

ENTRY NO. 151709 DATE 3-19-90 TIME 4:47 FEE \$10.00  
RECORDED FOR 1st AMERICAN BOOK 216 PAGE 745-748  
RECORDER JOE DEAN HUBER BY LISA SESSIONS

When Recorded, Mail To:

Paul W. Hess  
STRONG & HANNI  
Sixth Floor Boston Bldg.  
Salt Lake City, Utah 84111

PAGE (+) INDEX ( ) ABSTRACT (O) PLAT ( ) CHECK ( )

SIXTH AMENDMENT  
TO DECLARATION OF  
COVENANTS, CONDITIONS, AND RESTRICTIONS  
FOR  
SCHNEITTER'S SWISS OAKS,  
An Expandable Condominium Project

THIS SIXTH AMENDMENT is made and entered into as of the 8th day of March, 1990, by SCHNEITTER'S SWISS OAKS, LTD., a Utah limited partnership (hereinafter referred to as the "Declarant").

RECITALS:

A. The Declaration. The Declarant previously executed a Declaration of Covenants, Conditions, and Restrictions for Schneitter's Swiss Oaks, An Expandable Condominium Project (hereinafter referred to as the "Declaration"), dated September 24, 1985 and recorded September 26, 1985, Entry No. 136583, Book 175, Pages 418-482, at the Wasatch County Recorder's Office, submitting the Land and Buildings as described and defined therein to the provisions of the Utah Condominium Ownership Act (Title 57, Chapter 8, Utah Code Annotated).

B. The First Amendment. The Declaration was amended by a First Amendment dated December 21, 1985, and recorded January 14, 1986, Entry No. 137522, Book 178, Pages 142-145, at the Wasatch County Recorder's Office.

C. The Second Amendment. The Declaration was again amended by a Second Amendment dated January 6, 1987, and recorded January 13, 1987, Entry No. 140973, Book 186, Pages 717-722, at the Wasatch County Recorder's Office.

D. The Third Amendment. The Declaration was again amended by a Third Amendment dated as of January 22, 1989, and

recorded February 22, 1989, Entry No. 148121, Book 206, Pages 645-656.

E. Fourth Amendment. The Declaration was again amended by a Fourth Amendment dated as of June 6, 1989, and recorded June 14, 1989, Entry No. 149044, Book 209, Pages 142-148.

F. Fifth Amendment. The Declaration was again amended by a Fifth Amendment dated as of February 16, 1990, and recorded February 21, 1990, Entry No. 151399, Book 216, Pages 183-187.

G. Storage Units. Declarant desires to clarify that storage units constitute Limited Common Areas within the meaning of Section 1.13 of the Declaration and to identify which storage units are not assigned or appurtenant to any particular condominium Unit, and are therefore transferable.

NOW, THEREFORE, the Declaration is hereby amended and supplemented as follows:

1. Exhibit A. Exhibit A to the Declaration (and subsequent amendments thereto) is amended and supplemented to provide that one storage unit is assigned and is appurtenant to each condominium Unit. The identifying number of each storage unit shall be identical to the number assigned to the parking stall or garage space appurtenant to each condominium Unit, as set forth in Exhibit A to the Declaration and subsequent amendments thereto. Each storage unit so identified shall be appurtenant to and is assigned to the condominium Unit with the parallel description. By way of example, storage unit A-1 is assigned and appurtenant to Unit 1 in Building A, storage unit A-2 is assigned and appurtenant to Unit 2 in Building A, and so forth.

In addition to the storage units assigned and appurtenant to condominium Units, there are four (4) surplus storage units which are hereby identified as follows: B-9, H-9, X-9, and X-10. Exhibit A to the Declaration and subsequent amendments thereto is hereby amended to reflect that said four (4) surplus storage units are freely transferable separate and apart from any condominium Unit. Said surplus storage units are not assigned or appurtenant to any particular condominium Units.

2. Land. The real property affected by this Sixth Amendment is described in Exhibit B, attached hereto and incorporated herein by reference, which property is located in Wasatch County, State of Utah.

3. Definitions and Confirmation. All terms used in this Sixth Amendment shall have the same meaning and import as given in the Declaration. Except as expressly and specifically

amended herein, the Declaration is hereby confirmed as originally executed and recorded and as amended by the First, Second, Third, Fourth, Fifth, and Sixth Amendments.

IN WITNESS WHEREOF, this Sixth Amendment was executed as of the day and year first above written.

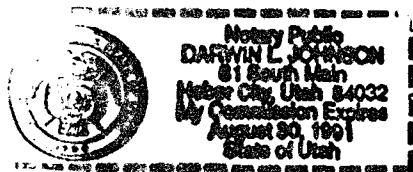
Attest: SWISS OAKS DEVELOPMENT, INC., a Utah corporation, General Partner, for and in behalf of SCHNEITTER'S SWISS OAKS, LTD., a Utah limited partnership

Colleen D. Fuller  
Secretary

BY Robert L. Fuller  
President

STATE OF UTAH )  
COUNTY OF Wasatch ) : SS

On the 14 day of March, 1990, personally appeared before me Robert L. Fuller, who being by me duly sworn did say that he is the President of Swiss Oaks Development, Inc., a Utah corporation, and that the within and foregoing Sixth Amendment to Declaration of Covenants, Conditions and Restrictions for Schneitter's Swiss Oaks, an Expandable Condominium Project, was signed in behalf of said corporation by authority of its bylaws or a resolution of its board of directors; said person duly acknowledged to me that said corporation executed the same for and in behalf of Schneitter's Swiss Oaks, Ltd., a Utah limited partnership.



Darwin L. Johnson  
NOTARY PUBLIC  
Residing at: Heber City

My Commission Expires:  
8-30-91

S9/SAMENDnh

EXHIBIT "B"

Plat C, Building B-9, Plat D, Building H-9, Plat F, Building X-9 and Plat F, Building X-10, according to the Official Plats thereof on file and of record in the Office of the Wasatch County Recorder.