

ENT 5595 BK 2384 PG 729
NINA B REID UTAH COUNTY RECORDER DEP BA
1987 FEB 13 4:06 PM FEE 91.00
RECORDED FOR RONALD SMITH

FIRST AMENDMENT TO THE
DECLARATION OF PROTECTIVE COVENANTS AND RESTRICTIONS
APPLYING TO UNIVERSITY GARDENS SUBDIVISION, PLAT B
PROVO CITY, UTAH

WHEREAS, the original DECLARATION OF PROTECTIVE COVENANTS AND RESTRICTIONS APPLYING TO UNIVERSITY GARDENS SUBDIVISION, PLAT B, PROVO CITY, UTAH, ("Restrictions and Covenants") was signed August 6, 1943, and recorded in the office of the Utah County Recorder on August 18, 1943, as entry number 8809, in book 377, at pages 634 and 635, and

WHEREAS, as stated in the Restrictions and Covenants, the owners of the lots have authority to change the Restrictions and Covenants in whole or in part by majority vote after January, 1969, and

WHEREAS, section "I" of the Restrictions and Covenants reads as follows:

I No person who is of any race other than the white race shall use or occupy any building or any lot, except that this covenant shall not prevent occupancy by domestic servants of a different race domiciled with an owner or tenant.

NOW, THEREFORE: The signers hereto, as a majority of the present lot owners of University Gardens Subdivision, Plat B, do hereby mutually and severally agree to amend the Restrictions and Covenants as follows:

Section "I" of said covenant is hereby deleted and removed in its entirety.

Signed and dated this 29th day of January, 1987.

Marvin D. McEwan
Marvin D. McEwan
Owner of lot 2, block 1

Nina T. McEwan
Nina T. McEwan
Owner of lot 2, block 1

Joseph E. Bussio
Joseph E. Bussio
Owner of lot 5, block 1

Kara M. Bussio
Kara M. Bussio
Owner of lot 5, block 1

Barry W. Olson
Barry W. Olson
Owner of lot 7, block 1

Marianne B. Olson
Marianne B. Olson
Owner of lot 7, block 1

Jeannette R. Price
 Jeannette R. Price
 Owner of lot 11, block 1

Craig Carlile
 Craig Carlile
 Owner of lot 15, block 1

Jane L. Carlile
 Jane L. Carlile
 Owner of lot 15, block 1

Haws A. Marble
 Haws A. Marble
 Owner of lot 16, block 1

Wilmer W. Tanner
 Wilmer W. Tanner
 Owner of lot 20, block 1

Helen B. Tanner
 Helen B. Tanner
 Owner of lot 20, block 1

Thomas DeSoto Morris
 Thomas DeSoto Morris
 Owner of lot 2, block 2

Lana K. Morris
 Lana K. Morris
 Owner of lot 2, block 2

Wayne J. Lewis
 Wayne J. Lewis
 Owner of lot 3, block 2

Betty D. Lewis
 Betty D. Lewis
 Owner of lot 3, block 2

Elvon Louis McClellan
 Elvon Louis McClellan
 Owner of lot 4, block 2

Ruth McClellan
 Ruth McClellan
 Owner of lot 4, block 2

Christopher J. Orndorff
 Christopher J. Orndorff
 Owner of lot 5, block 2

Shirley A. Orndorff
 Shirley A. Orndorff
 Owner of lot 5, block 2

E. W. Donald Fossum
 E. W. Donald Fossum
 Owner of lot 6, block 2

Catherine A. Fossum
 Catherine A. Fossum
 Owner of lot 6, block 2

Darwin W. Olson
 Darwin W. Olson
 Owner of lot 7, block 2

Gayle W. Olson
 Gayle W. Olson
 Owner of lot 7, block 2

J. Reuben Clark III
 J. Reuben Clark III
 Owner of lot 16, block 2

Emily A. Clark
 Emily A. Clark
 Owner of lot 16, block 2

Douglas Conrad Anderson
 Douglas Conrad Anderson
 Owner of lot 17, block 2

David Grant Rencher
 David Grant Rencher
 Owner of lot 18, block 2

Julene S. Rencher
 Julene S. Rencher
 Owner of lot 18, block 2

Marie G. Whitney
 Marie G. Whitney
 Owner of lot 19, block 2

Rayma L. Clarke
 Rayma L. Clarke
 Owner of lot 20, block 2

Craig Seegmiller
 Craig Seegmiller
 Owner of lot 5, block 3

Kenneth Edward Nielson
 Kenneth Edward Nielson
 Owner of lot 8, block 3

Richard D. Stringham
 Richard D. Stringham
 Owner of lot 10, block 3

Amy Y. Valentine
 Amy Y. Valentine
 Owner of lot 11, block 3

Colleen J. Smith
 Colleen J. Smith
 Owner of lot 12, block 3

Marie Ovington Thomas
 Marie Ovington Thomas
 Owner of lot 15, block 3

Ruth Nita Reese
 Ruth Nita Reese
 Owner of lot 16, block 3

Hyrum Dale Nicol
 Hyrum Dale Nicol
 Owner of lot 17, block 3

Homer R. Whitney
 Homer R. Whitney
 Owner of lot 19, block 2

Leo D. Clarke
 Leo D. Clarke
 Owner of lot 20, block 2

Judith F. Wolfgramm
 Judith F. Wolfgramm
 Owner of lot 4, block 3

Judy Seegmiller
 Judy Seegmiller
 Owner of lot 5, block 3

Peggy N. Nielson
 Peggy N. Nielson
 Owner of lot 8, block 3

Mary Ann G. Stringham
 Mary Ann G. Stringham
 Owner of lot 10, block 3

Ronald M. Smith
 Ronald M. Smith
 Owner of lot 12, block 3

Stephen K. Taylor
 Stephen K. Taylor
 Owner of lot 13, block 3

Dale Reese
 Dale Reese
 Owner of lot 16, block 3

Kevin R. Nicol
 Kevin R. Nicol
 Owner of lot 17, block 3

Margaret D. Despain
 Margaret D. Despain
 Owner of lot 18, block 3

Jesse Lorraine Adams
Jesse Lorraine Adams
Owner of lot 20, block 3

Welda Beate Lendt
Welda Beate Lendt
Owner of lot 20, block 3

E. W. Donald Fossum
E. W. Donald Fossum
Owner of lot 1, block 4

Catherine A. Fossum
Catherine A. Fossum
Owner of lot 1, block 4

Catherine Bowles
Catherine Bowles
Owner of lot 3, block 4

George M. Addy
George M. Addy
Owner of lot 4, block 4

Caroline S. Addy
Caroline S. Addy
Owner of lot 4, block 4

Karen Laree Matthews
Karen Laree Matthews
Owner of lot 5, block 4

William O. McMeen
William O. McMeen
Owner of lot 7, block 4

Frances M. McMeen
Frances M. McMeen
Owner of lot 7, block 4

Jerry L. Tanner
Jerry L. Tanner
Owner of lot 8, block 4

Shirley W. Tanner
Shirley W. Tanner
Owner of lot 8, block 4

Florence Davis Valgardson
Florence Davis Valgardson
Owner of lot 10, block 4

Amy Young Valentine
Amy Young Valentine
Owner of lot 13, block 4

Murie H. Petrie
Murie H. Petrie
Owner of lot 17, block 4

Georgia L. McAfee
Georgia L. McAfee
Owner of 18, block 4

Peggy N. Nielson
Peggy N. Nielson
Owner of lot 18, block 4

Caroline Stucki Addy
Caroline Stucki Addy
Owner of lot 2, block 5

Paul F. Reynolds
Paul F. Reynolds
Owner of lot 5, block 5

Dixie Lee Reynolds
Dixie Lee Reynolds
Owner of lot 5, block 5

A. Dean Dangerfield
A. Dean Dangerfield
Owner of lot 6, block 5

Carol D. Dangerfield
Carol D. Dangerfield
Owner of lot 6, block 5

Cyril A. Gardner
Cyril A. Gardner
Owner of lot 8, block 5

Marcella Gardner
Marcella Gardner
Owner of lot 8, block 5

Jane Thompson
Jane Thompson
Owner of lot 9, block 5

Margaret D. Despain
Margaret D. Despain
Owner of lot 10, block 5

Elma Shipp Hewitt
Elma Shipp Hewitt
Owner of lot 2, block 4

Subscribed and sworn before me this 29th day of January, 1987.

David C. Richard
Notary Public

Residing at: Provo, Utah

My commission expires
September 4, 1990.