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1990 APR 23 3:55 PM FEE 9.00  
RECORDED FOR RODNEY WILKINSON

**THIRD AMENDMENT TO DECLARATION OF COVENANTS,  
CONDITIONS, AND RESTRICTIONS FOR TODD TOWN  
HOUSES PLANNED UNIT DEVELOPMENT**

This Amendment to Declaration of Covenants, Conditions, and Restrictions hereinafter called "Amended Declaration" is made and executed in Utah County, State of Utah, this 23rd day of April, 1990, by David L. Ercanbrak, president of the management committee of Todd Town Houses, a Utah condominium project, hereinafter called "Declarant," pursuant to the provisions of the Utah Condominium Ownership Act and the Rules and Regulations of Orem City, Utah County, Utah.

This Third Amendment to Declaration hereby amends the amended Declaration of Todd Town Houses recorded on the 24th day of May 1973, in Book 1258, Page 229 recorded at the Utah County Recorder's office in Provo, Utah County, Utah. Except as herein amended, the terms contained in the amended Declaration shall still remain in full force and effect.

**WITNESSETH:**

WHEREAS, the written consent to make this amendment has been given by at least seventy-five percent (75%) of the owners of the condominium project located in Utah County, State of Utah, now known as Todd Town Houses, and more particularly described as follows:

Commencing at a point located North 0°06'50" West along the one-quarter Section line 2292.72 feet and South 89°38'00" East 31.00 feet from the South one-quarter corner of Section 11, Township 6 South, Range 2 East, Salt Lake Base and Meridian; thence South 89°38'00" East 135.00 feet; thence South 0°19'00" East 159.93 feet; thence South 89°38'00" East 35.86 feet; thence North 159.92 feet; thence South 89°38'00" East 81.50 feet; thence North 4.02 feet; thence South 89°38'00" East 43.50 feet; thence South 238.94 feet; thence along the arc of a 10.00 foot radius curve to the right 14.77 feet (chord bearing and distance of said curve being South 45°11'00" West 14.9 feet); thence North 89°38'00" West 175.45 feet; thence the arc of a 10.00

radius curve to the right 15.59 feet (chord bearing and distance of said curve being North 44°58'30" West 14.05 feet); thence North 0°19'00" West 235.12 feet to the point of beginning.

Area = 1.535 acres., and further including,

Commencing at a point located North 0°06'50" West along the quarter Section line 2292.72 feet and South 89°38'00" East 144.00 feet from the South one-quarter corner of Section 11, Township 6 South, Range 2 East, Salt Lake Base and Meridian; thence North 0°19'00" West 249.25 feet; thence North 89°38'00" West 102.88 feet; thence along the arc of a 10.00 foot radius curve to the left 15.83 feet (chord bearing and distance of said curve being South 45°01'30" West 14.23 feet); thence North 0°19'00" West 34.12 feet; thence South 89°38'00" East 322.25 feet; thence South 518.21 feet; thence North 89°38'00" West 34.06 feet; thence along the arc of a 10.00 foot radius curve to the left 15.77 feet (chord bearing and distance of said curve being North 45°11'00" East 14.19 feet); thence North 474.21 feet; thence along the arc of a 10.00 foot radius curve to the left 15.64 feet (chord bearing and distance of said curve being North 44°49'00" West 14.10 feet); thence North 89°38'00" West 115.06 feet; thence South 409.16 feet; thence North 89°38'00" West 35.86 feet; thence North 0°19'00" West 159.93 feet; thence North 89°38'00" West 22.00 feet to the point of beginning. Area 0.925 acres

Now, therefore, the Declarant, pursuant to the provisions of said Declaration of Covenants, Conditions, and Restrictions, and in compliance with the Utah Condominium Ownership Act (Title 57, Chapter 8, Utah Code Annotated, 1953), as amended, hereby states and declares that the following amendments to such Declaration of Covenants, Conditions, and Restrictions has been and hereby is adopted:

I. Sections 23, 24 and 25 of the Declaration of Covenants Conditions and Restrictions are hereby deleted in their entirety.

II. Other than a above amended, the Declaration of Covenants, Conditions, and Restrictions, as heretofore amended, remains in full force and effect

IN WITNESS WHEREOF, the undersigned have executed this instrument this 23rd day of April, 1990.

TODD TOWN HOUSES

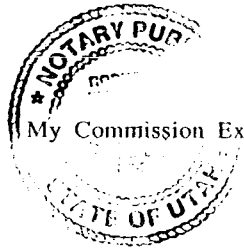
By David L. Ercanbrack  
David L. Ercanbrack, President

ATTEST:

Marian C. Ercanbrack  
Secretary

STATE OF UTAH            )  
                                  :SS  
COUNTY OF UTAH        )

On the 23rd day of April, 1990, personally appeared before me David L. Ercanbrack and Marian C. Ercanbrack, to me known to be the President and Secretary of Todd Town Homes Management Committee that executed the foregoing instrument and upon oath depose that the signatures to said instrument were made by officers of such management committee as indicated after said signatures.



My Commission Expires: 1/6/92

Robney Williams  
NOTARY PUBLIC  
Residing at: Provo, Utah