

11744729
10/21/2013 10:12 AM \$48.00
Book - 10186 Pg - 4489-4492
GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
OAK HILLS GARDEN CONDO ASSN
ATTN: R CLARK ARNOLD
998 S OAK HILLS WAY
SLC UT 84108
BY: DCD, DEPUTY - WI 4 P.

WHEN RECORDED MAIL TO:
Oak Hills Gardens Condominium Association
990-1052 S Oak Hills Way
Salt Lake City, Utah 84108
Attn: R. Clark Arnold

RELINQUISHMENT OF RIGHT TO SWIMMING POOL

This Relinquishment of Right to Swimming Pool is executed this ___ day of September, 2013, by DONNA B. BUCKMILLER, TRUSTEE OF THE DONNA B. BUCKMILLER TRUST UNDER AN AGREEMENT DATED SEPTEMBER 16, 1997 ("Trustee"), with reference to the following facts and circumstances:

RECITALS

A. Trustee is the owner of Unit G-1 in the Oakhills Gardens Condominium Project ("Condominium Project"). The Condominium Project and Unit G-1 are more particularly described in Exhibit A attached hereto.

B. The original Declaration of Condominium of the Project (which originally was known as the Colina De Roble Condominium Project) was recorded on October 9, 1969 in Book 2796, Pages 583-607 of the Official Records of Salt Lake County, Utah. The original declaration was amended by an Amendment to Enabling Declaration and By-Laws dated May 15, 1971 (the "Amendment"), recorded in Book 7952, Pages 1536 - 1541 of the Official Records of Salt Lake County, Utah. The Declaration was further amended by a Restated and Amended Declaration recorded April 21, 1998, in Book 7952 at Page 1478 of the Official Records of Salt Lake County, Utah.

C. The Amendment converts the following portion of the Common Areas and Facilities of the Condominium Project to a Limited Common Area for the exclusive benefit of Unit G-1:

Beginning at a point South 303.36 feet and East 713.74 feet from the West quarter corner of Section 11, Township 1 South, Range 3 East, Salt Lake Base and Meridian, and running thence South 30° 56' East 19.57 feet; thence South 74° 15' East 5.36 feet; thence South 15° 45' West 13.30 feet; thence South 1° 09' East 3.15 feet; thence South 73° 50' East 10.85 feet; thence South 15° 38' West 33.26 feet; thence North 75° 13' West 21. _ feet; thence North 0° 18' West 55.33 feet to the point of beginning.

Contains 0.031 Acres.

[NOTE: the legal description of the above parcel appearing in the recorded Amendment is in part illegible. It is intended that the above parcel be the parcel

described in paragraph 6 of the Amendment, even if the descriptions do not match in all respects.]

The Amendment provides that this Limited Common Area may be used for a swimming pool and related facilities (the "Pool") and landscaping, and allocates the responsibilities for the construction and maintenance of the Pool and landscaping as between the owner of Lot G-1 and the Oak Hills Gardens Condominium Association (the "Association"), the owners association for the Condominium Project.

D. The Trust and the Association have reached an agreement for the permanent removal and decommissioning of the Pool, the design, installation and maintenance of landscaping in the Limited Common Area, and the allocation of costs and responsibilities between Trustee and the Association.

E. In furtherance of that agreement the Trustee, as the owner of Unit G-1, intends to permanently relinquish any and all rights to have a swimming pool in the Limited Common Area, which shall remain an enclosed and landscaped limited common area for the benefit of Unit G-1.

NOW, THEREFORE, for good and valuable consideration including the Association's participation in the cost of decommissioning and removing the Pool and in designing and installing landscaping in the Limited Common Area, Trustee hereby forever relinquishes, surrenders and disclaims the right to have a swimming pool and related facilities situated in the Limited Common Area, and releases the Association from any and all obligations with respect to the construction and maintenance of a swimming pool on Unit G-1.

This Relinquishment is intended to run with title to Unit G-1 and to be binding upon Trustee and all subsequent owners of Unit G-1.

[Signature follows on next page]

Executed as of the date written above.

Donna B. Buckmiller Trust
Donna B. Buckmiller, as Trustee
of the Donna B. Buckmiller Trust
Under an Agreement dated
September 17, 1997

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

The foregoing instrument was acknowledged before me this 16 day of 10, 2013, by Donna B. Buckmiller, as Trustee of the Donna B. Buckmiller Trust under an Agreement dated September 17, 1997.

[Signature]

NOTARY PUBLIC
Residing at: 1290 Furber Way Ste, W884108

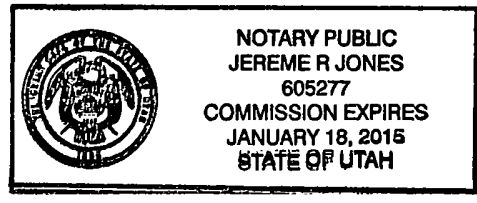


EXHIBIT A

The Condominium Project

OAK HILLS GARDENS CONDOMINIUM (Formerly Colina De Roble Condominium), a Utah condominium project as identified in the Record of Survey Map recorded October 9, 1969 as Entry No. 2306229, in Book HH, at Page 1 of Plats, (as said Record of Survey Map may have been amended and/or supplemented) and as further defined and described in the Declaration of Condominium of the Oak Hills Gardens Condominium (Formerly Colina De Roble Condominium), recorded October 9, 1969 as Entry No. 2306230, in Book 2796, at Page 583 (as said Declaration may have been amended and/or supplemented) and as further defined and described by the Restated and Amended Declaration of Condominium and Declaration of Covenants, Conditions and Restrictions for Oakhills Gardens Condominium Recorded April 21, 1998 as Entry No. 6936558, in Book 7952, at Page 1478, (as said Declaration may have been amended and/or as further supplemented) in the Office of the Recorder of Salt Lake County, State of Utah.

Unit G-1

Parcel ID No. 16-11-304-030

Unit G-1 in the Oakhills Gardens Condominium Project which is more particularly described above, together with the appurtenant interest in and to the common areas, limited common areas, and facilities more particularly described in the above reference declaration and maps or amendments and supplements thereto.