

**SECOND AMENDED AND RESTATED  
BY-LAWS  
OF  
SWEETWATER PARK HOMEOWNERS' ASSOCIATION, INC.**

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**ARTICLE I**

**NAME, OFFICE AND DEFINITIONS**

1.01. The Corporation shall be known as the Sweetwater Park Homeowners' Association, Inc. (hereafter "Association"). The principal office of the Association in the State of Utah shall be located in Garden City, Utah. The Association may have such other offices, either within or without the State of Utah, as the Board may designate or as the business of the Association may from time to time require. In this document, when Association is capitalized, it refers to Sweetwater Park Homeowners' Association, Inc.

1.02. "Association" shall mean and refer to Sweetwater Park Homeowners' Association, Inc., its successors and assigns, a Utah nonprofit corporation.

1.03. "Common Areas" shall mean any real property owned by the Association for the common use and enjoyment of the Owners.

1.04. "Declaration" shall mean and refer to the various Declarations of Covenants, Conditions and Restrictions located in the Rich County Recorder's Office, as amended, by which the Association was established.

1.05. "Member" shall mean and refer to those persons and entities entitled to membership in the Association as provided in the Declaration.

1.06. "Property" shall mean and refer to that certain real property in Rich County, Utah more fully described in the Declaration.

1.07. "Owner" shall mean and refer to the record owner, whether one or more persons or entities, of the fee simple title to any Lot on the Property, as more fully described in the Declaration. The term "Owner" shall include contract sellers, but exclude those having such interest merely as security for the performance of an obligation. Every Owner is a Member of the Association, and every Member is an Owner.

1.08. "Lot" shall mean and refer to each parcel of property made subject to the Declaration.

