

WHEN RECORDED, PLEASE RETURN TO:
Whispering Pines Property Owners Association
Attn: Secretary/Treasurer
P O Box 85
Mt. Pleasant, Utah 84647

Ent 169197 Bk 600 Pg 1611
Date: 16-MAR-2010 1:34PM
Fee: \$164.00 Check
Filed By: RDH
REED D HATCH, Recorder
SANPETE COUNTY CORPORATION
For: WHISPERINGS PINE PROPERTY OWNERS ASSN
WHISPERING PINE PROPERTY OWNERS ASSOC.

**AMENDED DECLARATION
OF RESERVATIONS, RESTRICTIONS AND COVENANTS
FOR THE
WHISPERING PINES SUBDIVISION, PHASE 3, SHEET 2**

We, the undersigned owners of a majority of the lots within the Whispering Pines Subdivision, Phase 3, Sheet 2, according to the official plat thereof on file with the Sanpete County (Utah) Recorder [said plat being recorded on 11 August 1986 as Recorded Document #285607], hereby adopt the following "Amended Declaration" as an amendment to those certain covenants and restrictions recorded as Recorded Document #248579 on 6 November 1979, at Book 210 Pages 831 through 852, inclusively, in the official records of the Sanpete County (Utah) Recorder, said restrictions to encumber the said Subdivision [as described herein, including but not limited to our individual lots owned by us and all other lots within the Subdivision].

The foregoing amendment and the adoption of these covenants shall not be deemed to be an amendment of the foregoing previously recorded covenants, insofar as such covenants are applicable to and binding upon other areas of the 460 acre Whispering Pines (Phase 3) Subdivision, as such other areas are described in the legal description attached to said previously recorded covenants and restrictions.

Those other areas contained within the Whispering Pines Subdivision not described within "Phase 3, Sheet 2" shall be and remain unaffected by the amendment of the "covenants" affected herein.

The lots contained within the real estate encumbered by these covenants (and the owners of said lots), in addition to the lots (and the owners of said lots) contained within areas of the Whispering Pines development not affected by the "amendment" herein Whispering Pines Subdivision development, regardless of where said "common areas" are located (either within or without the area described in Paragraph 1 of this Amended Declaration), according to the same terms and conditions (including the payment of annual assessment fees for such maintenance and/or use), notwithstanding the amendments herein effected.

RECITALS

Whereas, certain covenants and restrictions applicable to the Whispering Pines Subdivision, Phase 3 Sheet 2, were recorded in the official records of the Sanpete County (Utah) Recorder as Recorded Document #248570 on 6 November 1979 at Book 210 Pages 831 through 852, inclusively; and,

Whereas, Paragraph 3.a of said previously recorded covenants provided for the amendment of said covenants; and,

Whereas, the majority of the now record owners of the lots herein identified, as indicated by our signatures below, desire to amend said previously recorded covenants.

1. REAL ESTATE ENCUMBERED BY THESE DECLARATIONS, CONDITIONS AND RESTRICTIONS. The real estate encumbered by these declarations, conditions and restrictions is that certain real estate, included within the previously recorded Whispering Pines Subdivision, Phase 3, Sheet 2 "covenants", as such covenants were recorded against the platted lots contained within "Phase 3, Sheet 2",