

AFTER RECORDING, PLEASE RETURN TO:

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Salt Lake City, Utah 84109

7478947
09/30/1999 02:47 PM 68.00
NANCY WORKMAN
RECORDER, SALT LAKE COUNTY, UTAH
JAMES R. BLAKESLEY
2595 E 3300 S 3RD FLOOR
SLC UT 84109
BY: ZJM, DEPUTY - WI 5 P.

NOTICE OF ASSIGNMENT OF PARKING AMENITIES
OF THE
OAK CREST GARDENS CONDOMINIUM PROJECT

THIS NOTICE OF ASSIGNMENT OF PARKING AMENITIES for OAK CREST GARDENS is made and executed by the OAK CREST GARDENS CONDOMINIUM HOMEOWNERS ASSOCIATION, (the "Association").

RECITALS:

A. Original Declaration. On February 6, 1994, the OAK CREST GARDENS CONDOMINIUM PROJECT (hereinafter, the "Project") was created by filing for record in the office of the Recorder of Salt Lake County, Utah: (1) an instrument entitled "Enabling Declaration for OAK CREST GARDENS CONDOMINIUM PROJECT" (hereinafter referred to as the "Original Declaration") as Entry No. 1977698, in Book 2152, at Page 236; and (2) an instrument styled "Record of Survey Map of the OAK CREST GARDENS CONDOMINIUM PROJECT" (hereinafter referred to as the "Original Map"), as Entry No. 1977697, in Book AA, at Page 92.

B. Amended Declaration. On April 6, 1981, the Original Declaration and Original Map were supplemented and modified by an instrument entitled "Certificate of Amendment of Enabling Declaration For OAK CREST GARDENS CONDOMINIUM PROJECT" (hereinafter referred to as the "First Amendment") recorded in the office of the County Recorder of Salt Lake County, Utah on April 8, 1981 as Entry No. 3552254, in Book 5234, at Page 740.

C. Amended and Restated Declaration. The Amended and Restated Declaration of Condominium for OAK CREST GARDENS was recorded in the office of the County Recorder of Salt Lake County, Utah on or about April 26, 1995 as Entry No. 6067765, in Book 7139 at Page 1785 of the Official Records (the "amended and Restated Declaration").

D. First Amendment to Amended and Restated Declaration. The First Amendment to the Amended and Restated Declaration was recorded in the office of the County Recorder of Salt Lake County, Utah on or about August 23, 1999 as Entry No. 7448817 in Book 8304 at Page 0361 of the Official Records (the "First Amendment").

E. Real Property Affected. This Notice of Assignment of Parking Amenities affects that certain real property located in Salt Lake County, Utah described with particularity on Exhibit "A" attached hereto and incorporated herein by this reference.

F. The undersigned desires to record the Assignment of Parking Amenities appurtenant to the residential units at OAK CREST GARDENS.

G. Informational Purposes. Exhibit "B" is recorded for informational purposes only and does not change the percentages of ownership interest in or to the Common Area and Facilities.

1 of 3

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BOOK 8313P0527

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

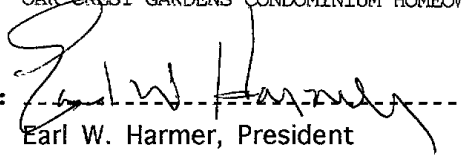
On the 8 day of September, 1999, personally appeared before me Earl W. Harmer and Beverly Epstein, who by my being duly sworn, did say that they are the President and Secretary of the Management Committee of the OAK CREST GARDENS CONDOMINIUM HOMEOWNERS ASSOCIATION, respectively, and that the within and foregoing instrument was signed in behalf of said ASSOCIATION by authority of its Declaration of Condominium, and said President and Secretary duly acknowledged to me that said ASSOCIATION present the UNIT NUMBERS AND PARKING DESIGNATIONS listed herewith to be true and accurate and will be filed with the Salt Lake County Recorder's Office within one week.



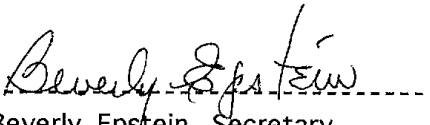
NOTARY PUBLIC

My Commission Expires:
10-19-01

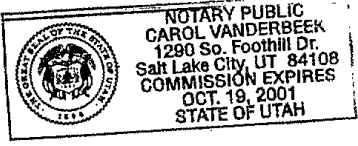
OAK CREST GARDENS CONDOMINIUM HOMEOWNERS ASSOCIATION

By: 

Earl W. Harmer, President

By: 

Beverly Epstein, Secretary



BOOK 8313 PAGE 528

EXHIBIT "B"
 LIST OF ASSIGNMENT OF PARKING AMENITIES
 OAK CREST GARDENS CONDOMINIUMS – September 1999

<u>Unit No.</u>	<u>Parking</u>	<u>Unit No.</u>	<u>Parking</u>
701	#70	702	#78 - 79
703	#73	704	#39 - 40
705	#55	706	#49 - 82
707	#71 - 28	708	# 9 - 10
601	#63 - 64	602	# 7 - 8
603	#17	604	#86 - 87
605	#62 - 65	606	#84 - 85
607	#18 - 54	608	#46 - 88
501	#12 - 16	502	# 4 - 48
503	#60 - 61	504	#43 - 47
505	#72 - 74	506	# 2 - 3
507	#30	508	#76 - 77
401	#13 - 14	402	#37 - 38
403	#25 - 26	404	#52 - 53
405	#24	406	#44 - 45
407	#31 - 32	408	#57
301	#66 - 67	302	#80 - 81
303	#58 - 59	304	#50 - 51
305	#75		
201	#19-20-21	202	#35 - 36
203	#15 - 29	204	# 5
205	#34	206	# 1
101	#11 - 23	102	#41 - 42
103	#68 - 69	104	# 6 - 89
105	#27	106	#22 - 56
107	#83	108	#33

BOOK 8313P0529

EXHIBIT "A"
LEGAL DESCRIPTION

BEGINNING AT THE SOUTHEASTERLY CORNER OF LOT 3, AMENDED PLAT OF OAK HILLS PLAT "L", A SUBDIVISION OF PART OF SECTION 11, TOWNSHIP 1 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE NORTH $63^{\circ}25'26''$ WEST 174.95 FEET; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT (RADIUS 57.00 FEET, BEARING $N26^{\circ}34'34''E$) 92.34 FEET; THENCE $N29^{\circ}23'59''E$ 249.88 FEET; THENCE EASTERLY ALONG THE ARC OF A CURVE TO THE LEFT (RADIUS 50.00 FEET, BEARING $N29^{\circ}23'59''E$) 64.05 FEET; THENCE EASTERLY ALONG THE ARC OF A CURVE TO THE RIGHT (RADIUS 20.00 FEET, BEARING $S43^{\circ}59'56''E$) 25.62 FEET; THENCE $S60^{\circ}36'01''E$ 40.00 FEET; THENCE SOUTHEASTERLY ALONG THE ARC OF A CURVE TO THE RIGHT (RADIUS 50.00 FEET, BEARING $S29^{\circ}23'59''W$) 33.16 FEET; THENCE $S22^{\circ}36'01''E$ 20.60 FEET; THENCE SOUTHERLY ALONG THE ARC OF A CURVE TO THE RIGHT (RADIUS 44.00 FEET, BEARING $S67^{\circ}23'59''$) 39.93 FEET; THENCE $S29^{\circ}23'59''W$ 12.00 FEET TO THE NORTHEASTERLY CORNER OF SAID LOT 3; THENCE $S29^{\circ}23'59''W$ 106.29 FEET; THENCE SOUTHWESTERLY ALONG THE ARC OF A CURVE TO THE LEFT (RADIUS 3549.95 FEET, BEARING $S60^{\circ}36'01''E$) 174.95 FEET TO POINT OF BEGINNING.

SUBJECT TO AND TOGETHER WITH PERPETUAL RIGHTS OF WAY AND A PERPETUAL EASEMENT AS FOLLOWS:

A. SUBJECT TO AN EASEMENT FOR THE INSTALLATION AND CONTINUED MAINTENANCE REPAIR, RECONSTRUCTION AND REMOVAL OF UNDERGROUND TELEPHONE AND ELECTRIC POWER CIRCUITS, HOT WATER, CHILLED WATER, STEAM AND GAS, WATER MAINS, SNOW MELTING SYSTEMS, TO BE CONTAINED IN DUCTS AND PIPES BELOW THE SURFACE OF THE LAND WITHIN A FOUR-FOOT WIDE STRIP OF LAND, BEING TWO FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTER LINE, TO WIT:

BEGINNING AT A POINT 2.00 FEET $N63^{\circ}25'26''W$ FROM THE SOUTHEAST CORNER OF LOT 3, AMENDED OAK HILLS PLAT "L", AND RUNNING THENCE NORTHEASTERLY ALONG THE ARC OF A CURVE TO THE RIGHT (RADIUS 3551.95 FEET, BEARING $S63^{\circ}23'26''E$) 174.95 FEET; THENCE $N29^{\circ}23'59''E$ 118.29 FEET; THENCE ALONG THE ARC OF A CURVE TO THE LEFT (RADIUS 42.00 FEET, BEARING $N60^{\circ}36'01''W$) 33.12 FEET; THENCE $N22^{\circ}36'01''W$ 20.60 FEET; THENCE ALONG THE ARC OF A CURVE TO THE LEFT (RADIUS 48.00 FEET, BEARING $S67^{\circ}23'59''W$) 31.83 FEET; THENCE $N60^{\circ}36'01''W$ 40.00 FEET; THENCE ALONG THE ARC OF A CURVE TO THE LEFT (RADIUS 18.00 FEET, BEARING $S29^{\circ}23'59''W$) 23.06 FEET; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT (RADIUS 52.00 FEET, BEARING $N43^{\circ}59'56''W$) 66.61 FEET.

B. TOGETHER WITH A RIGHT OF WAY OF GENERAL PASSAGE OVER AND UPON A STRIP OF LAND FIFTY FEET WIDE AND A CUL-DE-SAC THE AREA THEREOF BEING DESIGNATED AS "DONNER CIRCLE," AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEASTERLY CORNER OF SAID LOT 3, AMENDED PLAT OF OAK HILLS PLAT "L", A SUBDIVISION OF PART OF SECTION 11, TOWNSHIP 1 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE $S60^{\circ}36'01''E$ 50.00 FEET; THENCE $N29^{\circ}23'59''E$ 12.00 FEET; THENCE NORTHERLY ALONG THE ARC OF A CURVE TO THE LEFT (RADIUS 94.00 FEET, BEARING $N60^{\circ}36'01''W$) 85.31 FEET; THENCE $N22^{\circ}36'01''W$ 20.60 FEET; THENCE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE LEFT (RADIUS 100.00 FEET, BEARING $S67^{\circ}23'59''W$) 66.32 FEET; THENCE $N60^{\circ}36'01''W$ 107.08 FEET; THENCE ALONG THE ARC OF A CURVE TO THE LEFT (RADIUS 50.00 FEET, BEARING $S29^{\circ}23'59''W$) 221.13 FEET; THENCE EASTERLY ALONG THE ARC OF A CURVE TO THE RIGHT (RADIUS 20.00 FEET, BEARING $S43^{\circ}59'56''E$) 25.62 FEET; THENCE $S60^{\circ}36'01''E$ 40.00 FEET; THENCE SOUTHEASTERLY ALONG THE ARC OF A CURVE TO THE RIGHT (RADIUS 50.00 FEET, BEARING $S29^{\circ}23'59''W$) 33.16 FEET; THENCE $S22^{\circ}36'01''E$ 20.60 FEET; THENCE SOUTHERLY ALONG THE ARC OF A CURVE TO THE RIGHT (RADIUS 44.00 FEET, BEARING $S67^{\circ}23'59''W$) 39.93 FEET; THENCE $S29^{\circ}23'59''W$ 12.00 FEET TO THE POINT OF BEGINNING.

C. SUBJECT TO AND TOGETHER WITH A JOINT RIGHT OF WAY OF GENERAL PASSAGE TWENTY FEET WIDE, THE CENTER LINE OF SAID RIGHT OF WAY BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEASTERLY CORNER OF SAID LOT 3, AMENDED PLAT OF OAK HILLS PLAT "L", A SUBDIVISION OF PART OF SECTION 11, TOWNSHIP 1 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE N 63° 25' 26" W 115.35 FEET; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT (RADIUS 57.00 FEET, BEARING N 26° 34' 34" E) 92.34 FEET; THENCE N 29° 23' 59" E 249.88 FEET TO THE SOUTHERLY LINE OF A 100 FOOT DIAMETER CUL-DE-SAC, THE CENTER OF WHICH BEARS N 29° 23' 59" E 50.00 FEET.

D. SUBJECT TO AN EASEMENT TWENTY FEET WIDE, TEN FEET THEREOF LOCATED UPON THE PREMISES HEREIN ABOVE FIRST DESCRIBED AND TEN FEET THEREOF LOCATED UPON THE ADJOINING PREMISES, FOR THE INSTALLATION AND CONTINUED MAINTENANCE, REPAIR, RECONSTRUCTION AND REMOVAL OF UNDERGROUND TELEPHONE AND ELECTRIC POWER CIRCUITS, SANITARY SEWER, STORM AND DRAIN SEWER, HOT WATER, CHILLED WATER, STEAM AND GAS, WATER MAINS, SNOW MELTING SYSTEMS, ALL TO BE CONTAINED IN DUCTS AND PIPES BELOW THE SURFACE OF THE LAND, WITHIN SAID TWENTY-FOOT STRIP OF LAND BEING TEN FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTER LINE, TO WIT:

BEGINNING AT THE SOUTHEASTERLY CORNER OF SAID LOT 3, AMENDED PLAT OF OAK HILLS PLAT "L", A SUBDIVISION OF PART OF SECTION 11, TOWNSHIP 1 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE N 63° 25' 26" W 115.35 FEET; THENCE ALONG THE ARC OF CURVE TO THE RIGHT (RADIUS 57.00 FEET, BEARING N 26° 34' 34" E) 92.34 FEET; THENCE N 29° 23' 59" E 249.88 FEET TO THE SOUTHERLY LINE OF A 100 FOOT DIAMETER CUL-DE-SAC, THE CENTER OF WHICH BEARS N 29° 23' 59" E 50.00 FEET.

E. TOGETHER WITH AN EASEMENT FOR THE INSTALLATION AND MAINTENANCE OF A RETAINING WALL PRESENTLY CONSTRUCTED AND LOCATED ALONG THE WESTERLY LINE OF THE ABOVE DESCRIBED 20.00 FOOT RIGHT OF WAY, THE WESTERLY FACE OF SAID WALL BEING CONTIGUOUS WITH THE WESTERLY LINE OF SAID RIGHT OF WAY, TOGETHER WITH A PERPETUAL EASEMENT FOR THE INSTALLATION AND MAINTENANCE OF THE NECESSARY FOOTINGS FOR SAID RETAINING WALL NOT TO EXCEED A WIDTH OF FOUR FEET SIX INCHES BEYOND THE WESTERLY FACE OF SAID WALL AND THE RIGHT OF INGRESS AND EGRESS FOR REASONABLE AND NECESSARY MAINTENANCE AND REPAIR OF SAID RETAINING WALL AND FOOTINGS.