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WHEN RECORDED, PLEASE MAIL TO:

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GARY W. OTT  
RECORDER, SALT LAKE COUNTY, UTAH  
SOUTH JORDAN  
11175 S REDWOOD RD  
SOUTH JORDAN UT 84095-8265  
BY: RDJ, DEPUTY - WI 6 P.

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**AMENDMENT TO DECLARATION**

**FOR**

**OQUIRRH PARK PHASE 2 CONDOMINIUMS  
CONVERTING TRACT - 1, PHASE 15  
CONVERTIBLE LAND AREA 1:11 UNITS**

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**AMENDMENT TO DECLARATION  
FOR  
OQUIRRH PARK PHASE 2 CONDOMINIUM**

THIS AMENDMENT TO DECLARATION is made this 11<sup>th</sup> day of September, 2001, by Oquirrh Shadows II, LLC, a Utah Limited Liability Company (together with its successors and assigns "Declarant").

**RECITALS**

A. Declarant desires to amend its original Declaration of Condominium for Oquirrh Park Phase 2 filed in this matter regarding land located at 10575 South 4150 West, South Jordan, UT 84065, which land is located in the County of Salt Lake, State of Utah, and is more particularly described on Exhibit A attached hereto and made part hereof.

B. Declarant is amending the original and underlying Declaration of Condominium for Oquirrh Park Phase 2 Condominium recorded 9/30/99 as Document #7478217 in Book 8312 Pages 7991 to 7061 the "Original Declaration."

C. Specifically, Declarant is converting certain land described in the Original Declaration referenced as Tract - 1, Phase 15 Convertible Land Area 1:11 Units, pursuant to Article XVIII of the underlying Declaration.

**AMENDED DECLARATION**

In consideration of the foregoing, Declarant hereby declares as follows:

1.01 Conversion of Tract - 1 Phase 15 Convertible Land Area 1: 11 Units.

(i). Declarant hereby converts Land Area 1 as more particularly described in the Original Declaration and supplemental map recorded herewith.

(ii). The supplemental map specifically sets forth each of the 11 Units, their location and dimensions, along with any limited common elements pertinent only to the Converted Land Area and Units therein.

(iii). The new or additional General Common Elements to the Converted Land Area consists of a Roads and Open Space.

2.01 Common Area.

The prior Common Elements specified in the Original Declaration at Article 3.03 shall continue to be common area for the entire project including the converted units pursuant to this Amended Declaration.

3.01 Description of Condominium Units.

Any deed, lease, mortgage, deed of trust, or other instruments conveying, encumbering, or otherwise affecting the condominium unit shall describe the interest or estates substantially as follows:

[Unit 11], contained within Oquirrh Park Phase 2 Condominiums Tract - 1 Phase 15 Convertible Land Area 1 as the same is identified in the record of Survey Map recorded in Salt Lake County, Utah, on \_\_\_\_\_, 2001 as Entry No. \_\_\_\_ (as said Record of Survey Map shall have heretofore been amended or supplemented) and in the Declaration of Condominium for Oquirrh Park Phase 2 Condominiums, recorded in Salt Lake County, Utah on \_\_\_\_\_, 2001 as Entry No. \_\_\_\_\_, in Book No. \_\_\_\_ At Page \_\_\_\_\_ (as said Declaration may have heretofore been amended or supplemented).

TOGETHER WITH the undivided ownership interest in said Condominium Project's Common Elements that is appurtenant to said Unit as more Particularly described in said Declaration.

4.01 Supplemental Map.

The Supplemental Map is the record of survey map or maps filed herewith, entitled "Oquirrh Park Phase 2 Condominium Tract - 1, Phase 15 Convertible Land Area 1 consisting of 11 Units." The Supplemental Map is executed and acknowledged by Declarant, consisting of one sheet and prepared by Ward Engineering Group, a duly registered land surveyor holding License No. 155100 as such record of Survey Map may be amended or supplemented in accordance with the laws and provisions hereof from time to time.

5.01 No Other Modifications.

But for the changes, additions and modifications set forth in this Amended Declaration, and those set forth on the Supplemental Map, the Original Declaration shall remain unchanged and in full force and effect.

Declarant has caused its name to be signed by the signature of a duly authorized officer as of the day and year first written above.

Oquirrh Shadows II, LLC  
A Utah Limited Liability Company

By: \_\_\_\_\_

Terry C. Diehl

STATE OF UTAH )  
 :ss.  
COUNTY OF SALT LAKE )

On the 11<sup>th</sup> day of September, 2001 personally appeared before me Terry C. Diehl, who being by me duly sworn did say that he is the Managing Partner of Oquirrh Shadows II, LLC and that the foregoing instrument was signed in behalf of said Limited Liability Company by authority of a resolution of its Partners; and he acknowledged to me that said Limited Liability Company executed the same.

Judi Musick  
NOTARY PUBLIC



EXHIBIT A

(Attached to and forming a part of the Declaration of Condominium  
for Oquirrh Park Phase 2 Condominiums and Amendments thereto)

Legal Description of Tract 1 Land

A copy of the Legal Description of the Land  
follows this cover sheet.

Overall Boundary Description

Tract 1

Beginning at a point which lies South 00°00'01" East 1951.04 feet along the East line of Section 18 and South 89°59'59" West 40.00 feet from the North east corner of Section 18, Township 3 South, Range 1 West, Salt Lake Base & Meridian, said point being a point on the west right-of-way line of 4000 West Street; and traversing thence

South 00°00'01" East 2303.20 feet along the said right-of-way; thence leaving said right-of-way  
North 29°31'50" West 2406.46 feet; thence  
North 53°02'25" East 233.42 feet; thence  
North 57°51'35" East 156.79 feet; thence  
North 62°49'11" East 155.48 feet; thence  
North 67°00'06" East 105.61 feet; thence  
North 71°05'14" East 153.23 feet; thence  
South 26°56'13" East 143.37 feet; thence  
South 15°14'18" East 109.86 feet; thence  
North 75°57'31" East 102.82 feet; thence  
North 80°05'03" East 101.47 feet; thence  
North 83°15'42" East 70.29 feet; thence  
North 86°50'24" East 123.20 feet; to the point of beginning.

Containing 1,498,797 sf OR 34.41 acres, more or less.

Tract 2

Beginning at a point which lies South 00°00'01" East 2021.73 feet along the West line of Section 17 and North 89°59'59" East 40.00 feet from the Northwest corner of Section 17 Township 3 South, Range 1 West, Salt Lake Base & Meridian; and traversing thence

North 89°59'59" East 96.38 feet, to a point on a curve to the right, having a radius of 525.00 feet and a central angle of 90°23'59" thence along the arc of said curve a distance of 828.33 feet, said arc subtended by a chord bearing South 44°48'02" East, a distance of 745.05 feet, thence  
South 0°23'58" West 93.60 feet, thence  
North 89°36'02" West 620.73 feet, thence  
North 0°00'01" West 617.93 feet, to the point of beginning;

Containing 326,138 sf or 7.49 acres, more or less.

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EXHIBIT B

(Attached to and forming a part of the Declaration of Condominium  
For Oquirrh Park Phase 2 Condominiums and any Amendments thereto)

Legal Description of the Convertible Land  
Being Converted Phase 15

Record of Survey Map of Phase 2-15 - Boundary Description

Beginning at a point which lies South 00°00'01" East 1888.43 feet along the East line of Section 18 and South 89°59'59" West 812.95 feet from the Northeast corner of Section 18, Township 3 South, Range 1 West, Salt Lake Base & Meridian, said point being a point on the west right-of-way line of 4000 West Street; and traversing thence

South 26°19'02" East                    132.58 feet; thence

to a point on a curve to the left,  
having a radius of 1668.61 feet and a central angle of 00°21'51",  
thence along the arc of said curve a distance of 10.61 feet, said arc  
subtended by a chord bearing South 63°30'03" West, a distance of 10.61 feet;  
thence

South 26°40'53" East                    126.48 feet; thence  
South 62°22'14" West                    53.05 feet; thence  
South 60°23'44" West                    53.13 feet; thence  
South 58°25'13" West                    53.13 feet; thence  
South 56°26'42" West                    53.13 feet; thence  
South 54°24'07" West                    52.23 feet; thence  
North 34°06'32" West                    126.50 feet

to a point on a curve to the right,  
having a radius of 1668.61 feet and a central angle of 00°02'21",  
thence along the arc of said curve a distance of 1.14 feet, said arc  
subtended by a chord bearing North 53°41'14" East, a distance of 1.14 feet; thence

North 36°17'36" West                    132.81 feet; thence  
North 53°02'25" East                    51.46 feet; thence  
North 57°51'35" East                    156.79 feet; thence  
North 62°49'11" East                    105.52 feet to the Point of Beginning.

Contains 74,706 sf or 1.72 acres, more or less.

27-18-251-004