

WHEN RECORDED RETURN TO:

Paul H. Liapis  
3611 East Millcreek Road  
Millcreek, Utah 84109

14231282 B: 11486 P: 3274 Total Pages: 7  
04/23/2024 11:27 AM By: ECarter Fees: \$52.00  
Rashelle Hobbs, Recorder, Salt Lake County, Utah  
Return To: PAUL H LIAPIS  
3611 EAST MILLCREEK ROAD MILLCREEK, UT 84109



## AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS, AND RESTRICTIONS FOR 16 LOTS IN MILLCREEK CANYON SUBDIVISION

Affected Property Description: This Amendment pertains to the Millcreek Canyon Subdivision consisting of lots 1 through 16 as described and shown in the Millcreek Canyon Subdivision Plat recorded with the Salt Lake County Recorder on **May 27, 1994 as entry number 5834282 in book 94-5, at page 150**, records of the Salt Lake County Recorder. A true and accurate copy of the recorded Millcreek Canyon Subdivision Plat is attached hereto and made a part of this amendment document.

WHEREAS, the Millcreek Canyon Subdivision as recorded is subject to those certain Declaration of Covenants, Conditions, and Restrictions recorded by the original developer, Sussex Group, L.C., on June 7 1994, in Book 6956, Page 0991, as Entry No. 5843030, Salt Lake County Recorder (the "Covenants"), and

WHEREAS, the Covenants were and are designed to protect, preserve, and enhance all of the lots and properties in the Millcreek Canyon Subdivision; and

WHEREAS, pursuant to Part G, Section 1 of the Covenants, the Term of the Covenants is for an initial period of twenty (20) years from the above date of recording, and an additional successive term of ten (10) years, "unless an instrument signed by a majority of the then owners of the 16 lots have been recorded agreeing to change said Covenants in whole or in part"; and

WHEREAS, all of the lots in the Subdivision have not been fully developed and the required majority of the current owners of the 16 lots now desire to renew and extend the effective Term of the Covenants to continue them in full force and effect for an additional term of ten (10) years beyond the expiration of the described initial term, as well as further additional successive terms thereafter of ten (10) years each unless further modified as allowed.

NOW, THEREFORE, the undersigned owners, constituting the required majority of owners in the Millcreek Canyon Subdivision, hereby agree and do modify by this recorded instrument the effective term of the Covenants as to all 16 lots in the Subdivision as follows:

**Part G, General Provisions, Section 1 entitled Term shall be deleted and replaced by the following provision:**

1. Term. These covenants are to run with the land and should and shall be binding upon all parties and all persons claiming under them for a period of 20 years from the date these covenants are recorded, after which time said covenants shall be automatically extended for

Additional successive terms or periods of ten (10) years each unless an instrument signed by the majority of the then owners of the lots has been recorded agreeing to change said covenants in whole or in part.

BE IT FURTHER AGREED, that Paul H. Liapis, an owner of Lot 6 in the Millcreek Canyon Subdivision, be and he hereby is authorized and directed by the undersigned majority of owners to record with the Salt Lake County Recorder this Amendment to the Declaration of Covenants, Conditions and Restrictions for Millcreek Canyon Subdivision, as authorized agent of the said owners.

BE IT FURTHER AGREED, that except as specifically provided herein, all remaining terms and conditions of the Covenants shall remain in full force and effect.

Dated this 28<sup>th</sup> day of March 2024.

By the Undersigned Majority of Owners:

Lot 1

ROHIT RAJ POOY

Print Name

ROBIN M. POOY

Print Name

Rohit Raj Pooy

Signature

3-24-24

Robin M. Pooy

Signature

3-24-24

Lot 2

Christine Peterson

Print Name

Christine Peterson

Signature

3-24-24

Print Name

Signature

Lot 3

Matthew Euler

Print Name

Matthew Euler

Signature

3-24-24

Denise Lash

Print Name

Denise Lash

Signature

3-24-24

Lot 4

Steven M. Ross

Steven M. Ross

as Justice

3-24-24

TERESA Hicks  
Print Name

Teresa Hicks  
Signature as trustee 3-24-24

Lot 5

Derek Bailey  
Print Name

Derek Bailey  
Signature

Print Name

Signature

Lot 6

Paul H. Liapis  
Print Name

Paul H. Liapis  
Signature as Trustee

Judith L. Liapis  
Print Name

Judith L. Liapis  
Signature as Trustee 3/18/24

Lot 7

Print Name

Signature

Print Name

Signature

Lot 8

Sandra Buys  
Print Name

Sandra Buys  
Signature 3-24-24

JB Buys  
Print Name

Joseph L. Buys  
Signature 3/24/24

Lot 9

Lara L. Haudman  
Print Name

Lara L. Haudman  
Signature 3/24/24

BRADLEY J. FLITTON  
Print Name

Bradley J. Flitton  
Signature 3/24/2024

Lot 10

Print Name

Signature

Print Name

Signature

**Lot 11**

Print Name

Signature

Print Name

Signature

**Lot 12**

Angela Wang  
Print Name

Signature

Print Name

Signature

**Lot 13**

PETER D. MOYES  
Print Name

Signature

Rebecca T. Moyes  
Print Name

Signature

**Lot 14**

Mac McNeer  
Print Name

Signature

Jennifer McNeer  
Print Name

Signature

**Lot 15**

TERRY ROONEY  
Print Name

Signature 3/17/24

LYNNE ROONEY  
Print Name

Signature 3/17/24

DRAWING NUMBER

DRAWING NUMBER

DRAWING NUMBER 9450-150 1 of 2

DRAWING NUMBER

CONSULTING ENGINEERS  
LAND SURVEYORS  
CLASSED  
No. 127-1541  
No. 127-1542  
No. 127-1543  
No. 127-1544

Prepared For: James Gray  
3450 EAST MILLCREEK ROAD  
MILLCREEK CANYON SUBDIVISION

DATE: 10/22/04  
SHEET NO: 10  
SHEET NO: 10  
SHEET NO: 10

**SURVEYOR'S CERTIFICATE**  
I, the undersigned, do hereby certify that I am a Registered Land Surveyor in the State of Utah, and that I am duly qualified to perform the duties of a Surveyor. I have personally supervised the making of the survey shown on this plan, and I have caused the same to be correctly and truthfully shown thereon. I have caused the same to be correctly and truthfully shown thereon. I have caused the same to be correctly and truthfully shown thereon.

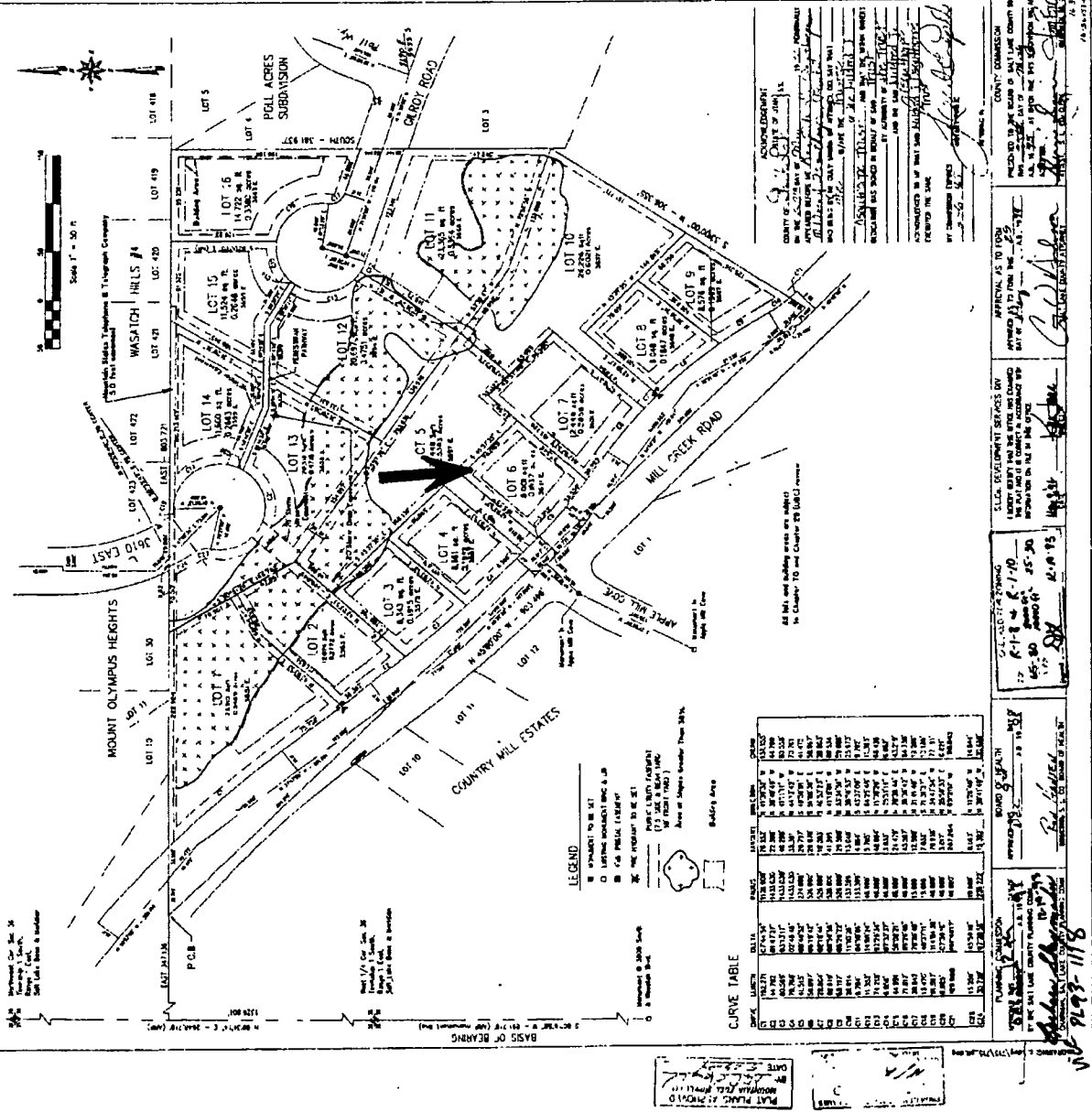
BOUNDARY DESCRIPTION

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**OWNER'S DECLARATION**  
I, the undersigned, do hereby declare that I am the owner of the land shown on this plan, and that I have caused the same to be correctly and truthfully shown thereon. I have caused the same to be correctly and truthfully shown thereon. I have caused the same to be correctly and truthfully shown thereon.

**ACKNOWLEDGMENT**  
I, the undersigned, do hereby acknowledge the contents of this plan, and that I have caused the same to be correctly and truthfully shown thereon. I have caused the same to be correctly and truthfully shown thereon. I have caused the same to be correctly and truthfully shown thereon.

**MILLCREEK CANYON**  
LOCATED IN THE COUNTY OF KANE, STATE OF ARIZONA  
DATE OF THIS COUNTY OF KANE RECORD AND FILED IN THE OFFICE OF THE COUNTY CLERK OF KANE COUNTY, ARIZONA, THIS 10th DAY OF OCTOBER, 2004.  
COUNTY CLERK OF KANE COUNTY, ARIZONA



**ACKNOWLEDGMENT**  
I, the undersigned, do hereby acknowledge the contents of this plan, and that I have caused the same to be correctly and truthfully shown thereon. I have caused the same to be correctly and truthfully shown thereon. I have caused the same to be correctly and truthfully shown thereon.

**CURVE TABLE**

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Sheet 1 of 2

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DRAWING NUMBER

DRAWING NUMBER

DRAWING NUMBER 2#2  
94-5p-150

DRAWING NUMBER

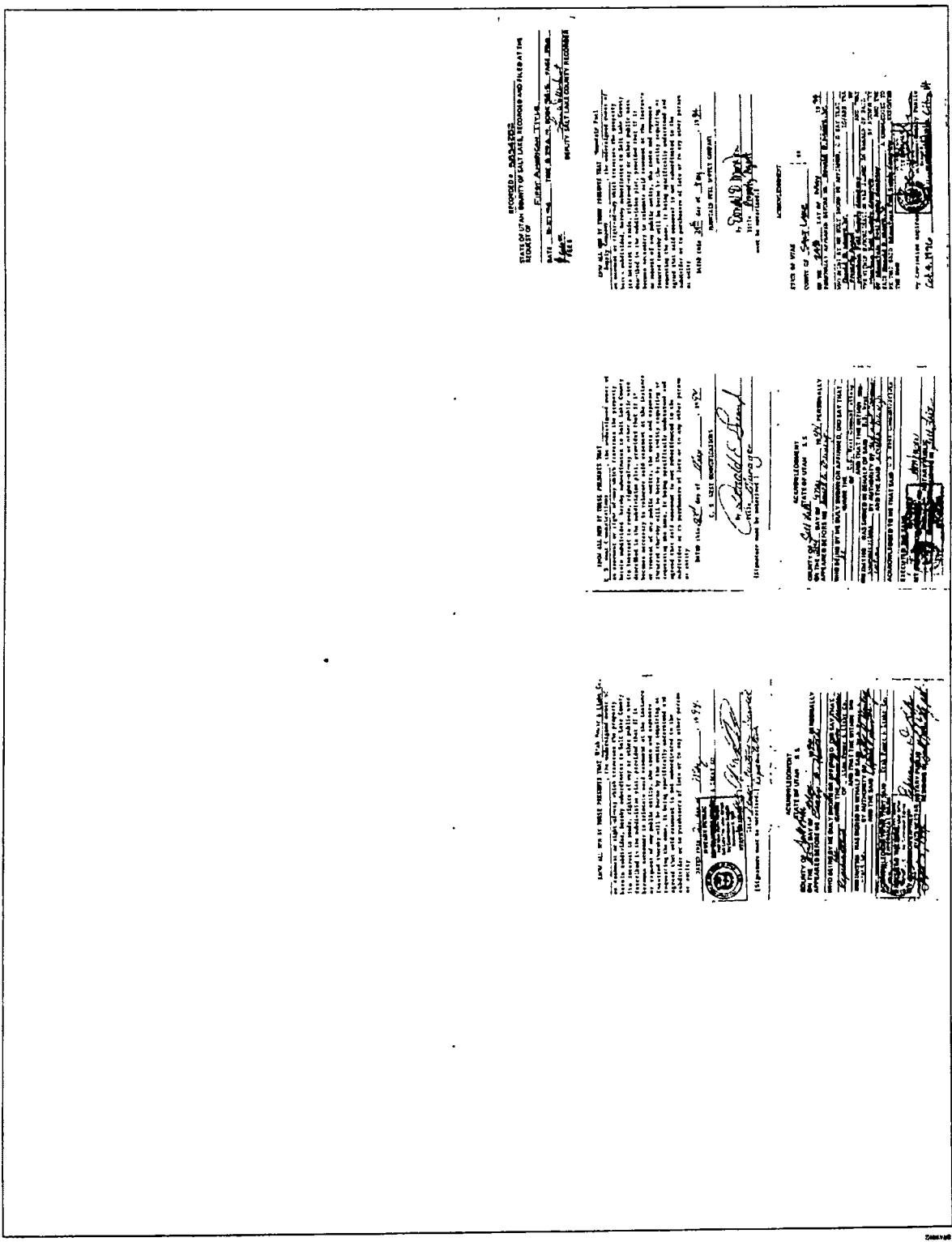
NOFF ENGINEERING, INC.  
CONSULTING ENGINEERS  
1400 SWAHLERS  
PLAZA  
SUITE 200  
DALLAS, TEXAS 75201  
TEL (214) 272-8100  
FAX (214) 272-8100  
SATURDAY CITY VIEW 8417

Prepared For: **James Group**  
3450 EAST MILLCREEK ROAD  
SEC 36, T1S, R1E, S1B & N  
**MILLCREEK CANYON SUBDIVISION**

REVISIONS

NO.	DATE	DESCRIPTION

DATE: 11/11/94  
BY: [Signature]  
CHECKED BY: [Signature]  
PROJECT NO: 94-5p-150  
SHEET NO: 2 of 2



RECORDED IN THE PUBLIC RECORDS OF THE COUNTY OF TARRANT, TEXAS, BOOK 11, PAGE 111. THIS INSTRUMENT IS HEREBY REFERRED TO AS INSTRUMENT NO. 94-5p-150.

NOTARIAL PUBLIC STATE OF TEXAS  
My Comm. Expires 11/11/95  
I, [Signature], Notary Public for the State of Texas, do hereby certify that the foregoing is a true and correct copy of the original instrument as the same appears to me.

WITNESSED MY HAND AND SEAL OF OFFICE AT DALLAS, TEXAS, THIS 11th DAY OF NOVEMBER, 1994.

NOTARIAL PUBLIC STATE OF TEXAS  
My Comm. Expires 11/11/95  
I, [Signature], Notary Public for the State of Texas, do hereby certify that the foregoing is a true and correct copy of the original instrument as the same appears to me.

WITNESSED MY HAND AND SEAL OF OFFICE AT DALLAS, TEXAS, THIS 11th DAY OF NOVEMBER, 1994.

NOTARIAL PUBLIC STATE OF TEXAS  
My Comm. Expires 11/11/95  
I, [Signature], Notary Public for the State of Texas, do hereby certify that the foregoing is a true and correct copy of the original instrument as the same appears to me.

WITNESSED MY HAND AND SEAL OF OFFICE AT DALLAS, TEXAS, THIS 11th DAY OF NOVEMBER, 1994.

94-5-150

This map may or may not be a survey of the land depicted hereon. Backman Title expressly disclaims any liability for loss or damage which may result from reliance on this map or any information contained hereon. Coverage for any such loss or damage is available through the title insurance policy provided by the title insurer. The title insurer's insurance policy, if any, to which this map is attached.

Lot 16

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Signature

Authorized Signer: Paul H. Liapis, Authorized Agent

Paul H. Liapis

**ACKNOWLEDGEMENT**

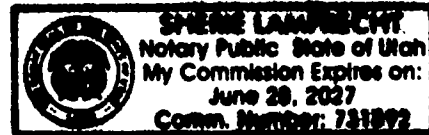
State of Utah

County of Salt Lake

The foregoing instrument was duly signed and acknowledged before me this 28<sup>th</sup> day of March, 2024,  
By Paul H. Liapis, who personally appeared before me and affirmed that he is the authorized agent of the  
Owners signing above.

Sherie Lamprecht

NOTARY PUBLIC  
STATE OF UTAH  
COUNTY OF SALT LAKE



My Commission Expires: 6.28.2027