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03/24/2000 02:25 PM 34.00
NANCY WORKMAN
RECORDER, SALT LAKE COUNTY, UTAH
MDM CORPORATION
4625 S 2300 E #212
SLC UT 84117
BY: RDJ, DEPUTY - WI 9 P.

WHEN RECORDED RETURN TO:
MDM Corporation
Preston Miller
4625 South 2300 East #212
Salt Lake City, Utah 84117

FIFTH SUPPLEMENT TO THE SIXTH AMENDMENT: AMENDED & RESTATED
DECLARATION OF COVENANTS, CONDITIONS & RESTRICTIONS
FOR
JEFFERSON PLACE, A Condominium Project

This FIFTH SUPPLEMENT to the SIXTH AMENDMENT: AMENDED & RESTATED DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS for the JEFFERSON PLACE CONDOMINIUM PROJECT is made and executed this 17 day of April, 1998 by MDM CORPORATION of 4625 South 2300 East #212, Salt Lake City, Utah 84117 (hereinafter referred to as "Declarant").

RECITALS

Whereas, on or about the 3rd day of October, 1996 Declarant executed the sixth amendment: Amended and Restated Declaration of Covenants, Conditions and Restrictions for Jefferson Place which was recorded in the Office of the County Recorder of Salt Lake County, Utah on the 16th day of January, 1997, as Entry No. 6550639, in Book 7578, at Page 2915, (the "Declaration"). The related Record of Survey Maps have also been recorded.

Whereas, under Article III, Section 36 of the Declaration, Declarant reserved an option to expand the Project in accordance with the Act until seven (7) years from the date following the first conveyance of a Unit in the Additional Land to a purchaser.

Whereas, Declarant is the fee simple owner of record of that certain real property located in Salt Lake County, Utah and described with particularity on Exhibit "B-9" attached hereto and incorporated herein by this reference (the "Phase IX Property"). Declarant desires to expand the Project by creating on the Phase IX Property a residential condominium development.

Whereas, under the provisions of the Declaration, Declarant expressly reserved the absolute right, subject to the approval of the Office of Veterans Affairs, to add to the Project any or all portions of the Additional Land at any time and in any order, without limitation.

Whereas, Declarant now intends that the Phase IX Property shall become subject to the Act and the Declaration.

NOW, THEREFORE, for the reasons recited above, and for the benefit of the Project and the Unit Owners thereof, Declarant desires to adopt this Fifth, Fourth, Third, Second and First

BK 8350 PG 5058



Supplement to the Sixth Amendment: Amended & Restated Declaration of Covenants, Conditions and Restrictions for Jefferson Place, a Condominium Project.

1. Supplement to Definitions. Article I of the Declaration entitled "Definitions" is hereby modified to include the following supplemental definitions:

A. Fifth Supplemental Declaration shall mean and refer to this Fifth Supplement to the Declaration.

B. Fifth Supplemental Phase IX Map shall mean and refer to the Record of Survey Maps of Phase IX of the Project, prepared and certified to by Richard W. Miller, a duly registered Utah Land Surveyor holding Certificate No. 4776 and filed for record in the Office of the County Recorder of Salt Lake County, Utah concurrently with the filing of this Fifth Supplemental Declaration.

Except as herein provided, the definitions of terms contained in the Declaration are incorporated herein by this reference.

2. Legal Description. The real property described in Exhibit B-9 is hereby submitted to the provisions of the Act and said land shall be held, transferred, sold, conveyed and occupied subject to the provisions of this Fifth, Fourth, Third, Second and First Supplemental Declaration:

3. Annexation. Declarant hereby declares that the Phase IX Property shall be annexed to and become subject to the Declaration which, upon recordation of this Fifth Supplemental Declaration, shall constitute and effectuate the expansion of the Project, making the real property described in Exhibit B-9 subject to the functions, powers, rights, duties and jurisdiction of the Association.

4. Total Number of Units Revised. As shown on the Phase IX Map, eight (8) additional Units are created in the Project on the Phase IX Property. Said additional Units are located within one building situated on a portion of the Additional Land. Upon the recordation of the Phase IX Map and the Fifth Supplemental Declaration, the total number of Units in the Project will be 144. The said additional Units are substantially similar in construction design and quality to the Units in the prior Phases.

5. Percentage Interest Revised. Pursuant to the Act and the Declaration, Declarant is required, with the additional Units, to reallocate the Percentage Interest. Revised Exhibit "A" to the Declaration is deleted in its entirety and "Fifth Revised Exhibit 'A'" attached is substituted in lieu thereof and incorporated herein by this reference. The Percentage Interest set forth in Fifth Revised Exhibit "A" have been computed on the basis of par value.

6. Effective Date. The effective date of this Fifth Supplemental Declaration and the Phase IX Map shall be the date on which said instruments are filed for record in the Office of the County Recorder of Salt Lake County, Utah.

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IN WITNESS WHEREOF, Declarant has executed this instrument the day and year first above written.

MDM CORPORATION

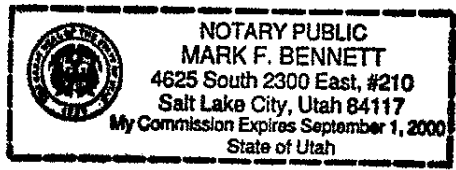
BY: *Preston Miller*
TITLE: Preston Miller, President

BY: *Tony V. DiVino*
TITLE: Tony V. DiVino

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

On the 17 day of APRIL, 1998, personally appeared before me PRESTON MILLER and TONY V. DIVINO, who by me being duly sworn, did say that they are the Board of Directors of MDM COPROPATION, A Utah Corporation, and that the within and foregoing instrument was signed in behalf of said Corporation by authority of a resolution of its Board of Directors, and said PRESTON MILLER and TONY V. DIVINO, duly acknowledged to me that said Corporation executed the same.

Mark F. Bennett
NOTARY PUBLIC
Residing At: SL COUNTY
Commission Expires: 9-1-2000



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FIFTH REVISED EXHIBIT "A"
PERCENTAGES OF UNDIVIDED OWNERSHIP INTEREST
(This is an Expandable Condominium Project)

<u>BLDG. #</u>	<u>UNIT #</u>	<u>SIZE</u> <u>(Sq. Footage)</u>	<u>PAR</u> <u>VALUE</u>	<u>PERCENTAGE OF</u> <u>OWNERSHIP INTEREST</u>
<u>PHASE I</u>				
ONE	A	921	97	0.6591%
	B	921	97	0.6591%
	C	921	97	0.6591%
	D	921	97	0.6591%
	E	921	97	0.6591%
	F	921	97	0.6591%
	G	921	97	0.6591%
	H	921	97	0.6591%
TWO	A	921	97	0.6591%
	B	921	97	0.6591%
	C	921	97	0.6591%
	D	921	97	0.6591%
	E	921	97	0.6591%
	F	921	97	0.6591%
	G	921	97	0.6591%
	H	921	97	0.6591%
THREE	A	921	97	0.6591%
	B	921	97	0.6591%
	C	921	97	0.6591%
	D	921	97	0.6591%
	E	921	97	0.6591%
	F	921	97	0.6591%
	G	921	97	0.6591%
	H	921	97	0.6591%
FOUR	A	921	97	0.6591%
	B	921	97	0.6591%
	C	921	97	0.6591%
	D	921	97	0.6591%
	E	921	97	0.6591%
	F	921	97	0.6591%
	G	921	97	0.6591%
	H	921	97	0.6591%

<u>BLDG. #</u>	<u>UNIT #</u>	<u>SIZE (Sq. Footage)</u>	<u>PAR VALUE</u>	<u>PERCENTAGE OF OWNERSHIP INTEREST</u>
FIVE	A	921	97	0.6591%
	B	921	97	0.6591%
	C	1320	119	0.8086%
	D	1320	119	0.8086%
	E	921	97	0.6591%
	F	921	97	0.6591%
	G	921	97	0.6591%
	H	921	97	0.6591%
<u>PHASE II</u>				
SIX	A	921	97	0.6591%
	B	921	97	0.6591%
	C	1320	119	0.8086%
	D	1320	119	0.8086%
	E	921	97	0.6591%
	F	921	97	0.6591%
	G	1320	119	0.8086%
	H	1320	119	0.8086%
SEVEN	A	921	97	0.6591%
	B	921	97	0.6591%
	C	1320	119	0.8086%
	D	1320	119	0.8086%
	E	921	97	0.6591%
	F	921	97	0.6591%
	G	1320	119	0.8086%
	H	1320	119	0.8086%
<u>PHASE III</u>				
FOURTEEN	A	921	97	0.6591%
	B	921	97	0.6591%
	C	921	97	0.6591%
	D	921	97	0.6591%
	E	921	97	0.6591%
	F	921	97	0.6591%
	G	921	97	0.6591%
	H	921	97	0.6591%

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<u>BLDG. #</u>	<u>UNIT #</u>	<u>SIZE (Sq. Footage)</u>	<u>PAR VALUE</u>	<u>PERCENTAGE OF OWNERSHIP INTEREST</u>
FIFTEEN	A	921	97	0.6591%
	B	921	97	0.6591%
	C	1320	119	0.8086%
	D	1320	119	0.8086%
	E	921	97	0.6591%
	F	921	97	0.6591%
	G	1320	119	0.8086%
	H	1320	119	0.8086%
SIXTEEN	A	921	97	0.6591%
	B	921	97	0.6591%
	C	1320	119	0.8086%
	D	1320	119	0.8086%
	E	921	97	0.6591%
	F	921	97	0.6591%
	G	1320	119	0.8086%
	H	1320	119	0.8086%
SEVENTEE	A	921	97	0.6591%
	B	921	97	0.6591%
	C	1320	119	0.8086%
	D	1320	119	0.8086%
	E	921	97	0.6591%
	F	921	97	0.6591%
	G	1320	119	0.8086%
	H	1320	119	0.8086%
EIGHTEEN	A	921	97	0.6591%
	B	921	97	0.6591%
	C	921	97	0.6591%
	D	921	97	0.6591%
	E	921	97	0.6591%
	F	921	97	0.6591%
	G	921	97	0.6591%
	H	921	97	0.6591%

<u>BLDG. #</u>	<u>UNIT #</u>	<u>SIZE</u> <u>(Sq. Footage)</u>	<u>PAR</u> <u>VALUE</u>	<u>PERCENTAGE OF</u> <u>OWNERSHIP INTEREST</u>
<u>PHASE IV</u>				
EIGHT	A	1026	97	0.6591%
	B	1026	97	0.6591%
	C	1026	97	0.6591%
	D	1026	97	0.6591%
	E	1026	97	0.6591%
	F	1026	97	0.6591%
	G	1026	97	0.6591%
	H	1026	97	0.6591%
<u>PHASE V</u>				
NINE	A	1026	97	0.6591%
	B	1026	97	0.6591%
	C	1406	119	0.8086%
	D	1406	119	0.8086%
	E	1026	97	0.6591%
	F	1026	97	0.6591%
	G	1406	119	0.8086%
	H	1406	119	0.8086%
<u>PHASE VI</u>				
TEN	A	1026	97	0.6591%
	B	1026	97	0.6591%
	C	1026	97	0.6591%
	D	1026	97	0.6591%
	E	1026	97	0.6591%
	F	1026	97	0.6591%
	G	1026	97	0.6591%
	H	1026	97	0.6591%
<u>PHASE VII</u>				
ELEVEN	A	1026	97	0.6591%
	B	1026	97	0.6591%
	C	1406	119	0.8086%
	D	1406	119	0.8086%
	E	1026	97	0.6591%
	F	1026	97	0.6591%
	G	1406	119	0.8086%
	H	1406	119	0.8086%
<u>PHASE VIII</u>				
TWELVE	A	1026	97	0.6591%
	B	1026	97	0.6591%
	C	1026	97	0.6591%
	D	1026	97	0.6591%
	E	1026	97	0.6591%
	F	1026	97	0.6591%
	G	1026	97	0.6591%
	H	1026	97	0.6591%

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<u>BLDG. #</u>	<u>UNIT #</u>	<u>SIZE</u> <u>(Sq. Footage)</u>	<u>PAR</u> <u>VALUE</u>	<u>PERCENTAGE</u> <u>OWNERSHIP I</u>
		<u>PHASE IX</u>		
TWENTY-THRE	A	1026	97	0.6591%
	B	1026	97	0.6591%
	C	1406	119	0.8086%
	D	1406	119	0.8086%
	E	1026	97	0.6591%
	F	1026	97	0.6591%
	G	1406	119	0.8086%
	H	1406	119	0.8086%
	TOTAL			100.0000%

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EXHIBIT B-9

PHASE IX LEGAL DESCRIPTION

BEGINNING AT A POINT N 00°10'27" E, 1167.01 FEET AND EAST, 290.63 FEET AND S 02°25'15" W, 90.76 FEET AND S 33°28'31" W, 151.04 FEET AND S 52°37'34" W, 109.18 FEET AND S 76°15'51" W, 121.13 FEET AND S 00°10'27" W, 258.31 FEET AND S 89°53'45" W 199.20 FEET FROM THE SOUTHEAST CORNER OF SECTION 2, TOWNSHIP 3 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN;

THENCE S 89°53'45" W, 122.24 FEET;
THENCE N 03°02'24" W, 169.28 FEET;
THENCE EAST, 63.57 FEET;
THENCE S 80°08'16" E, 38.40 FEET;
THENCE S 04°05'56" E, 10.09 FEET;
THENCE S 30°04'41" E, 9.16 FEET;
THENCE S 70°49'40" E, 10.17 FEET;
THENCE N 89°37'05" E, 62.63 FEET;
THENCE N 69°37'50" E, 15.59 FEET;
THENCE N 40°46'28" E, 15.98 FEET;
THENCE N 08°07'59" E, 14.76 FEET;
THENCE N 08°07'59" W, 20.66 FEET;
THENCE N 35°15'28" W, 38.34 FEET;
THENCE N 39°59'48" W, 148.26 FEET;
THENCE S 84°47'02" E, 19.66 FEET;
THENCE S 69°50'11" E, 43.59 FEET;
THENCE S 40°34'41" E, 142.40 FEET;
THENCE S 01°35'30" E, 62.58 FEET;
THENCE S 31°41'07" W, 23.05 FEET;
THENCE S 50°21'59" W, 18.98 FEET;
THENCE S 62°06'42" W, 16.06 FEET;
THENCE S 79°00'02" W, 15.31 FEET;
THENCE S 87°19'02" W, 26.75 FEET;
THENCE WEST, 43.84 FEET;
THENCE S 03°22'04" W, 14.22 FEET;
THENCE S 62°54'48" E, 20.17 FEET;
THENCE SOUTH, 84.50 FEET TO THE POINT OF BEGINNING.

CONTAINING 31,515 SQ. FT. OR 0.7235 ACRES, MORE OR LESS.

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