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Alan Spriggs, Summit County Utah Recorder

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By HOBBS & OLSON, LC

Electronically Recorded

Fifth Amendment

to the Bylaws

of the American Flag Homeowners Association

Pursuant to the provisions of the Bylaws of the American Flag Homeowners Association (the "Association") and the Utah Revised Nonprofit Corporation Act, the Board of Trustees of the Association hereby executes the following amendment to the Bylaws of the Association.

RECITALS

Whereas, the Association was formed by virtue of the Articles of Incorporation and Bylaws adopted on or about June 12, 1980; and

Whereas, the Bylaws were amended at the annual meeting of the Association on December 28, 1986 (and memorialized by a document dated February 23, 1987); and

Whereas, the Bylaws were again amended at the annual meeting of the Association on December 26, 1989 (and memorialized by a document dated March 12, 1990); and

Whereas, the Bylaws were again amended at the annual meeting of the Association on December 27, 2007 (and memorialized by a document dated October 29, 2008); and

Whereas, the Bylaws were again amended at the annual meeting of the Association on December 30, 2008 (and memorialized by a document dated May 26, 2009 and recorded on June 22, 2009 in the Office of the Summit County Recorder as Entry No. 00875946, Book 1989, beginning at Page 115); and

Whereas, the Bylaws were again amended at the annual meeting of the Association on December 28, 2011 by an affirmative vote of a majority of the members; and

Whereas, by this document, the Association wishes and intends to memorialize the amendments adopted on December 28, 2011.

Now Therefore, and based upon the vote held at the annual meeting of December 28, 2011, the Bylaws of the Association are amended as follows:

1. Article XIII of the Bylaws is amended by replacing the existing third paragraph thereof with the following:

The fees to be charged by the Architectural Committee for the review of plans and specifications for modifications and landscaping applications shall be as follows:

New homes and significant remodels \$1200.00

("Significant remodels" shall include any modification or remodel which changes a roofline or a building footprint. This fee includes one re-submittal, if necessary).

Additional re-submittal(s) for new homes/significant remodels (each) \$ 500.00

Small remodels \$ 500.00

Re-roof, same material and color \$ 0.00

Re-roof, different material and color \$ 0.00

Landscaping:

Trees and general landscape plans¹ \$ 0.00

Projects including grading, excavation, or wall construction \$ 500.00


Re-staining; same color \$ 0.00

Re-staining; different color \$ 0.00

In regards to re-roof (different material and color), trees and general landscape plans, and re-staining (different color), when a consulting architect's services are required regarding material, color, tree type or placement, or any other aspect of the application, a fee will be charged to reimburse the Association for that expense. Maintenance related projects such as, but not limited to, deck or porch replacement, dead tree removal, etc., will not require a fee unless architectural consultation is necessary.

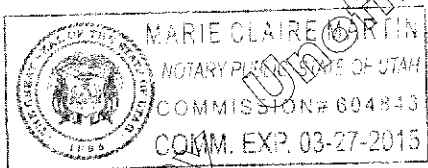
¹ While the Deer Valley Design Guidelines contain multiple sections on vegetation, re-vegetation and new plant location, and while the Declaration mandates Architectural Committee review of all landscape activity, the Architectural Committee's principal concern regarding new trees is normally on location and potential view corridor impairment.


In witness whereof, the undersigned has caused this Fifth Amendment to the Bylaws to be executed on behalf of the American Flag Homeowners Association this 9th day of March March, 2012


Richard Barros, President

STATE OF UTAH)
)
COUNTY OF SUMMIT)

On the 9th day of March, 2012, personally appeared before me Richard Barros, whom being duly sworn did state that he is the President of the American Flag Homeowners Association, and that said instrument was signed on behalf of the Association by authority of its Bylaws and a vote held at the annual meeting of the Association on December 28, 2011.




Notary Public
Residing in 1630 Shorthine
Park City, UT 84060

My Commission Expires:

March 27, 2015

EXHIBIT "A"

All of the American Flag Subdivision according to the Official Plat thereof on file in the Office of the Summit County Recorder.

Tax Serial Numbers AF-1 through and including AF-93

The Lots 88 and 89, American Flag Subdivision Plat Amendment No. 2.

Tax Serial Number AF-88-2-AM

PARCEL 1

Beginning at a point N. 0°30'11" E. 715.055 along a section line and East 547.82 from the Southeast corner of Section 16, T. 2 S., R. 4 E., S.L.B. & M. and running thence East 788.50 feet; thence South 111.81 feet; thence S. 71°02' W. 44.78 feet to a point of a 315.00 foot radius curve to the left, the radius point of which bears S. 18°58' E. 315.00 feet; thence Southwesterly along the arc of said curve 107.35 feet to a point of tangency; thence S. 51°30'23" W. 62.64 feet to a point of a 305.00 foot radius curve to the left, the radius point of which bears S. 38°29'37" E. 305.00 feet; thence Southwesterly along the arc of said curve 229.17 feet to a point of a 954.65 foot radius compound curve to the left, the radius point of which bears S. 81°32'39" E. 954.65 feet; thence Southerly along the arc of said curve 192.235 feet to a point of tangency; thence S. 3°04'54" E. 157.695 feet to a point of a 1115.00 foot radius curve to the left, the radius point of which bears N. 86°55'06" E. 1115.00 feet; thence Southeasterly along the arc of said curve 197.95 feet to a point of a 2101.81 foot radius compound curve to the left, the radius point of which bears N. 76°44'47" E. 2101.81 feet; thence Southeasterly along the arc of said curve 211.77 feet to a point of tangency; thence S. 19°01'35" E. 396.06 feet; thence West 701.53 feet; thence N. 33°15' E. 100.00 feet; thence N. 50°31'45" W. 56.73 feet; thence N. 8°22'17" E. 555.91 feet thence S. 47°39' W. 298.67 feet; thence N. 50°38' W. 443.10 feet; thence N. 26°39' W. 167.60 feet; thence N. 47°39' E. 733.10 feet; thence N. 0°21'43" W. 140.00 feet to the point of beginning. Contains 26.058 acres.

PARCEL 2

Beginning at a point South 1674.96 feet and East 1598.73 feet from the Southeast corner of Section 16, T. 2 S., R. 4 E., S.L.B. & M. and running thence S. 43°00' E. 197.62 feet; thence N. 81°00' E. 512.70 feet; thence N. 16°40' E. 1268.00 feet; thence North 365.95 feet to a point of a 779.20 foot radius curve to the left, the radius point of which bears S. 51°08'14" W. 779.20 feet; thence Northwesterly along the arc of said curve 40.29 feet to a point of tangency; thence N. 41°49'32" W. 402.97 feet to a point of a 503.76 foot radius curve to the left, the radius point of which bears S. 48°10'28" W. 503.76 feet; thence Northwesterly along the arc of said curve 124.655 feet to a point of tangency; thence N. 56°00'12" W. 321.16 feet to a point of a 365.00 foot radius curve to the left, the radius point of which bears S. 31°59'48" W. 365.00 feet; thence Northwesterly along the arc of said curve 146.91 feet to a point of tangency; thence N. 79°03'51" W. 338.12 feet to a point of a 145.00 foot radius curve to the left, the radius point of which bears S. 10°56'09" W. 145.00 feet; thence Westerly along the arc of said curve 75.68 feet to a point of tangency; thence S. 71°02' W. 94.40 feet to a point of a 245.00 foot radius curve to the left, the radius point of which bears S. 18°58' E. 245.00 feet; thence Southwesterly along the arc of said curve 81.50 feet to a point of tangency; thence S.

51°30'02" W. 62.64 feet to a point of a 235.00 foot radius curve to the left, the radius point of which bears S. 38°29'37" E. 235.00 feet; thence Southwesterly along the arc of said curve 176.57 feet to a point of a 884.64 foot radius curve to the left, the radius point of which bears S. 81°32'39" E. 884.64 feet; thence Southerly along the arc of said curve 178.14 feet to a point of tangency; thence S. 3°04'54" E. 157.70 feet to a point of a 1045.00 foot radius curve to the left, the radius point of which bears N. 86°55'06" E. 1045.00 feet; thence Southeasterly along the arc of said curve 185.52 feet to a point of a 2031.80 foot radius curve to the left, the radius point of which bears N. 76°44'47" E. 2031.80 feet; thence Southeasterly along the arc of said curve 204.71 feet to a point of tangency; thence S. 19°01'35" E. 573.33 feet to a point of a 866.65 foot radius curve to the left, the radius point of which bears N. 70°38'25" E. 866.65 feet; thence Southeasterly along the arc of said curve 229.13 feet to a point of tangency; thence S. 34°10'29" E. 211.53 feet to a point of a 245.00 foot radius curve to the right, the radius point of which bears S. 55°49'32" W. 245.00 feet; thence Southerly along the arc of said curve 188.70 feet to a point of tangency; thence S. 9°57'18" W. 70.95 feet to a point of a 210.00 foot radius curve to the right, the radius point of which bears N. 80°02'42" W. 210.00 feet; thence Southerly along the arc of said curve 90.25 feet to the point of beginning.
Contains 56.986 acres.