

After Recording Return To:

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**AMENDMENT TO THE
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR
SERGEANT COURT
(AS TO PHASE 3 ONLY)**

A. Certain real property in Utah County, Utah, was subjected to certain covenants, conditions and restrictions pursuant to a Declaration of Covenants, Conditions and Restrictions, recorded November 16, 2007 as Entry No. 162355:2007 in the Recorder's Office for Utah County, Utah (the "Original Declaration"), an amendment to the Original Declaration recorded March 12, 2015, as Entry No. 19968:2015 in the Recorder's Office for Utah County, Utah, and a Declaration of Annexation recorded February 24 2016 as Entry No. 15011:2016 in the Recorder's Office for Utah County, Utah.

B. This amendment shall be binding against the property described as follows ("Phase 3"):

LOTS 301-341 SERGEANT COURT PHASE 3 subdivision, according to the official plat thereof recorded with the office of the Utah County Recorder, state of Utah.
Serial #'s:

C. Whereas, under Section 3.1 of the Original Declaration, Declarant reserved the right to record an amendment to the Original Declaration, without approval of any owners or the Sergeant Court Homeowners Association, Inc., to supplement the Original Declaration with additional or different covenants and restrictions applicable to annexed property, as the Declarant may deem appropriate, and may delete or modify as to such annexed property such covenants as are contained in the Original Declaration which Declarant deems not appropriate for the annexed property.

D. Declarant desires to amend the Original Declaration as it applies to Phase 3 (as annexed property) and only to Phase 3.

NOW, THEREFORE, the Declarant hereby amends **Article VI** of the Original Declaration inasmuch as it applies to Phase 3 to add the following new Section 6.15 (all existing language to remain the same):

6.15 Solar Energy Systems. No solar energy system may be installed upon any Lot if any part of the system is visible from another Unit or is visible by a person six feet tall standing upon any part of another Lot or the Common Area. For the purposes of this section, "solar energy system" means a system that produces electric energy solely by the use, as a primary energy source, of sunlight.

