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RETURNED

APR - 5 2002

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SHERYL L. WHITE, DAVIS CNTY RECORDER  
2002 APR 5 9:32 AM FEE 27.00 DEP DJW  
REC'D FOR EARNSHAW ENTERPRISES INC

10-240-0201 thru 213  
Units 201 thru 212 +  
Common Area

AMENDMENT TO THE  
DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND BYLAWS  
OF LEGACY VILLAGE PLANNED RESIDENTIAL UNIT DEVELOPMENT  
PHASE 2

Pursuant to Article VIII, Sections 1-4, of the Declaration of Covenants, Conditions, Restrictions and Bylaws of Legacy Village Planned Residential Unit Development, which is recorded in Davis County, State of Utah, Entry No. \_\_\_\_\_, Book No. \_\_\_\_\_, Page(s) \_\_\_\_\_, ~~Earnshaw Enterprises, Inc.~~ <sup>LEGACY VILLAGE, L.L.C.</sup> Declarant, hereby exercises the option to expand the Properties through this Amendment to the Declaration of Covenants, Conditions, Restrictions and ByLaws of Legacy Village Planned Residential Unit Development.

The expanded Properties shall include the following legal description for Phase 2 of the Legacy Village Planned Residential Unit Development, which phase shall contain two (2) buildings, comprised of six (6) townhouse Units each with garage, main floor and upper floor, and Common Areas and improvements to be constructed:

PART OF THE NORTHWEST QUARTER OF SECTION 20, TOWNSHIP 4 NORTH RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY, DESCRIBED AS FOLLOWS.

BEGINNING AT THE SOUTHWEST CORNER OF LEGACY VILLAGE PHASE 1, P.R.U.D., SAID CORNER BEING NORTH 89°54'50" EAST ALONG THE SECTION LINE 197.20 FEET, AND SOUTH 00°05'10" EAST 167.26 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 20, TOWNSHIP 4 NORTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN; THENCE ALONG THE SOUTH LINE OF SAID P.R.U.D. SOUTH 87°39'18" EAST 176.13 FEET AND SOUTH 78°09'53" EAST 157.24 FEET; THENCE SOUTH 00°11'20" WEST 127.33 FEET; THENCE SOUTH 89°54'50" WEST 94.00 FEET; THENCE NORTH 66°20'52" WEST 46.26 FEET; THENCE SOUTH 89°54'50" WEST 193.58 FEET; THENCE NORTH 00°11'20" EAST 148.66 FEET TO THE POINT OF BEGINNING. Contains 1.08 acres or 46,896 square feet.

RATIFICATION

In all other respects, ~~Earnshaw Enterprises, Inc.~~ <sup>x DLF</sup> LEGACY VILLAGE L.L.C. hereby ratifies and affirms the provisions of the Declaration of Covenants, Conditions, Restrictions and Bylaws of Legacy Village Planned Residential Unit Development.

DATED this 2nd day of April, <sup>2002</sup>~~2001~~.

LEGACY VILLAGE L.L.C. <sup>x DLF</sup>  
~~EARNSHAW ENTERPRISES, INC.~~

By: *David Earnshaw*  
Its: *Manager*

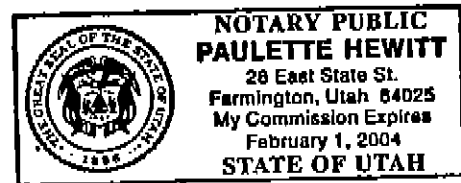
STATE OF UTAH )  
                                  ) :ss.  
COUNTY OF Deevis )

On the 2nd day of April, <sup>2002</sup>~~2001~~, personally appeared before me David Earnshaw, whose identity is personal know to me (or proved to me on the basis of satisfactory evidence) and who by me duly sworn, did say that he is the ~~president of Earnshaw Enterprises, Inc.~~ <sup>x DLF</sup> and that said document was signed by him in behalf of said corporation by authority of its bylaws and said David Earnshaw acknowledged to me that said corporation executed the same. \*

<sup>x DLF</sup> ~~MANAGER OF LEGACY VILLAGE, L.L.C.~~

*Paulette Hewitt*  
Notary Public

Residing at:  
My Commission Expires:



**LEGACY VILLAGE P.R.U.D.**  
**PHASE 2**  
**Appendix A**

Units No. 201 through 212, *COMMON AREA*

Square Footage of each Unit: 1,220 sq. ft.

Percentage of each Unit's Ownership in Common Area of Phase 2:  
8.33%