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GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
MDM
4625 S 2300 E STE 211
HOLLADAY UT 84117
BY: ZJM, DEPUTY - WI 9 P.

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

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

This NINTH SUPPLEMENT to the SIXTH AMENDMENT: AMENDED & RESTATED DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS for the JEFFERSON PLACE CONDOMINIUM PROJECT is made and executed this 24 day of MAY, ~~1997~~ ²⁰⁰¹ 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-12" attached hereto and incorporated herein by this reference (the "Phase XIII Property"). Declarant desires to expand the Project by creating on the Phase XIII 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 XIII Property shall become subject to the Act and the Declaration.

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NOW, THEREFORE, for the reasons recited above, and for the benefit of the Project and the Unit Owners thereof, Declarant desires to adopt this Ninth 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. Ninth Supplemental Declaration shall mean and refer to this Ninth Supplement to the Declaration.

B. Ninth Supplemental Phase XIII Map shall mean and refer to the Record of Survey Maps of Phase XIII 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 Ninth 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-12 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 Ninth Supplemental Declaration and except as provided herein to all provision contained in the Amended and Restated Declaration of Covenants, Conditions and Restrictions for Jefferson Place, a Condominium Project and all supplements and amendments there to:

3. Annexation. Declarant hereby declares that the Phase XIII Property shall be annexed to and become subject to the Declaration which, upon recordation of this Ninth Supplemental Declaration, shall constitute and effectuate the expansion of the Project, making the real property described in Exhibit B-12 subject to the functions, powers, rights, duties and jurisdiction of the Association.

4. Total Number of Units Revised. As shown on the Phase XIII Map, eight (8) additional Units are created in the Project on the Phase XIII Property. Said additional Units are located within one building situated on a portion of the Additional Land. Upon the recordation of the Phase XIII Map and the Ninth Supplemental Declaration, the total number of Units in the Project will be 176. 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 "Ninth Revised Exhibit 'A'" attached is substituted in lieu thereof and incorporated herein by this reference. The Percentage Interest set Forth in Ninth Revised Exhibit "A" have been computed on the basis of par value.

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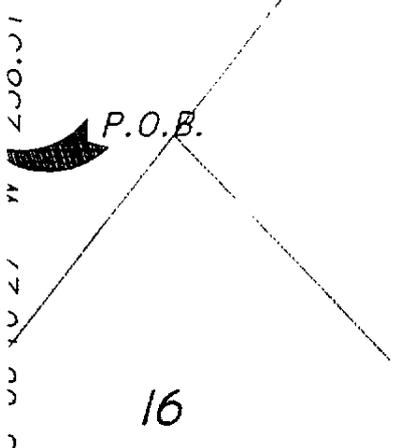
"EXHIBIT B-12"
 "NINTH₁₇ Revised EXHIBIT A"₁₈

THENCE S 42°25'09" E,
 THENCE S 48°17'22" E,
 EASTERLY LINE OF JEFF
 IN THE SALT LAKE CO.

EA

KNOW ALL MEN BY THE
 HOME OWNERS ASSOCIATION
 PUBLIC THE ABOVE DEEDS
 WE HAVE HEREUNTO SIGNED

THIS 26TH DAY



MESA PARK
 PLAZA

| BUILDING CORNER TIE | | |
|---------------------|---------------|--------|
| L1 | S 13°20'05" E | 18.89' |
| L2 | S 59°01'33" W | 43.89' |
| L3 | N 06°02'54" E | 60.08' |
| L4 | N 35°54'22" W | 6.66' |

PHASE XII 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,
 134.98 FEET FROM THE SOUTHEAST CORNER OF SECTION 2, TOWNSHIP 3 SOUTH,
 RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN;

- THENCE S 00°10'27" W, 123.33 FEET;
- THENCE S 89°53'45" W, 96.66 FEET;
- THENCE NORTH, 58.33 FEET;
- THENCE N 25°40'04" W, 50.69 FEET;
- THENCE N 57°02'56" W, 14.43 FEET;
- THENCE N 62°06'42" E, 16.06 FEET;
- THENCE N 50°21'59" E, 18.98 FEET;
- THENCE N 31°41'07" E, 17.36 FEET;
- THENCE S 34°53'08" E, 15.35 FEET;
- THENCE S 89°51'53" E, 20.47 FEET;
- THENCE S 48°32'25" E, 15.61 FEET;
- THENCE N 89°45'07" E, 52.22 FEET TO THE POINT OF BEGINNING.

CONTAINING 13,569 SQ. FT. OR 0.3115 ACRES, MORE OR LESS.

STATE OF UTAH
 COUNTY OF SALT LAKE

On the 26

appeared before me
 who being by me

is/are the Pres

and th

said MDM

executed the same.
Kathleen A
 Notary Public
 My commission exp

-POOR COPY-
 CO. RECORDED

| | | | |
|---|---|---|---|
| <p><u>SION</u> <u>June</u> <u>PLANNING</u> <u>Zoning</u></p> | <p><u>BOARD OF HEALTH</u> APPROVED THIS <u>13th</u> DAY OF <u>Jan</u> A.D., 19<u>99</u> <u>Jo Ann Saint</u> Salt Lake County Board of Health</p> | <p><u>APPROVAL AS TO FORM</u> APPROVED AS TO FORM THIS <u>23rd</u> DAY OF <u>May</u> A.D., <u>2001</u> <u>Kathleen Jeffery</u> Sandy City Attorney</p> | <p><u>IMPROVEMEN</u> APPROVED THIS <u>06</u> A.D., <u>2000</u> BY THE SEWAGE IMPROVEME <u>Brian P.</u> Manager <u>SANDY SE</u></p> |
|---|---|---|---|

NINETH 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 | 0.5338% |
| | B | 921 | 97 | 0.5338% |
| | C | 921 | 97 | 0.5338% |
| | D | 921 | 97 | 0.5338% |
| | E | 921 | 97 | 0.5338% |
| | F | 921 | 97 | 0.5338% |
| | G | 921 | 97 | 0.5338% |
| | H | 921 | 97 | 0.5338% |
| TWO | A | 921 | 97 | 0.5338% |
| | B | 921 | 97 | 0.5338% |
| | C | 921 | 97 | 0.5338% |
| | D | 921 | 97 | 0.5338% |
| | E | 921 | 97 | 0.5338% |
| | F | 921 | 97 | 0.5338% |
| | G | 921 | 97 | 0.5338% |
| | H | 921 | 97 | 0.5338% |
| THREE | A | 921 | 97 | 0.5338% |
| | B | 921 | 97 | 0.5338% |
| | C | 921 | 97 | 0.5338% |
| | D | 921 | 97 | 0.5338% |
| | E | 921 | 97 | 0.5338% |
| | F | 921 | 97 | 0.5338% |
| | G | 921 | 97 | 0.5338% |
| | H | 921 | 97 | 0.5338% |
| FOUR | A | 921 | 97 | 0.5338% |
| | B | 921 | 97 | 0.5338% |
| | C | 921 | 97 | 0.5338% |
| | D | 921 | 97 | 0.5338% |
| | E | 921 | 97 | 0.5338% |
| | F | 921 | 97 | 0.5338% |
| | G | 921 | 97 | 0.5338% |
| | H | 921 | 97 | 0.5338% |

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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 OF</u> <u>OWNERSHIP INTEREST</u> |
|-------------------------|---------------|-------------------------------------|----------------------------|---|
| FIVE | A | 921 | 97 | 0.5338% |
| | B | 921 | 97 | 0.5338% |
| | C | 1320 | 119 | 0.6549% |
| | D | 1320 | 119 | 0.6549% |
| | E | 921 | 97 | 0.5338% |
| | F | 921 | 97 | 0.5338% |
| | G | 921 | 97 | 0.5338% |
| | H | 921 | 97 | 0.5338% |
| <u>PHASE II</u> | | | | |
| SIX | A | 921 | 97 | 0.5338% |
| | B | 921 | 97 | 0.5338% |
| | C | 1320 | 119 | 0.6549% |
| | D | 1320 | 119 | 0.6549% |
| | E | 921 | 97 | 0.5338% |
| | F | 921 | 97 | 0.5338% |
| | G | 1320 | 119 | 0.6549% |
| | H | 1320 | 119 | 0.6549% |
| SEVEN | A | 921 | 97 | 0.5338% |
| | B | 921 | 97 | 0.5338% |
| | C | 1320 | 119 | 0.6549% |
| | D | 1320 | 119 | 0.6549% |
| | E | 921 | 97 | 0.5338% |
| | F | 921 | 97 | 0.5338% |
| | G | 1320 | 119 | 0.6549% |
| | H | 1320 | 119 | 0.6549% |
| <u>PHASE III</u> | | | | |
| FOURTEEN | A | 921 | 97 | 0.5338% |
| | B | 921 | 97 | 0.5338% |
| | C | 921 | 97 | 0.5338% |
| | D | 921 | 97 | 0.5338% |
| | E | 921 | 97 | 0.5338% |
| | F | 921 | 97 | 0.5338% |
| | G | 921 | 97 | 0.5338% |
| | H | 921 | 97 | 0.5338% |

| <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> |
|----------------|---------------|-------------------------------------|----------------------------|---|
| FIFTEEN | A | 921 | 97 | 0.5338% |
| | B | 921 | 97 | 0.5338% |
| | C | 1320 | 119 | 0.6549% |
| | D | 1320 | 119 | 0.6549% |
| | E | 921 | 97 | 0.5338% |
| | F | 921 | 97 | 0.5338% |
| | G | 1320 | 119 | 0.6549% |
| | H | 1320 | 119 | 0.6549% |
| SIXTEEN | A | 921 | 97 | 0.5338% |
| | B | 921 | 97 | 0.5338% |
| | C | 1320 | 119 | 0.6549% |
| | D | 1320 | 119 | 0.6549% |
| | E | 921 | 97 | 0.5338% |
| | F | 921 | 97 | 0.5338% |
| | G | 1320 | 119 | 0.6549% |
| | H | 1320 | 119 | 0.6549% |
| SEVENTEEN | A | 921 | 97 | 0.5338% |
| | B | 921 | 97 | 0.5338% |
| | C | 1320 | 119 | 0.6549% |
| | D | 1320 | 119 | 0.6549% |
| | E | 921 | 97 | 0.5338% |
| | F | 921 | 97 | 0.5338% |
| | G | 1320 | 119 | 0.6549% |
| | H | 1320 | 119 | 0.6549% |
| EIGHTEEN | A | 921 | 97 | 0.5338% |
| | B | 921 | 97 | 0.5338% |
| | C | 921 | 97 | 0.5338% |
| | D | 921 | 97 | 0.5338% |
| | E | 921 | 97 | 0.5338% |
| | F | 921 | 97 | 0.5338% |
| | G | 921 | 97 | 0.5338% |
| | H | 921 | 97 | 0.5338% |

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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 OF</u> <u>OWNERSHIP INTEREST</u> |
|----------------|---------------|-------------------------------------|----------------------------|---|
| | | <u>PHASE IV</u> | | |
| EIGHT | A | 1026 | 97 | 0.5338% |
| | B | 1026 | 97 | 0.5338% |
| | C | 1026 | 97 | 0.5338% |
| | D | 1026 | 97 | 0.5338% |
| | E | 1026 | 97 | 0.5338% |
| | F | 1026 | 97 | 0.5338% |
| | G | 1026 | 97 | 0.5338% |
| | H | 1026 | 97 | 0.5338% |
| | | <u>PHASE V</u> | | |
| NINE | A | 1026 | 97 | 0.5338% |
| | B | 1026 | 97 | 0.5338% |
| | C | 1406 | 119 | 0.6549% |
| | D | 1406 | 119 | 0.6549% |
| | E | 1026 | 97 | 0.5338% |
| | F | 1026 | 97 | 0.5338% |
| | G | 1406 | 119 | 0.6549% |
| | H | 1406 | 119 | 0.6549% |
| | | <u>PHASE VI</u> | | |
| TEN | A | 1026 | 97 | 0.5338% |
| | B | 1026 | 97 | 0.5338% |
| | C | 1026 | 97 | 0.5338% |
| | D | 1026 | 97 | 0.5338% |
| | E | 1026 | 97 | 0.5338% |
| | F | 1026 | 97 | 0.5338% |
| | G | 1026 | 97 | 0.5338% |
| | H | 1026 | 97 | 0.5338% |
| | | <u>PHASE VII</u> | | |
| ELEVEN | A | 1026 | 97 | 0.5338% |
| | B | 1026 | 97 | 0.5338% |
| | C | 1406 | 119 | 0.6549% |
| | D | 1406 | 119 | 0.6549% |
| | E | 1026 | 97 | 0.5338% |
| | F | 1026 | 97 | 0.5338% |
| | G | 1406 | 119 | 0.6549% |
| | H | 1406 | 119 | 0.6549% |
| | | <u>PHASE VIII</u> | | |
| TWELVE | A | 1026 | 97 | 0.5338% |
| | B | 1026 | 97 | 0.5338% |
| | C | 1026 | 97 | 0.5338% |
| | D | 1026 | 97 | 0.5338% |
| | E | 1026 | 97 | 0.5338% |
| | F | 1026 | 97 | 0.5338% |
| | G | 1026 | 97 | 0.5338% |
| | H | 1026 | 97 | 0.5338% |

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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 OF</u> <u>OWNERSHIP INTEREST</u> |
|----------------|---------------|-------------------------------------|----------------------------|---|
| | | <u>PHASE IX</u> | | |
| TWENTY-THREE | A | 1026 | 97 | 0.5338% |
| | B | 1026 | 97 | 0.5338% |
| | C | 1406 | 119 | 0.6549% |
| | D | 1406 | 119 | 0.6549% |
| | E | 1026 | 97 | 0.5338% |
| | F | 1026 | 97 | 0.5338% |
| | G | 1406 | 119 | 0.6549% |
| | H | 1406 | 119 | 0.6549% |
| | | <u>PHASE X</u> | | |
| NINETEEN | A | 1026 | 97 | 0.5338% |
| | B | 1026 | 97 | 0.5338% |
| | C | 1406 | 119 | 0.6549% |
| | D | 1406 | 119 | 0.6549% |
| | E | 1026 | 97 | 0.5338% |
| | F | 1026 | 97 | 0.5338% |
| | G | 1406 | 119 | 0.6549% |
| | H | 1406 | 119 | 0.6549% |
| | | <u>PHASE XI</u> | | |
| TWENTY-TWO | A | 1026 | 97 | 0.5338% |
| | B | 1026 | 97 | 0.5338% |
| | C | 1406 | 119 | 0.6549% |
| | D | 1406 | 119 | 0.6549% |
| | E | 1026 | 97 | 0.5338% |
| | F | 1026 | 97 | 0.5338% |
| | G | 1406 | 119 | 0.6549% |
| | H | 1406 | 119 | 0.6549% |
| | | <u>PHASE XII</u> | | |
| TWENTY-ONE | A | 1026 | 97 | 0.5338% |
| | B | 1026 | 97 | 0.5338% |
| | C | 1406 | 119 | 0.6549% |
| | D | 1406 | 119 | 0.6549% |
| | E | 1026 | 97 | 0.5338% |
| | F | 1026 | 97 | 0.5338% |
| | G | 1406 | 119 | 0.6549% |
| | H | 1406 | 119 | 0.6549% |
| | | <u>PHASE XIII</u> | | |
| TWENTY | A | 1026 | 97 | 0.5338% |
| | B | 1026 | 97 | 0.5338% |
| | C | 1406 | 119 | 0.6549% |
| | D | 1406 | 119 | 0.6549% |
| | E | 1026 | 97 | 0.5338% |
| | F | 1026 | 97 | 0.5338% |
| | G | 1406 | 119 | 0.6549% |
| | H | 1406 | 119 | 0.6549% |
| | TOTAL | | | 100.0000% |

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