

**THIRD AMENDMENT TO THE
DECLARATION OF CONDOMINIUM
FOR
THE PRESERVE AT WATER'S EDGE CONDOMINIUMS**
An Expandable Utah Condominium Project

THIS THIRD AMENDMENT TO THE DECLARATION OF CONDOMINIUM FOR THE PRESERVE AT WATER'S EDGE CONDOMINIUMS is effective when recorded with the Utah County Recorder's Office by Edge Preserve, LLC ("Declarant"), pursuant to the Utah Condominium Ownership Act.

RECITALS

- A. Declarant is the Declarant as identified and set forth in that certain Declaration of Condominium for The Preserve at Water's Edge Condominiums, recorded with the Utah County Recorder on June 7, 2016 as Entry Number 51220:2016 ("Declaration").
- B. The First Amendment to the Declaration of Condominium for The Preserve at Water's Edge Condominiums, was recorded with the Utah County Recorder on December 12, 2016 as Entry Number 124847:2016.
- C. The Second Amendment to the Declaration of Condominium for The Preserve at Water's Edge Condominiums, was recorded with the Utah County Recorder on January 30, 2017 as Entry Number 9522:2017.
- D. Capitalized terms used herein shall have the same meaning as defined in Article 1 of the Declaration.
- E. The Declaration pertains to certain real property known as The Preserve at Water's Edge Condominiums as more particularly described on Exhibit "A" hereto and incorporated herein by this reference. All real property subject to the Declaration, including Additional Land added to the Project shall be subject to this amendment.
- F. Under Section 15.1(a) of the Declaration, the Declarant has the independent right to amend the Declaration.
- G. Pursuant to Section 15.1(a), Declarant hereby amends the Declaration as outlined below.

AMENDMENTS

Amendment One

Section 13.7 shall be added to the Declaration and shall read as follows:

13.7 **Department of Veterans Affairs Loans.** Notwithstanding anything herein to the contrary, to the extent that any provision set forth in the Declaration, Bylaws, and/or Rules and Regulations is inconsistent with the requirement(s) of guaranteed or direct loan programs of the United States Department of Veterans Affairs, as set forth in Chapter 37 of Title 38 of the United States Code, or Part 36 of Title 38 of the Code of Federal Regulations ("DVA Financing"), such provision shall not apply to any Unit that is (i) encumbered by DVA Financing, or (ii) owned by the Department of Veterans Affairs.

Conflicts. All remaining provisions of the Declaration and any prior amendments not specifically amended in this document shall remain in full force and effect. In the case of any conflict between the provisions of this document and the provisions of the Declaration or any prior amendments, the provisions of this document shall in all respects govern and control.

Incorporation and Supplementation of Declaration. This document is supplemental to the Declaration, which by reference is made a part hereof, and all the terms, definitions, covenants, conditions, restrictions, and provisions thereof, unless specifically modified herein, are to apply to this document and are made a part hereof as though they were expressly rewritten, incorporated, and included herein.

IN WITNESS WHEREOF, the Declarant has executed this THIRD AMENDMENT TO THE DECLARATION FOR THE PRESERVE AT WATER'S EDGE CONDOMINIUMS as of the day and year written below.

DATED as of the 31 day of March, 2017.

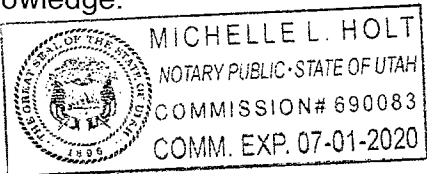
EDGE PRESERVE, LLC

By Steve Maddox

Its: Manager

State of Utah)
) :ss
County of Utah)

On this 31 day of March, 2017, personally appeared before me Steve Maddox, who being by me duly sworn, did say that he/she is the Manager of Edge Preserve, LLC; and that he/she signed the foregoing Third Amendment to the Declaration on and in behalf of said limited liability company; and that the foregoing information is true and accurate to the best of his/her knowledge.



Michelle L. Holt
NOTARY PUBLIC

**EXHIBIT A
LEGAL DESCRIPTION FOR RECORDING**

That certain real property, located in Utah County, State of Utah and more particularly described as follows:

Units 101 to 110 of PLAT A, THE PRESERVE AT WATER'S EDGE CONDOMINIUM, according to the official plat thereof on record with the Utah County Recorder's Office, Utah, also described as Serial Numbers 49:809:0101 through 49:809:0110.

Units 201 to 210 of PLAT A, THE PRESERVE AT WATER'S EDGE CONDOMINIUM, according to the official plat thereof on record with the Utah County Recorder's Office, Utah, also described as Serial Numbers 49:809:0201 through 49:809:0210.

Units 1901 to 1910 of PLAT A, THE PRESERVE AT WATER'S EDGE CONDOMINIUM, according to the official plat thereof on record with the Utah County Recorder's Office, Utah, also described as Serial Numbers 49:809:1901 through 49:809:1910.

Units 2001 to 2010 of PLAT A, THE PRESERVE AT WATER'S EDGE CONDOMINIUM, according to the official plat thereof on record with the Utah County Recorder's Office, Utah, also described as Serial Numbers 49:809:2001 through 49:809:2010.

Units 1101 to 1110 of THE PRESERVE AT WATER'S EDGE CONDOMINIUMS, PLAT "B-1", according to the official plat thereof on record with the Utah County Recorder's Office, Utah.

Units 1201 to 1210 of THE PRESERVE AT WATER'S EDGE CONDOMINIUMS, PLAT "B-2", according to the official plat thereof on record with the Utah County Recorder's Office, Utah.

Units 1001 to 1010 of THE PRESERVE AT WATER'S EDGE CONDOMINIUMS, PLAT "B-3", according to the official plat thereof on record with the Utah County Recorder's Office, Utah.

Units 1301 to 1310 of THE PRESERVE AT WATER'S EDGE CONDOMINIUMS, PLAT "B-4", according to the official plat thereof on record with the Utah County Recorder's Office, Utah.

Units 901 to 910 of THE PRESERVE AT WATER'S EDGE CONDOMINIUMS, PLAT "B-5", according to the official plat thereof on record with the Utah County Recorder's Office, Utah.

Units 1401 to 1410 of THE PRESERVE AT WATER'S EDGE CONDOMINIUMS, PLAT "B-6", according to the official plat thereof on record with the Utah County Recorder's Office, Utah.

Units 801 to 810 of THE PRESERVE AT WATER'S EDGE CONDOMINIUMS, PLAT "B-7", according to the official plat thereof on record with the Utah County Recorder's Office, Utah.

Units 701 to 710 of THE PRESERVE AT WATER'S EDGE CONDOMINIUMS, PLAT "B-8", according to the official plat thereof on record with the Utah County Recorder's Office, Utah.

Units 301 to 310 of THE PRESERVE AT WATER'S EDGE CONDOMINIUMS, PLAT "C-1", according to the official plat thereof on record with the Utah County Recorder's Office, Utah.

Units 401 to 410 of THE PRESERVE AT WATER'S EDGE CONDOMINIUMS, PLAT "C-2", according to the official plat thereof on record with the Utah County Recorder's Office, Utah.

Units 501 to 510 of THE PRESERVE AT WATER'S EDGE CONDOMINIUMS, PLAT "C-3", according to the official plat thereof on record with the Utah County Recorder's Office, Utah.

Units 601 to 610 of THE PRESERVE AT WATER'S EDGE CONDOMINIUMS, PLAT "C-4", according to the official plat thereof on record with the Utah County Recorder's Office, Utah.

Units 1501 to 1510 of THE PRESERVE AT WATER'S EDGE CONDOMINIUMS, PLAT "C-5", according to the official plat thereof on record with the Utah County Recorder's Office, Utah.

Units 1601 to 1610 of THE PRESERVE AT WATER'S EDGE CONDOMINIUMS, PLAT "C-6", according to the official plat thereof on record with the Utah County Recorder's Office, Utah.

Units 1701 to 1710 of THE PRESERVE AT WATER'S EDGE CONDOMINIUMS, PLAT "C-7", according to the official plat thereof on record with the Utah County Recorder's Office, Utah.

Units 1801 to 1810 of THE PRESERVE AT WATER'S EDGE CONDOMINIUMS, PLAT "C-8", according to the official plat thereof on record with the Utah County Recorder's Office, Utah.