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Book - 10147 Pg - 9400-9404
GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
DAI
1099 W SOUTH JORDAN PKWY
SOUTH JORDAN U 84095
BY: CDC, DEPUTY - WI 5 P.

**SECOND AMENDMENT TO
NEIGHBORHOOD DECLARATION OF COVENANTS, CONDITIONS
AND RESTRICTIONS
OF
THE ARBORS AT INDEPENDENCE
(a Residential Community)**

**SECOND AMENDMENT TO
NEIGHBORHOOD DECLARATION OF COVENANTS, CONDITIONS
AND RESTRICTIONS OF
THE ARBORS AT INDEPENDENCE**

THIS SECOND AMENDMENT TO NEIGHBORHOOD DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS OF THE ARBORS AT INDEPENDENCE (this "Second Amendment") is made this 7 day of June 2013 by 4 Independence, LLC (herein referred to As "Declarant").

RECITALS:

A. Declarant executed and caused to be recorded that certain Neighborhood Declaration of Covenants, Conditions and Restrictions of The Arbors at Independence (the "Declaration"), which was filed of record with the Salt Lake County Recorder's Office on February 4, 2013, as Entry No. 11570136, in Book 10104, at Pages 6530 - 6569, against the Project, as defined in the Declaration.

B. The Declaration was amended by that certain First Amendment to Neighborhood Declaration of Covenants, Conditions and Restrictions of The Arbors at Independence (the "First Amendment"), which was filed of record with the Salt Lake County Recorder's Office on May 30, 2013, as Entry No. 11652306, in Book 10143, at Pages 7469 – 7471, against the Project, as defined in the Declaration. The First Amendment changes the language in Section 7.3 of the Declaration.

C. Pursuant to Section 15.1 of the Declaration, Declarant desires to make an additional amendment to the Declaration, providing additional clarification to Section 7.3 of the Declaration, as set forth below.

AMENDMENT OF DECLARATION:

NOW THEREFORE, having satisfied the requirements of Section 15.1 of the Declaration, Section 7.3 of the Declaration (as amended by the First Amendment) is hereby deleted in its entirety and replaced by the following new Section 7.3:

7.3 The Owner(s) of the Lot(s) shall be responsible for maintaining the Maintenance Areas on their respective Lot(s), including, without limitation, performing or causing to be performed all landscaping services necessary to keep the Maintenance Areas in a state of good condition and attractive appearance. In addition, the Owner(s) of Lot(s) that back up to, or are adjacent to, Common Area landscaping strips or park strips shall be responsible for maintaining such areas in a state of good condition and attractive appearance even though such areas are not included within the legal boundaries of their Lot(s).

This Second Amendment shall apply to all of the affected Lots and Units in the Project (as the term "Project" is defined in the Declaration) and recorded against all of the Lots and Units in the Project. As amended above, the Declaration remains in full force and effect and the Declaration, as amended hereby, is hereby ratified, affirmed and confirmed in all respects.

Executed on the date stated above.

DECLARANT:

4 INDEPENDENCE, LLC, a Utah limited liability company

By: DAI Partners, LLC, a Utah limited liability company

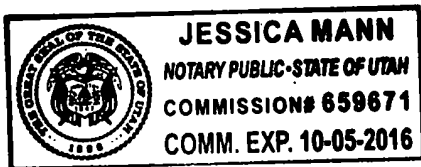
By: [Signature]
Its: Manager

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

The foregoing instrument was acknowledged before me this 7 day of June 2013, by Bryan Flamm, as Manager of DAI Partners, LLC, which is the Manager of Declarant.

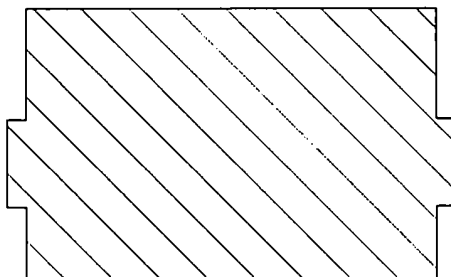
[Signature]
NOTARY PUBLIC

SEAL:



DT 135
78 SQ. FT.
1.11 Acres

LOT 136
5403 SQ. FT.
0.12 Acres



55.00'

13073 SQ. FT.
0.300 ACRES

237.71'

EMPORIO DRIVE-OFFSITE 55' WIDE ROW

AFFECTS PARCEL 27-10-178-013

COMMENCING AT THE CENTER QUARTER OF SECTION 10, TOWNSHIP 3 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE NORTH 00°02'55" WEST, ALONG THE SECTION LINE, A DISTANCE OF 25.31 FEET; THENCE, WEST, A DISTANCE OF 53.00 FEET TO THE WEST SIDELINE OF REDWOOD ROAD; THENCE, SOUTH 45°05'17" WEST, A DISTANCE OF 35.29 FEET TO THE NORTH SIDELINE OF 9800 SOUTH STREET; THENCE, NORTH 89°47'56" WEST, ALONG SAID SIDELINE, A DISTANCE OF 202.91 FEET; THENCE, ALONG SAID SIDELINE, ON THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 1165.81 FEET, THROUGH A CENTRAL ANGLE OF 09°32'42", A DISTANCE OF 194.21 FEET; THENCE, ALONG SAID SIDELINE, ON THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 1280.46 FEET, THROUGH A CENTRAL ANGLE OF 09°34'34", A DISTANCE OF 214.01 FEET; THENCE, SOUTH 89°58'45" WEST, ALONG SAID SIDELINE, A DISTANCE OF 45.70 FEET, TO THE EASTERLY SIDELINE OF A FUTURE 55 FOOT RIGHT-OF-WAY AND THE POINT OF BEGINNING FOR THIS DESCRIPTION; THENCE, SOUTH 89°58'45" WEST, ALONG THE NORTH SIDELINE OF 9800 SOUTH STREET, A DISTANCE OF 55.00 FEET, TO THE EAST LINE OF LOT 3, CARRINGTON COURT SUBDIVISION, RECORDED IN BOOK 2006P AT PAGE 382, IN THE OFFICE OF THE SALT LAKE COUNTY RECORDER; THENCE, NORTH 00°02'55" WEST, ALONG SAID EAST LINE, A DISTANCE OF 237.66 FEET, TO THE NORTHEAST CORNER THEREOF; THENCE, NORTH 89°55'42" EAST, A DISTANCE OF 55.00 FEET; THENCE, SOUTH 00°02'55" EAST, A DISTANCE OF 237.71 FEET TO THE POINT OF BEGINNING.

CONTAINS 0.300 ACRES MORE OR LESS