lot 234, inclusive, WANDER PHASE C2 SUBDIVISION, according to the official plat thereof on file and of record in the Utah County Recorder's Office.

Lot 101 through Lot 129, inclusive, WANDER PHASE C3 SUBDIVISION, according to the official plat thereof on file and of record in the Utah County Recorder's Office.

Lot 300 through Lot 328, inclusive, WANDER PHASE D1 SUBDIVISION, according to the official plat thereof on file and of record in the Utah County Recorder's Office.

Lot 329 through Lot 423, inclusive, WANDER PHASE D2 SUBDIVISION, according to the official plat thereof on file and of record in the Utah County Recorder's Office.

Lot 424 through Lot 491, inclusive, WANDER PHASE D3 SUBDIVISION, according to the official plat thereof on file and of record in the Utah County Recorder's Office.

Lot 493 through Lot 596, inclusive, WANDER PHASE E1 SUBDIVISION, according to the official plat thereof on file and of record in the Utah County Recorder's Office.

Lot 597 through Lot 626, inclusive, WANDER PHASE E2 SUBDIVISION, according to the official plat thereof on file and of record in the Utah County Recorder's Office.