

ADDENDUM TO THE DECLARATION OF CONDOMINIUM OF

ENT 61822:2006 PG 1 of 2
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2006 May 19 8:54 am FEE 69.00 BY STL
RECORDED FOR PROVO CITY CORPORATION

TIMPANOGOS GATEWAY CONDOMINIUMS

THIS ADDENDUM to the Declaration of Condominium of Timpanogos Gateway Condominiums (as the same is recorded in the Office of the Utah County Recorder on September 15, 2003, as Entry No. 150783:2003, is made this 16th day of May, 2006, by the Declarant, Castlewood Timpanogos-Gateway, LLC, a Utah limited liability company.

The Declaration of Condominium, page 16, Section IV, provides that "The Project may be expanded if all necessary requirements are met for a reasonable expansion." Accordingly, the Project will be expanded as follows:

- 1. <u>Description of Expansion</u>. The converted unit (house) in Phase I will be demolished along with the neighboring house to the south of the converted unit on Canyon Road. Fifteen (15) new Units will be constructed on the Tract, bring the total number of Units in the Project to fifty-seven (57) Units. Additional parking spaces and Common Areas will be included in the expansion. The improvements included in the expansion will all be located on the Tract and described on the modified Plat. The modified Plat describes the improvements; indicates the number of new Units; shows each Unit, its location, and its dimensions; and indicates other significant facts relating to the improvements, Common Areas, and Limited Common Areas.
- **2.** <u>Description of Boundaries</u>. The boundaries of the expanded Project are described as follows: Commencing South 00°39'35" East along the Section line 186.34 feet and West 7.25 feet from the Northeast corner of Section 36, Township 6 South, Range 2 East, Salt Lake Base and Meridian; thence South 00°38'23 West 103.08 feet; thence South 87°40'32" East 216.80 feet; thence South 00°34'00" West 238.40 feet; thence North 89°39'00" West 314.70 feet; thence North 00°30'30" West 54.43 feet; thence West 3.16 feet; thence North 00°41'57" West 65.14 feet; thence North 88°21'48" West 228.46 feet; thence North 00°52'02 East 233.24 feet; thence South 88°05'57" East 331.03 feet to the point of beginning. (Area = 3.24 acres.)
- 3. <u>Common Areas</u>. The Common Areas contained in the Project are described and identified in the Declaration, the original Plat, and the modified Plat. The proportionate share of the Unit Owners in the Common Areas of the project is based on the ratio that each of the Units bears to the total number of the fifty-seven (57) Units. The proportionate ownership of the Common Areas shall be used for all purposes, including but not limited to, assessment for Common Expenses. The ownership of an undivided interest in the Common Areas shall not be separated from the Unit to which it appertains and shall automatically accompany the conveyance of the Unit.
- 4. Occupancy. The new Units in Phase II of the Project, along with all of the existing Units in Phase I, shall be required to comply with the zoning and occupancy requirements of Provo City. Occupancy in the Project shall be limited to not more than three (3) unrelated persons or one family in each Unit. For the purposes of this special condition, "family" means a group of persons related by blood or by marriage, adoption or other legal

relationship, who live and cook together as a single housekeeping unit. This special condition shall run with the land and shall survive any existing agreement. In the event the interested parties elect to modify or remove the foregoing limitation on the Property, the modification or removal shall be in written form mutually agreed to and signed by each of the parties. It shall constitute an amendment to the previous agreement and shall be undertaken pursuant to a vote of the Municipal Council as provided in the existing agreement.

5. All other terms of the Declaration shall remain unchanged.

Adopted and executed by the undersigned Declarant, Castlewood Timpanogos-Gateway, LLC, on the 16th day of May, 2006.

CASTLEWOOD TIMPANOGOS-GATEWAY, LLC a Utah limited liability company

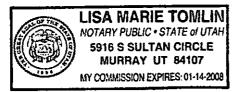
By JEFFREY A. DUKE, Manager

STATE OF UTAH

: SS.

COUNTY OF UTAH)

On this 17 day of May, 2006, personally appeared before me Jeffrey A. Duke, Manager of Castlewood Timpanogos-Gateway, LLC, and on his oath acknowledged that he is a Manager of Castlewood Timpanogos-Gateway, LLC, and that he signed this instrument with the authority and on behalf of said limited liability company.



NOTARY PUBLIC