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Gary W. Ott
When Recorded Return to:
Read R. Hellewell, Esq.
KIRTON & McCONKIE
BY: eCASH, DEPUTY - EF 6 P.

KIRTON & South Temple, Suite 1800

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For information only: Tax Parcel No. 14-25-101-004

Salt Lake City, UT 84111-1004

EIGHTH SUPPLEMENT TO MASTER DECLARATION OF EASEMENTS, COVENANTS AND RESTRICTIONS FOR HIGHBURY COMMONS AT LAKE PARK

THIS EIGHTH SUPPLEMENT TO MASTER DECLARATION OF EASEMENTS, COVENANTS AND RESTRICTIONS FOR HIGHBURY COMMONS AT LAKE PARK (this "Eighth Supplement") is executed this 3/5^t day of January, 2014 by SUBURBAN LAND RESERVE, INC., a Utah corporation ("Declarant") and CYPRUS FEDERAL CREDIT UNION, ("Cyprus"), in contemplation of the following facts and circumstances:

- A. The MASTER DECLARATION OF EASEMENTS, COVENANTS AND RESTRICTIONS FOR HIGHBURY COMMONS AT LAKE PARK dated September 26, 2006 was recorded October 6, 2006 as Entry No. 9868362 in Book 9362 beginning at Page 804 in the official records of the Salt Lake County Recorder, State of Utah (the "Declaration").
- The Declaration was supplemented by the annexation of additional real property B. pursuant to that certain FIRST SUPPLEMENT TO MASTER DECLARATION OF EASEMENTS, COVENANTS AND RESTRICTIONS FOR HIGHBURY COMMONS AT LAKE PARK, dated September 21, 2007, which was recorded September 21, 2007 as Entry No. 10229748 in Book 9518 beginning at Page 149 in the official records of the Salt Lake County Recorder, State of Utah (the "First Supplement"); that certain SECOND SUPPLEMENT TO MASTER DECLARATION OF EASEMENTS, COVENANTS AND RESTRICTIONS FOR HIGHBURY COMMONS AT LAKE PARK, dated September 29, 2008, which was recorded September 30, 2008 as Entry No. 10530895 in Book 9646 beginning at Page 9423 in the official records of the Salt Lake County Recorder, State of Utah (the "Second Supplement"); that certain THIRD SUPPLEMENT TO MASTER DECLARATION OF EASEMENTS, COVENANTS AND RESTRICTIONS FOR HIGHBURY COMMONS AT LAKE PARK, dated July 2, 2009, which was recorded September 2, 2009, as Entry No. 10790212 in Book 9760 beginning at Page 2610 in the official records of the Salt Lake County Recorder, State of Utah (the "Third Supplement"), that certain FOURTH SUPPLEMENT TO MASTER DECLARATION OF EASEMENTS, COVENANTS AND RESTRICTIONS FOR HIGHBURY COMMONS AT LAKE PARK, dated July 2, 2009, which was recorded September 2, 2009, as Entry No.

4827-2233-6275.

10790237 in Book 9760 beginning at Page 2752 in the official records of the Salt Lake County Recorder, State of Utah (the "Fourth Supplement"), that certain FIFTH SUPPLEMENT TO MASTER DECLARATION OF EASEMENTS, COVENANTS AND RESTRICTIONS FOR HIGHBURY COMMONS AT LAKE PARK, dated January 12, 2011, which was recorded January 13, 2011, as Entry No. 11115952 in Book 9898 beginning at Page 2381 in the official records of the Salt Lake County Recorder, State of Utah (the "Fifth Supplement"), that certain FIRST AMENDMENT TO MASTER DECLARATION OF EASEMENTS, COVENANTS AND RESTRICTIONS FOR HIGHBURY COMMONS AT LAKE PARK, dated June 22, 2011, which was recorded June 27, 2011, as Entry No. 11204026 in Book 9933 beginning at Page 947 in the official records of the Salt Lake County Recorder, State of Utah (the "First Amendment"), that certain SECOND AMENDMENT AND SIXTH SUPPLEMENT TO MASTER DECLARATION OF EASEMENTS, COVENANTS AND RESTRICTIONS FOR HIGHBURY COMMONS AT LAKE PARK, which was recorded February 4, 2014, as Entry No. 11800080 in Book 10209 beginning at Page 4721 in the official records of the Salt Lake County Recorder, State of Utah (the "Sixth Supplement"), and that certain SEVENTH SUPPLEMENT TO MASTER DECLARATION OF EASEMENTS, COVENANTS AND RESTRICTIONS FOR HIGHBURY COMMONS AT LAKE PARK, dated January 31, 2014, which was recorded February 5, 2014, as Entry No. 11800098 in Book 10209 beginning at Page 4863, in the official records of the Salt Lake County Recorder, State of Utah (the "Seventh Supplement" and together with the First Supplement, the Second Supplement, the Third Supplement, the Fourth Supplement, the Fifth Supplement and the Sixth Supplement, the "Supplements").

- C. The Declaration constitutes easements, covenants and restrictions which encumber certain real property described in the Declaration and in the Supplements (collectively, the "Property"), which is located in Salt Lake County, State of Utah.
- D. Declarant desires to have the real property described herein become subject to the easements, covenants and restrictions and to be owned and occupied subject to the provisions of the Declaration.
- E. As previously agreed with Declarant, Cyprus, as the owner in fee simple of Lot 5c, Highbury Shoppes Subdivision, amending Lot 5 of Highbury Commons at Lake Park, which shall be subject to this Eighth Supplement, desires to have the real property described herein become subject to the easements, covenants and restrictions and to be owned and occupied subject to the provisions of the Declaration.
- F. The Declaration provides procedures for the adoption, execution and recordation of amendments and supplements to the Declaration, and this Eighth Supplement is being executed and recorded as authorized under the provisions of the Declaration.
- G. In compliance with the provisions of the Declaration, Declarant and Cyprus do each hereby execute this Eighth Supplement and shall cause same to be recorded in the office records of Salt Lake County, State of Utah, for the purpose of supplementing the Declaration to

add the additional real property described herein which shall be hereafter subject to the terms of the Declaration.

NOW, THEREFORE, the Declaration is hereby supplemented, and to the extent required to implement the provisions hereof, amended, in accordance with the provisions of this Eighth Supplement, as follows:

- 1. <u>Defined Terms</u>. A term which appears initially in quotation marks and is not there defined denotes that it is a defined term which shall have the meaning set forth in the Declaration.
- 2. Compliance with Procedures. As provided in Article IX of the Declaration, Declarant (when joined by the owner of the real property to be annexed if Declarant is not such owner) has the right to annex additional real property which shall become subject to the Declaration by the recordation of a supplemental declaration in the office of the County Recorder of Salt Lake County, State of Utah. Declarant and the Owner of the real property to be annexed, may exercise such right of annexation without the consent or signature of any other party. All of the real property described herein is owned by either Declarant or Cyprus. The real property described herein is contiguous with real property which is subject to the Declaration. By this Eighth Supplement, Declarant and Cyprus, for the real property owned by it, intend to annex the additional real property described herein to the Declaration and cause said real property to be subject to the Declaration.
- 3. <u>Description of Property</u>. The property to be annexed under this Eighth Supplement constitutes approximately 1.32 acres of land located in Salt Lake County, State of Utah (the "Supplemental Property"), and is more particularly described on <u>Exhibit "A"</u> attached hereto and incorporated herein by this reference.
- 4. <u>Declaration</u>. Declarant and Cyprus do each hereby declare that the Supplemental Property and any and all Improvements that shall at any time be located upon any portion of the Supplemental Property, shall be held, sold, conveyed, transferred, designed, constructed, operated, maintained, leased, subleased and occupied subject to the easements, covenants, conditions and restrictions set forth in the Declaration.
- 5. <u>Effective Date</u>. This Eighth Supplement shall be effective as of the date of the recordation hereof in the official records of the Salt Lake County Recorder, State of Utah.

[Signature Page to Follow Immediately]

Signature Page
To
Supplement to Master Declaration
Of
Easements, Covenants and Restrictions
For
Highbury Commons at Lake Park

EXECUTED to be effective as of the date of the recordation hereof.

Declarant:

SUBURBAN LAND RESERVE, INC.

a Utah carporation

Matthew A. Baldwin

Its: President and Chief Executive Officer

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STATE OF UTAH

: ss.

COUNTY OF SALT LAKE)

The foregoing instrument was acknowledged before me this 31st day of January, 2014 by Matthew A. Baldwin, as President and Chief Executive Officer of SUBURBAN LAND RESERVE, INC., a Utah corporation.

Sarahi D. Soperanez NOTARY PUBLIC - STATE OF UTAH My Comm. Exp. 4/22/2016 Commission # 654879

Notary Public

Signature Page
To
Supplement to Master Declaration
Of
Easements, Covenants and Restrictions
For
Highbury Commons at Lake Park

KECUTED	to be	effective as	s of the	date of	the recordation nereot.	

Cyprus:

CYPRUS FEDERAL CREDIT UNION

Name: Steve Fifield

Title: Vice President of Branches

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

The foregoing instrument was acknowledged before me this 19 day of March, 2013 by Steve Fifield as Vice President of Branches of CYPRUS FEDERAL CREDIT UNION.

Notary Public

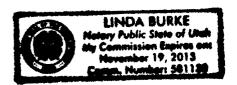


EXHIBIT "A" TO EIGHTH SUPPLEMENT TO MASTER DECLARATION OF EASEMENTS, COVENANTS AND RESTRICTIONS FOR HIGHBURY COMMONS AT LAKE PARK

[Legal Description of Supplemental Property]

Real property located in Salt Lake County, State of Utah, and more particularly described as follows:

Lot 5c, Highbury Shoppes Subdivision, amending Lot 5 of Highbury Commons at Lake Park, to create Lots 5a, 5b, 5c, 5d, 5e and 5f, according to the Official Plat thereof, recorded October 16, 2006 as Entry No. 9876677 in Book 9365 at Page 7006 in the Office of the Salt Lake County Recorder.

Tax Parcel No. 14-25-101-004