

Whittier Estates Home Owners Association  
PO Box 238  
Roy, UT 84067

Ent 148735 Bk 353 Pg 1579  
Date: 16-SEP-2019 4:30:43PM  
Fee: \$94.00 Credit Card Filed By: CB  
BRENDA NELSON, Recorder  
MORGAN COUNTY  
For: WHITTIER ESTATES HOME OWNERS ASSOC

SUPPLEMENTAL DECLARATION OF COVENANTS, CONDITIONS AND  
RESTRICTIONS OF WHITTIER ESTATES SUBDIVISION

KNOW ALL PERSONS BY THESE PRESENTS:

WHEREAS, the CC&Rs governing Whittier Estates Home Owners Association (“Whittier Estates”) were recorded as Whittier Estates Home Owners Association as Entry No. 141079, Records of Morgan County, Utah; and

WHEREAS, it is necessary and desirable that the Declaration of Covenants, Conditions and Restrictions be supplemented;

NOW THEREFORE, pursuant to a motion presented and duly carried and approved by a majority vote of a quorum of 80% of the Owners in Phase 3 and Phase 4 on the 13<sup>th</sup> day of September 2019, that the Legal Description of the property shall be amended to include Phase 3 and purposed Phase 4. All parcel numbers in Phase 1, 2, 3, and Phase 4 Boundary Description listed below shall uphold to the same CC&RS and Bylaws of Whittier Estates. IT IS HEREBY AGREED that the following Declaration of Covenants, Conditions and Restrictions shall be, and the same are, hereby amended as follows:

Section Exhibit “A” Legal Descriptions, is amended in its entirety as follows:

Exhibit "A"  
LEGAL DESCRIPTIONS

All of Lots 1-34 and Common Areas and proposed phase 4 description of Whittier Estates Phase 1, 2, 3, 4, Morgan County, Utah, According to the Official Plat Thereof, on file and of recorded in the office of the Morgan County Recorder.

00-0084-6977, 00-0084-6978, 00-0084-6979, 00-0084-7626, 00-0084-6980,  
00-0084-6981, 00-0084-7627, 00-0084-7628, 00-0084-7629, 00-0084-7630  
00-0084-7631, 00-0084-7632, 00-0084-7633, 00-0084-7634, 00-0084-7635  
00-0084-6982, 00-0084-6983, 00-0084-6984, 00-0084-6985, 00-0085-9917  
00-0085-9918, 00-0085-9919, 00-0085-9920, 00-0085-9921, 00-0085-9922  
00-0085-9923  
00-0084-7636 Common Area  
00-0085-9924 Common Area  
00-0085-9925 Common Area

Whittier Estates Phase 4 description

BEGINNING AT A POINT ON THE EAST LINE OF SECTION 6, TOWNSHIP 4 NORTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN, SAID POINT BEING NORTH 00°10'28" EAST 1324.98 FEET FROM THE SOUTHEAST CORNER OF SAID SECTION 6 AND RUNNING THENCE ALONG THE NORTH LINE OF THE BOHMAN RANCH PROPERTY RECORDED AS ENTRY NO. 57022 IN BOOK M-67 AT PAGES 330-333 (PART C) IN THE OFFICIAL RECORDS OF THE MORGAN COUNTY RECORDERS OFFICE, AND AN EXTENSION THEREOF, THE FOLLOWING THREE (3) COURSES: 1) NORTH 89°49'32" WEST 648.12 FEET; 2) SOUTH 66°22'28" WEST 413.40 FEET; 3) SOUTH 72°40'28" WEST 229.00 FEET; THENCE NORTH 41°08'49" WEST 115.20 FEET TO A POINT ON THE WHITTIER ESTATES PHASE 3 BOUNDARY LINE, SAID POINT ALSO BEING ON THE MAHOGANY DRIVE ROAD RIGHT OF WAY; THENCE ALONG SAID PHASE 3 BOUNDARY LINE THE FOLLOWING SEVEN (7) COURSES 1) NORTHEASTERLY 110.09 FEET ALONG THE ARC OF A 55.00 FOOT RADIUS NON-TANGENT CURVE TO THE LEFT (CHORD BEARS NORTH 27°46'48" EAST 92.61 FEET); 2) NORTH 29°33'45" WEST 606.72 FEET; 3) NORTHWESTERLY 256.32 FEET ALONG THE ARC OF A 1530.00 FOOT TANGENT RADIUS CURVE TO THE LEFT (CHORD BEARS NORTH 34°21'42" WEST 256.02 FEET); 4) NORTH 39°09'40" WEST 626.87 FEET; 5) NORTH 22°50'41" EAST 76.67 FEET; 6) NORTH 28°58'32" WEST 134.20 FEET; 7) NORTH 61°01'28" EAST 28.81 FEET; THENCE SOUTH 88°56'49" EAST 734.15; THENCE NORTH 00°57'38" EAST, ALONG AN EXISTING FENCE LINE, 371.14 FEET TO THE SOUTHERLY RIGHT OF WAY LINE OF THE UNION PACIFIC RAILROAD; THENCE SOUTHEASTERLY ALONG SAID SOUTHERLY RIGHT OF WAY LINE, 397.57 FEET ALONG THE ARC OF A 1820.00 FOOT NON TANGENT RADIUS CURVE TO THE LEFT (CHORD BEARS SOUTH 65°10'16" EAST 396.78 FEET); THENCE SOUTH 70°36'04" EAST, ALONG SAID SOUTHERLY RIGHT OF WAY LINE, 1093.21 FEET TO THE EAST LINE OF SAID SECTION 6; THENCE SOUTH 00°10'28" WEST, ALONG SAID SECTION LINE, 1191.83 FEET TO THE POINT OF BEGINNING.

CONTAINS 58.93 ACRES MORE OR LESS

These Supplemental Declaration of Covenants, Conditions and Restrictions incorporate herein by reference, to the extent not inconsistent, the terms and conditions of the CC&RS and all terms thereof shall be binding upon Whittier Estates Home Owners Association.

These Supplemental CC&RS and every provision hereof shall take effect upon recording.

IN WITNESS WHEREOF, the undersigned has executed these Supplemental CC&RS the 16 day of September, 2019.

WHITTIER ESTATES HOME OWNERS ASSOCIATION

By: [Signature]

Board Position: President

Wyndel Pasch  
(Print Name)

STATE OF Utah  
COUNTY OF Weber

On this 16 day of September, 2019, personally appeared before me Remington Whiting, known to me to be the President of Whittier Estates Home Owners Association and known to me to be the person who executed the within instrument on behalf of said entity.

[Signature]  
NOTARY PUBLIC

