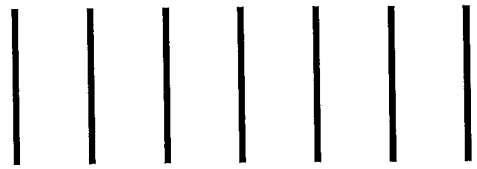


WHEN RECORDED MAIL TO:  
Bruce J. Nelson, Esq.  
Nelson Christensen Hollingworth & Williams  
68 South Main Street, Suite 600  
Salt Lake City, UT 84101



12024574  
4/6/2015 9:34:00 AM \$69.00  
Book - 10312 Pg - 1121-1126  
Gary W. Ott  
Recorder, Salt Lake County, UT  
NELSON CHRISTENSEN  
BY: eCASH, DEPUTY - EF 6 P.

### AFFIDAVIT and AMENDMENT

The undersigned, having been first duly sworn, depose and state as follows:

1. The undersigned, G. Andrew Barfuss, is the Manager of Creek Road Place, L.L.C., a Utah limited liability company. The undersigned, Ted Neilson, is a Director and current President of the Creek Road Office Condominiums Owners Association, Inc. (“CRA”), a Utah non-profit corporation. This document is executed on behalf of such entities.
2. CRA owns certain real property located in Salt Lake County, State of Utah, described on the attached Exhibit “A”.
3. Creek Road Place, L.L.C. owns certain real property located in Salt Lake County, State of Utah, described on the attached Exhibit “B”.
4. The properties described on the attached Exhibits “A” and “B” were the subject of that certain “Reciprocal Declaration of Cross Easements for Common Ingress, Egress, Pedestrian and Parking Use and Utilities” (the “**Reciprocal Declaration**”), which document was dated effective August 1, 2011, and previously recorded with the office of the Salt Lake County Recorder on December 11, 2011, as Entry No. 11292920 in Book 9972 at Page 6797.
5. The undersigned were signatories of the Reciprocal Declaration.

6. The Reciprocal Declaration referenced the legal descriptions of the real properties affected by such document by indicating that they were attached as Exhibits "A" and "B". The Exhibits were attached and properly describe and denominate the relevant properties/owners subject to the Reciprocal Declaration. However, the reference to Exhibits "A" and "B" in the body of the Reciprocal Declaration were accidentally reversed.

7. This Affidavit and Amendment seeks to correct the mistaken reversal of legal descriptions in the Reciprocal Declaration.

8. To correct such oversight, the Reciprocal Declaration is deemed amended as follows:

a. The reference to Exhibit "A" in paragraph B of the Recitals of such document is amended to be Exhibit "B"; and

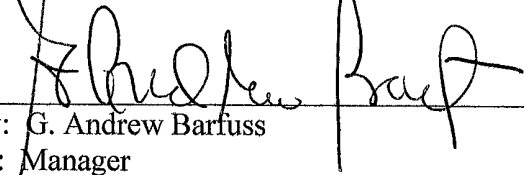
b. The reference to Exhibit "B" in paragraph E of the Recitals of such document is amended to be Exhibit "A".

9. Further, the undersigned confirm that the Reciprocal Declaration was signed by more than a majority of members of the Creek Road Office Condominiums Owners Association, Inc., in accordance with the required percentage signatories required in the organizational documents of such entity.

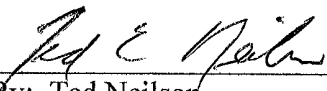
10. The undersigned confirm the validity and binding effect of the Reciprocal Declaration, as amended hereby.

DATED effective April 1, 2015.

CREEK ROAD PLACE, L.L.C.,  
a Utah limited liability company

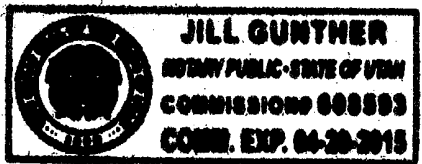
  
By: G. Andrew Barfuss  
Its: Manager

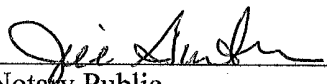
CREEK ROAD OFFICE CONDOMINIUMS  
OWNERS ASSOCIATION, INC.,  
a Utah non-profit corporation

  
By: Ted Neilson  
Its: President and Director

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

On the 1 day of April, 2015, personally appeared before me G. Andrew Barfuss, the signer of the within instrument, who duly acknowledged to me that he executed the same in the capacity indicated.

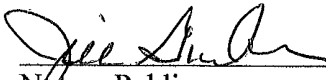


  
Notary Public

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

On the 1 day of April, 2015, personally appeared before me Ted Neilson, the signer of the within instrument, who duly acknowledged to me that he executed the same in the capacity indicated.



  
Notary Public

**EXHIBIT "A"**  
**Legal Description of CRA Property**

Creek Road Office Condominiums (Phase 1) according to the official plat thereof recorded February 22, 2001, in Book 2001P at Page 36 of the Official Records of the County Recorder in Salt Lake County, Utah.

Contains 80,945 sq ft or 1.858 acres

Creek Road Office Condominiums (Phase 2) according to the official amended and restated plat thereof recorded October 27, 2003, in Book 2003P at Page 338 of the Official Records of the County Recorder in Salt Lake County, Utah.

Contains 83,832 sq ft or 1.925 acres

Parcel No. 22-29-432-005  
Parcel No. 22-29-432-007  
Parcel No. 22-29-432-011  
Parcel No. 22-29-432-012  
Parcel No. 22-29-432-014  
Parcel No. 22-29-432-017  
Parcel No. 22-29-432-018  
Parcel No. 22-29-432-019  
Parcel No. 22-29-432-020  
Parcel No. 22-29-432-021  
Parcel No. 22-29-432-024  
Parcel No. 22-29-432-025  
Parcel No. 22-29-432-026  
Parcel No. 22-29-432-027  
Parcel No. 22-29-432-030  
Parcel No. 22-29-432-031  
Parcel No. 22-29-432-032  
Parcel No. 22-29-432-035  
Parcel No. 22-29-432-036  
Parcel No. 22-29-432-037  
Parcel No. 22-29-432-039  
Parcel No. 22-29-432-040  
Parcel No. 22-29-432-041  
Parcel No. 22-29-432-042  
Parcel No. 22-29-432-043  
Parcel No. 22-29-432-044  
Parcel No. 22-29-432-045  
Parcel No. 22-29-432-046  
Parcel No. 22-29-432-047  
Parcel No. 22-29-432-048  
Parcel No. 22-29-432-049  
Parcel No. 22-29-432-050  
Parcel No. 22-29-432-051  
Parcel No. 22-29-432-052  
Parcel No. 22-29-432-053  
Parcel No. 22-29-432-054

**EXHIBIT "B"**  
**Legal Description of Creek Road Place Property**

A part of the East half of Section 29, Township 2 South, Range 1 East, Salt Lake Base and Meridian, U.S. Survey, in Salt Lake County, Utah:

Beginning at the most Westerly corner of Creek Road Office Condominiums, a condominium project in Sandy, Salt Lake County, Utah, and a point on the Easterly line of Union Park Avenue as it exists at 53.0 foot half-width being 1143.84 feet North  $89^{\circ}46'05''$  East along the quarter Section Line; and 9.02 feet North  $0^{\circ}13'55''$  West from the center of said Section 29; and running thence along the Southwesterly line of said condominium project the following four courses: South  $46^{\circ}41'30''$  East 20.85 feet; Southeasterly along the arc of a 50.00 foot radius curve to the right a distance of 83.11 feet (central angle equals  $95^{\circ}14'23''$  and long chord bears South  $50^{\circ}00'09''$  East 73.87 feet) to a point of reverse curvature; Southeasterly along the arc of a 15.00 foot radius curve to the left a distance of 11.60 feet (central angle equals  $44^{\circ}18'32''$  and long chord bears South  $24^{\circ}32'14''$  East 11.31 feet) to a point of tangency; and South  $46^{\circ}41'30''$  East 172.91 feet to the Northeasterly line of Lot 13, Curtis Subdivision No. 4, as it exists on the ground; thence South  $61^{\circ}16'43''$  East 81.72 feet along said lot line; thence South  $14^{\circ}52'29''$  West 25.64 feet to the Southwesterly line of said Curtis Subdivision No. 4; thence along the Southwesterly line of said Curtis Subdivision No. 4 as it exists on the ground the following three courses: Southeasterly along the arc of a 335.94 foot radius curve to the right a distance of 96.46 feet (central angle equals  $16^{\circ}27'04''$  and long chord bears South  $32^{\circ}28'01''$  East 96.13 feet) to a point of tangency; South  $24^{\circ}14'29''$  East 68.20 feet to a point of curvature; Southeasterly along the arc of a 350.06 foot radius curve to the left a distance of 199.53 feet (central angle equals  $32^{\circ}39'30''$  and long chord bears South  $40^{\circ}34'13''$  East 196.84 feet) to a point of tangency; and South  $56^{\circ}54'08''$  East 108.24 feet; thence North  $80^{\circ}17'22''$  East 44.59 feet to the Westerly line of the new alignment of Cottonwood Creek Road; thence Southeasterly along the arc of a 450.74 foot radius curve to the left a distance of 211.14 feet (central angle equals  $26^{\circ}50'21''$  and long chord bears South  $15^{\circ}01'01''$  East 209.22 feet) along said Westerly line to the Northeasterly line of Lot 4 of the Overlook at Union Point Subdivision; thence along the Northeasterly line of said subdivision as it is staked on the ground the following two courses: Northwesterly along the arc of a 408.68 foot radius curve to the left a distance of 193.47 feet (central angle equals  $27^{\circ}07'28''$  and long chord bears North  $43^{\circ}10'16''$  West 191.67 feet) to a point of tangency; and North  $56^{\circ}44'00''$  West 30.09 feet to the Northerly lot corner common to Lots 3 and 4 of said Overlook at Union Point Subdivision as it is staked on the ground; thence South  $40^{\circ}00'00''$  West 38.86 feet along the lot line common to said Lots 3 and 4; thence North  $50^{\circ}00'51''$  West 15.44 feet; thence South  $39^{\circ}59'09''$  West 13.86 feet to the back or Northeasterly line of an existing concrete curb; thence generally along said back-of-curb line the following six courses: North  $50^{\circ}00'51''$  West 182.74 feet to a point of curvature; Northwesterly along the arc of a 160.00 foot radius curve to the right a distance of 108.31 feet (central angle equals  $38^{\circ}47'14''$  and long chord bears North  $30^{\circ}37'14''$  West 106.26 feet) to a point of reverse curvature; Northwesterly along the arc of a 140.00 foot radius curve to the left a distance of 102.64 feet (central angle equals  $42^{\circ}00'21''$  and long chord bears North  $32^{\circ}13'48''$  West 100.36 feet) to a point of tangency; North  $53^{\circ}13'59''$  West 20.93 feet; North  $38^{\circ}10'53''$  East 20.26 feet; and North  $48^{\circ}33'58''$  West 70.42 feet to the Southeasterly edge of an existing concrete sidewalk; thence along the edge of said sidewalk the

following two courses: North 40°30'53" East 2.69 feet; and North 49°55'46" West 26.42 feet; thence North 43°06'42" East 10.15 feet; thence North 46°53'18" West 13.23 feet; thence North 43°06'42" East 10.84 feet; thence North 46°53'18" West 233.40 feet to the Easterly line of Union Park Avenue as it exists at 53.00 foot half-width; thence Northeasterly along the arc of a 1001.69 foot radius curve to the right a distance of 107.14 feet (central angle equals 6°07'41" and long chord bears North 14°38'28" East 107.09 feet) along said Easterly line of Union Park Avenue to the point of beginning.

Contains 93,387 sq. ft. or 2.144 acres

Parcel No. 22-29-433-001

Parcel No. 22-29-433-002

Parcel No. 22-29-433-003

Parcel No. 22-29-433-004

Parcel No. 22-29-433-005

Parcel No. 22-29-433-006

Parcel No. 22-29-433-007