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5/1/2012 10:13:00 AM \$21.00  
Book - 10013 Pg - 4265-4268  
Gary W. Ott  
Recorder, Salt Lake County, UT  
BARTLETT TITLE INS AGCY  
BY: eCASH, DEPUTY - EF 4 P.

**FIRST AMENDMENT TO  
DECLARATION OF COVENANTS, CONDITIONS  
AND RESTRICTIONS  
OF  
THE ARBORS AT HERRIMAN TOWNE CENTER  
(a Residential Community)**

**FIRST AMENDMENT TO  
DECLARATION OF COVENANTS, CONDITIONS  
AND RESTRICTIONS OF  
THE ARBORS AT HERRIMAN TOWNE CENTER**

THIS FIRST AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS OF THE ARBORS AT HERRIMAN TOWNE CENTER is made this 30 day of April, 2012, by Fieldstone Utah Investors, L.L.C. (herein referred to as "Declarant").

**RECITALS:**

A. Declarant executed and caused to be recorded that certain Declaration of Covenants, Conditions and Restrictions of The Arbors at Herriman Towne Center (the "Declaration"), which was filed of record with the Salt Lake County Recorder's Office on February 1, 2012, as Entry No. 11325124, against the following lots:

*Lots 38, 39, 42, 43, 44 and 45, HERRIMAN TOWNE CENTER PLAT "E",  
PHASE 1 LOT A AMENDED, according to the official plat thereof, filed  
in the office of the Salt Lake County Recorder, State of Utah.*

B. Pursuant to Section 15.1 of the Declaration, Declarant desires to amend certain provisions of the Declaration as set forth below.

**AMENDMENT OF DECLARATION:**

NOW THEREFORE, having satisfied the requirements of Section 15.1 of the Declaration, the following provision shall be added to page 12 of the Declaration beneath the existing language of Section 9.11:

9.12 Fencing shall be allowed only in the location where originally installed by Declarant, and only with the same color, size and materials as originally installed by Declarant. Such fencing shall comply with the following requirements: it shall exist only between two adjacent Units; it shall be no closer than two (2) feet to the back corner of the Units, and no closer than three (3) feet to the front corner of the Units; it shall not connect to any porches; and, it shall be of solid tan color, vinyl material, with a height of five (5) feet. Any and all changes to these requirements regarding fencing must be approved in advance by Declarant and the Association in writing.

This Amendment shall apply to all Lots and Units in the Project (as the term "Project" is defined in the Declaration). As amended above, the Declaration remains in full force and effect.

Executed on the date stated above.

**DECLARANT:**

FIELDSTONE UTAH INVESTORS, L.L.C.

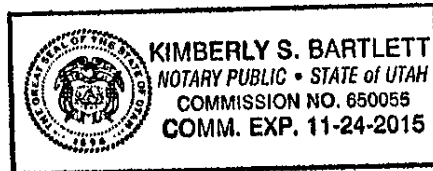
By: Troy Miller  
Its: Div President

STATE OF UTAH                    )  
  :SS.  
COUNTY OF SALT LAKE    )

The foregoing instrument was acknowledged before me this 30 day of April,  
2012, by Troy Gabler, as Division President of Fieldstone  
Utah Investors, L.L.C.

CSWP  
NOTARY PUBLIC

SEAL:



**Legal Description**

**(The Property)**

This Amendment shall be filed of record against the following property:

Lots 38, 39, 42, 43, 44 and 45, HERRIMAN TOWNE CENTER PLAT "E", PHASE 1 LOT A AMENDED, according to the official plat thereof, filed in the office of the Salt Lake County Recorder, State of Utah.