

When Recorded, Return To:

Walter T. Merrill, P.C.
P.O. Box 1816
Ogden, UT 84402

RETURNED
JAN 06 2009

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4442
E 2414262 B 4686 P 1153-1156
RICHARD T. MAUGHAN
DAVIS COUNTY, UTAH RECORDER
01/06/2009 03:42 PM
FEE \$58.00 Pgs: 4
DEP RT REC'D FOR WESTFIELD ESTATES
PHASE 3 HOME

**FIRST AMENDMENT OF DECLARATION OF PROTECTIVE COVENANTS
WESTFIELD ESTATES PHASE 3 SUBDIVISION**

This FIRST AMENDMENT OF DECLARATION OF PROTECTIVE COVENANTS WESTFIELD ESTATES PHASE 3 SUBDIVISION, hereinafter referred to as the "Amendment," is made this 3 day of December, 2008, by the Westfield Estates Phase 3 Homeowners Association, Inc., hereafter referred to as the "Association."

RECITALS

WHEREAS, the Declaration of Protective Covenants, hereinafter referred to as the "Declaration," was recorded on February 8, 2005, in the office of the Davis County Recorder, in Davis County, Utah, as Entry No. 2050781 in Book 3722 at pages 668-696; and

WHEREAS, the legal description of Westfield Estates Phase 3 Subdivision, in Davis County, Utah, is set forth in the attached Exhibit A; and

WHEREAS, the Declaration is amended by the affirmative vote of a majority of the Members of the Association at the annual meeting of the Association held on June 12, 2008, at 7:00 p.m., at the Bowman Park Bowery, Clearfield, Utah.

NOW THEREFORE, the Association hereby makes the following Amendment:

Amendment to Article IV, Paragraphs 15 & 23

Article IV, Paragraph 15, of the Declaration is amended by deleting the sentence: "Only white vinyl fencing is allowed." and by inserting the following substitute sentence: "Only white vinyl fencing is allowed without the prior written approval of the Architectural Control Committee."

Article IV, Paragraph 23, of the Declaration is amended by deleting the sentence: "No Accessory Building may be larger than 10'x15'." and by inserting the following substitute sentence: "No Accessory Building may be larger than 10'x15' without the prior written approval of the Architectural Control Committee."

EXHIBIT "A"

The Land described in the foregoing document is located in DAVIS COUNTY, UTAH and is described more particularly as follows:

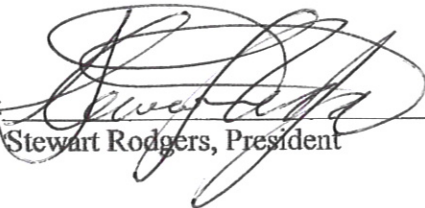
BOUNDARY DESCRIPTION

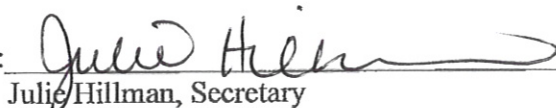
Beginning at a point on the current south line of Gordon Avenue, a 33.00 foot half-width, (1000 North Street), said point being North 89°56'35" West 1320.94 feet along the section line and South 0°10'43" West 93.00 feet from the Northeast Corner of Section 23, Township 4 North, Range 2 West, Salt Lake Base & Meridian and running
thence South 0°10'43" West 1286.09 feet;
thence North 89°56'40" West 660.64 feet to the Southeast Corner of Westfield Estates Phase 2 Subdivision;
thence North 0°11'09" East 1286.11 feet along the east line of said Westfield Estates Phase 2 Subdivision and beyond, to said south line of the aforementioned Gordon Avenue (1000 North Street);
thence South 89°56'35" East 660.48 feet along the said south line of Gordon Avenue to the point of beginning.

Contains: 844544 square feet, 19.503 acres, 43 lots.

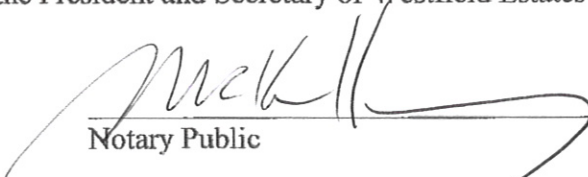
IN WITNESS WHEREOF, the undersigned, on behalf of the Association, do hereby acknowledge and certify that this Amendment has been approved by the affirmative vote of the Association at a meeting of the Association duly called for that purpose, and the undersigned do hereby execute this Amendment the date and year first written above.

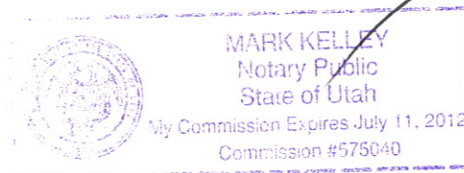
WESTFIELD ESTATES PHASE 3
HOMEOWNERS ASSOCIATION, INC.

By: 
Stewart Rodgers, President

By: 
Julie Hillman, Secretary

The foregoing instrument was duly acknowledged before me this 3 day of November, 2008 by Stewart Rodgers and Julie Hillman, the President and Secretary of Westfield Estates Phase 3 Homeowners Association, Inc.


Notary Public



Parcel Numbers

12-554-0301
12-554-0302
12-554-0303
12-554-0304
12-554-0305
12-554-0306
12-554-0307
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12-554-0337
12-554-0338
12-554-0339
12-554-0340
12-554-0341
12-554-0342
12-554-0343

Legal Description:

All of Lots 301 through 343; Westfield Estates Phase 3

Richard T. Maughan
Recorder, Davis County, UT
WESTFIELD ESTATES PHASE 3 HOME
2414262
Book 4686 Pages 1153-1156
01/06/2009 03:42 PM 58.00

Davis Co. Recorder's Office
WESTFIELD ESTATES PHASE 3 HOME
Date: 01/06/2009 Time: 15:43
By: RT Source: WI
Rec#: 10200330

001	RECORDING FEE	
	1 @ 58.00	58.00
TOTAL:		\$ 58.00
CA		58.00
CHANGE:		0.00

Thank You