

Edwin M. Higley
Aton C. Higley
JAN 23 1976
COUNTY CLERK
DAVIS COUNTY, UTAH

AMENDMENT TO DECLARATION OF CONDOMINIUM OF MAYON HEIGHTS CONDOMINIUM
and to By-Laws attached thereto.

WHEREAS, by Declaration of Condominium of Mayon Heights Condominium, dated November 3, 1975 and recorded December 31, 1975 as Entry No. 425566 in Book 527, pages 966 to 984, inclusive, records of Davis County, Utah, the property described therein was submitted to the provisions of the Utah Condominium Ownership Act as a Condominium Project known as MAYON HEIGHTS CONDOMINIUM, and

WHEREAS, it is the desire of EDWIN M. HIGLEY and ATON C. HIGLEY, his wife, Owners of all the property contained therein to Amend such Declaration as hereinafter recited,

NOW THEREFORE, such Declaration is hereby DECLARED AMENDED as follows:

1. The last sentence in Sub-paragraph (c) of Section 10 is hereby Amended to read as follows:
"Unless Owners representing not less than 75 percent of the undivided interest in the Common Areas agree to the withdrawal of the Project from the provisions of the Act and to its subsequent disposal, the premises shall be repaired, rebuilt or restored to substantially the same conditions they were in immediately prior to such destruction or damage."

AND, the BY-LAWS OF MAYON HEIGHTS CONDOMINIUM, as hereby DECLARED AMENDED as follows:

1. Section III ADMINISTRATION, Sub-paragraph 2, is hereby Amended to read as follows:
2. ANNUAL MEETINGS. The first regular meeting of the Unit Owners shall be held during the month of October, 1976, on such date and at such place as the Management Committee shall specify. Thereafter, the annual meeting shall be held on such day of each succeeding year, provided, however, that whenever such date falls on a legal holiday, the meeting shall be held on the next succeeding business day, and provided further, that the Management Committee may by resolution fix the date of the annual meeting on such date and at such place as the Management Committee may deem appropriate.

2. Section V OFFICERS, Sub-Paragraph 3, is hereby Amended to read as follows:

3. REMOVAL OF OFFICERS AND AGENTS. All Officers and Agents shall be subject to removal, for cause, at any time by the affirmative vote of a majority of the then members of the Management Committee. All Officers and Agents shall be subject to removal without cause at any time by the affirmative vote of the majority of the Unit Owners at an annual meeting or special meeting duly called.

IN WITNESS WHEREOF, we have affixed our signatures this 23rd day of January, A. D. 1976.

Edwin M. Higley
Edwin M. Higley

Aton C. Higley
Aton C. Higley

STATE OF UTAH)
) SS.
COUNTY OF DAVIS)



On this 23rd day of January, A. D. 1976, personally appeared before me EDWIN M. HIGLEY and ATON C. HIGLEY, his wife, the signers of the foregoing instrument, who duly related to me that they executed the same.

Notary Public
Notary Public
My Commission Expires: October 31, 1976
Residing at Layton, Utah