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ENT 21799:2014 PG 1 of 3  
Jeffery Smith  
Utah County Recorder  
2014 Apr 02 01:31 PM FEE 14.00 BY CLS  
RECORDED FOR Select Title Insurance Agency  
ELECTRONICALLY RECORDED

**AMENDMENT TO  
CROSS UTILITY ACCESS EASEMENT AGREEMENT**

Reference is made to that Cross Utility Access Easement Agreement ("Easement Agreement") made the 14<sup>th</sup> day of August, 2013, by and between Sunset Mountain Properties Limited Partnership, its successors and/or assigns ("Owners") and Eagle Point Town Homes Homeowners Association, its successors and/or assigns ("Association") relating to parcels of land described on said "Easement Agreement", recorded as Entry No. 81050:2013, on August 23, 2013, attached hereto as Exhibit "A". The Owners and Association are sometimes referred to herein individually as a "party" and collectively as the "parties".

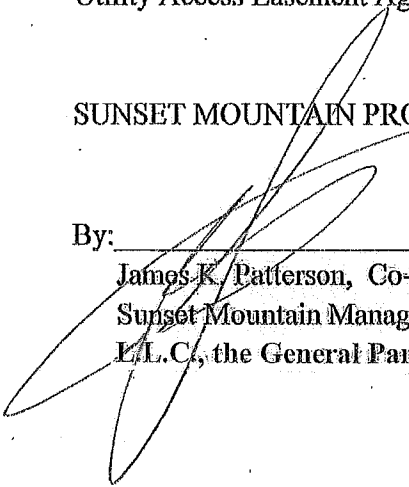
The parties hereby amend the Easement Agreement as follows:

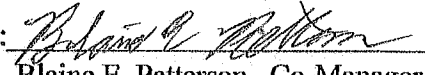
The following additional provision shall be added at the end of Section 1. of the Easement Agreement after the words "Plat A":

"provided, any such grant of cross easement shall be subject to the provisions and limitations concerning cross-easements as set forth in "Notes" section contained in Eagle Point Townhomes, Plat A, which was filed of record in the Utah County Recorder's Office."

IN WITNESS WHEREOF, the parties have executed this Amendment to Cross Utility Access Easement Agreement this 26 day of September, 2013.

**SUNSET MOUNTAIN PROPERTIES LIMITED PARTNERSHIP**

By:   
James K. Patterson, Co-Manager of  
Sunset Mountain Management,  
L.L.C., the General Partner

By:   
Blaine E. Patterson, Co-Manager of  
Sunset Mountain Management,  
L.L.C., the General Partner

**EAGLE POINT TOWN HOMES HOMEOWNERS ASSOCIATION**

By:   
Scott L. Dunn, Director

State of Utah )  
                                  §  
County of Utah )

On the 28th day of September, 2013, before me, the undersigned Notary Public, personally appeared James K. Patterson & Blaine E. Patterson, proven to me on the basis of satisfactory evidence to be the Co-Operating Managers of Sunset Mountain Management, L.L.C., the General Partner of Sunset Mountain Properties Limited Partnership and acknowledged to me they executed the same in their authorized capacities and that by their signatures on the instrument the parties or the entity upon behalf of which the parties acted, executed the instrument.



*Kent P. Smith*  
\_\_\_\_\_  
Notary Public

State of Utah )  
                                  §  
County of Utah )

On this 28<sup>th</sup> day of September, 2013, personally appeared before me before me, the undersigned Notary Public, Scott L. Dunn, Director of Eagle Point Town Homes Homeowners Association, proven to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity and that by his signature on the instrument the person or the entity upon behalf of which the person acted, executed the instrument.



*Kent P. Smith*  
\_\_\_\_\_  
Notary Public

EXHIBIT "A"

BEGINNING AT A POINT BEING NORTH 89°31'09" WEST ALONG THE SECTION LINE 849.34 FEET AND SOUTH 43.06 FEET FROM THE NORTHEAST CORNER OF SECTION 13, TOWNSHIP 6 SOUTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN;

RUNNING THENCE ALONG THE ARC OF A 155.00 FOOT RADIUS CURVE TO THE RIGHT 247.43 FEET (CURVE HAS A CENTRAL ANGLE OF 91°27'46" AND A CHORD THAT BEARS SOUTH 34°47'59" E 221.98 FEET); THENCE ALONG THE ARC OF A 1517.68 FOOT RADIUS CURVE TO THE LEFT 225.47 FEET (CURVE HAS A CENTRAL ANGLE OF 08°30'43" AND A CHORD THAT BEARS SOUTH 06°40'33" WEST 225.26 FEET); THENCE NORTH 83°24'33" WEST 291.03 FEET; THENCE NORTH 05°13'44" EAST 250.30 FEET; THENCE NORTH 09°43'27" EAST 148.95 FEET; THENCE SOUTH 80°31'52" EAST 142.57 FEET TO THE POINT OF BEGINNING.

CONTAINS 2.525 ACRES

BASIS OF BEARING= UTAH STATE PLANE COORDINATES, CENTRAL ZONE