

ENTRY NO. 01160609

04/09/2021 10:50:54 AM B: 2655 P: 1114

Agreement PAGE 1/7

RAONDA FRANCIS, SUMMIT COUNTY RECORDER

FEE 96.00 BY CW LARSEN VILLAGE LLC



WHEN RECORDED, RETURN TO:

Summit County Engineering
PO 128 – 60 N. Main
Coalville, Utah 84017

Affecting Parcel No.: SEE EXHIBIT A

FIRST AMENDMENT TO DEVELOPMENT IMPROVEMENTS AGREEMENT

THIS FIRST AMENDMENT TO DEVELOPMENT IMPROVEMENTS AGREEMENT (the “**First Amendment**”) is made and entered into as of the date first set forth below (the “**Effective Date**”) by and between SUMMIT COUNTY, a political subdivision of the State of the Utah (the “**County**”) and CW LARSEN VILLAGE, LLC, a Utah limited liability company (the “**Developer**”). Developer and County may be referred to herein individually as a “**Party**” or collectively, as the “**Parties**”.

RECITALS

A. Developer is the fee title owner and developer of that certain parcel of real property located within the Silver Creek Village Center Subdivision and more particularly described on **Exhibit A** attached hereto.

B. The Parties entered into that certain *DEVELOPMENT IMPROVEMENTS AGREEMENT* on or about August 3, 2020, which was subsequently recorded in the office of the Summit County Recorder on November 13, 2020 as Entry No. 01147484 in Book 2617 at Page 1033 to govern development of the Project (the “**DIA**”).

C. The *PERFORMANCE BOND* attached to the DIA as Exhibit D identified an incorrect Entry Number for the DIA and, as a result, County has requested Developer to amend the same.

D. Pursuant to 22 of the DIA, the same may be amended or modified by written instrument executed by the County and Developer.

E. The Parties desire to amend the DIA as set forth herein.

AGREEMENT

NOW, THEREFORE, for and in consideration of the promises contained herein and for good and other valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties to hereby agree as follows:

1. **Recitals.** The foregoing recitals are hereby incorporated and made part of this First Amendment.

2. **Performance Bond Amendment.** The first recital in the Performance Bond here hereby deleted in entirety and replaced with the following. All changes are *italicized* for reference purposes only.

“**WHEREAS**, the Principal has entered into a certain written Development Improvements Agreement with the Oblige, dated the 3rd day of August, 202, recorded in the Office of the Summit County Recorder as Entry No. *01147484*, Book *2617*, beginning at Page *1033* (the “**DIA**”), to construct and install improvements as set forth therein (the “**Improvements**”) in the County of Summit, State of Utah, Project No. SCVC-15, for the approximate sum of *Six Hundred Thirty Thousand One Hundred Twenty Six and 61/100 Dollars* (\$630,126.61) [includes both the Cost of Completion and 10% warranty], which DIA is hereby incorporated herein by this reference.”

3. **Scope of Changes.** To the extent that the terms or provisions of this First Amendment conflict or are inconsistent with the terms and conditions of the DIA, the terms and provisions of this First Amendment shall control. County and Developer hereby ratify the terms of the DIA, as amended by this First Amendment, and acknowledge that, except as herein modified, the DIA shall remain in full force and effect in accordance with its terms.

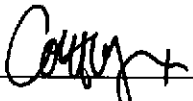
4. **Binding Effect.** Upon full execution by the Parties and following recordation in the office of the Summit County Recorder, this First Amendment shall be binding on the Parties and their successors, heirs, and permitted assigns.

[SIGNATURE AND ACKNOWLEDGEMENT PAGES FOLLOW]

IN WITNESS WHEREOF, the Parties hereto have executed this DIA as of the 30 day of MARCH, 2021.

DEVELOPER

CW LARSEN VILLAGE, LLC,
a Utah limited liability company

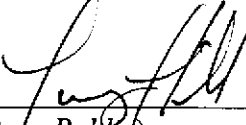
By: 
Name: COLIN WRIGHT
Title: MANAGER

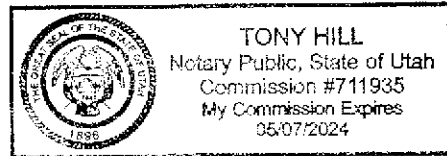
STATE OF UTAH)
 §
COUNTY OF DAVIS)

The foregoing instrument was acknowledged before me this 30 day of MARCH, 2021 by COLIN WRIGHT.

Witness my hand and official seal.

My commission expires: 05/07/2024


(Notary Public)



(Seal)

[COUNTY SIGNATURE AND ACKNOWLEDGEMENT PAGE FOLLOWS]

SUMMIT COUNTY

County Manager

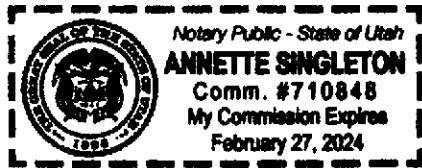
By: Thomas Fisher Signature

STATE OF UTAH
) ss.
COUNTY OF SUMMIT

The foregoing instrument was acknowledged before me this 6th day of April,
2021
by THOMAS C. FISHER

Witness my hand and official seal.

My commission expires: 2/27/2024



Annette Singleton
Notary Public

Approved as to form:

[Signature]
Deputy County Attorney

EXHIBIT A
(Legal Description)

Formally known as Lot 15 Silver Creek Village Center Subdivision

ALL UNITS WITHIN SILVER CREEK VILLAGE CONDOMINIUMS

0516625 SCVCON-A101
CW LARSEN VILLAGE LLC
1222 W LEGACY CROSSING BLVD
STE 6
CENTERVILLE, UT 84014

0516632 SCVCON-A102
CW LARSEN VILLAGE LLC
1222 W LEGACY CROSSING BLVD
STE 6
CENTERVILLE, UT 84014

0516649 SCVCON-A103
CW LARSEN VILLAGE LLC
1222 W LEGACY CROSSING BLVD
STE 6
CENTERVILLE, UT 84014

0516656 SCVCON-A104
CW LARSEN VILLAGE LLC
1222 W LEGACY CROSSING BLVD
STE 6
CENTERVILLE, UT 84014

0516663 SCVCON-A105
CW LARSEN VILLAGE LLC
1222 W LEGACY CROSSING BLVD
STE 6
CENTERVILLE, UT 84014

0516670 SCVCON-A201
CW LARSEN VILLAGE LLC
1222 W LEGACY CROSSING BLVD
STE 6
CENTERVILLE, UT 84014

0516687 SCVCON-A202
CW LARSEN VILLAGE LLC
1222 W LEGACY CROSSING BLVD
STE 6
CENTERVILLE, UT 84014

0516694 SCVCON-A203
CW LARSEN VILLAGE LLC
1222 W LEGACY CROSSING BLVD
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CENTERVILLE, UT 84014

0516702 SCVCON-A204
CW LARSEN VILLAGE LLC
1222 W LEGACY CROSSING BLVD
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CENTERVILLE, UT 84014

0516719 SCVCON-A205
CW LARSEN VILLAGE LLC
1222 W LEGACY CROSSING BLVD
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CENTERVILLE, UT 84014

0516726 SCVCON-A206
CW LARSEN VILLAGE LLC
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CENTERVILLE, UT 84014

0516733 SCVCON-A207
CW LARSEN VILLAGE LLC
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0516740 SCVCON-A208
CW LARSEN VILLAGE LLC
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0516757 SCVCON-A301
CW LARSEN VILLAGE LLC
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CENTERVILLE, UT 84014

0516764 SCVCON-A302
CW LARSEN VILLAGE LLC
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0516771 SCVCON-A303
CW LARSEN VILLAGE LLC
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0516788 SCVCON-A304
CW LARSEN VILLAGE LLC
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0516795 SCVCON-A305
CW LARSEN VILLAGE LLC
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0516803 SCVCON-A306
CW LARSEN VILLAGE LLC
1222 W LEGACY CROSSING BLVD
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CENTERVILLE, UT 84014

0516810 SCVCON-B101
CW LARSEN VILLAGE LLC
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0516827 SCVCON-B102
CW LARSEN VILLAGE LLC
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0516834 SCVCON-B103
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0516841 SCVCON-B104
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0516858 SCVCON-B105
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0516865 SCVCON-B201
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0516872 SCVCON-B202
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0516889 SCVCON-B203
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0516896 SCVCON-B204
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0516904 SCVCON-B205
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0516911 SCVCON-B206
CW LARSEN VILLAGE LLC
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0516928 SCVCON-B207
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0516935 SCVCON-B208
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0516942 SCVCON-B301
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0516959 SCVCON-B302
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0516966 SCVCON-B303
CW LARSEN VILLAGE LLC
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0516973 SCVCON-B304
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0516980 SCVCON-B305
CW LARSEN VILLAGE LLC
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0516997 SCVCON-B306
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