

WHEN RECORDED, MAIL TO:

THE MARIAN K. MILLER FAMILY LIVING TRUST
1338 So. Foothill Dr., #311
Salt Lake City, UT 84108

Tax Parcel I.D. Nos.: 16-06-402-015

MNT #: 63316

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9/26/2018 3:49:00 PM \$20.00
Book - 10716 Pg - 3375-3379
ADAM GARDINER
Recorder, Salt Lake County, UT
METRO NATIONAL TITLE
BY: eCASH, DEPUTY - EF 5 P.

AMENDMENT TO DECLARATION OF EASEMENT

THIS AMENDMENT TO DECLARATION OF EASEMENT ("**Amendment**") is made by ROBERT K. FRIEDMAN AND E.J. PASSEY, CO-TRUSTEES OF THE MARIAN K. MILLER FAMILY LIVING TRUST U/A/D 10/10/88, a Utah trust ("**Declaration**") as of the 24th day of September, 2018.

RECITALS

A. Declarant executed that certain Declaration of Easement dated August 2, 2018 (the "**Declaration**"), which was filed in the official records of the Salt Lake County Recorder on August 8, 2018, as Entry No. 12825394, in Book 10700, at Page 9647.

B. Declarant desires to amend the Declaration as provided for herein to correct the legal descriptions that were attached to the Declaration as Exhibit A, Exhibit B, and Exhibit C, which legal descriptions describe Parcel 1, Parcel 2 and the Parcel 2 Easement, respectively.

C. Any capitalized term used by not otherwise defined herein shall have the meaning given in the Declaration.

AGREEMENT

NOW, THEREFORE, Declarant hereby amends the Declaration as follows:

1. Legal Description of Parcel 1, Exhibit A attached to the Declaration is hereby replaced in its entirety with Amended Exhibit A attached hereto and incorporated herein by reference. The legal description of Parcel 1 is as set forth in said Amended Exhibit A.

2. Legal Description of Parcel 2, Exhibit B attached to the Declaration is hereby replaced in its entirety with Amended Exhibit B attached hereto and incorporated herein by reference. The legal description of Parcel 2 is as set forth in said Amended Exhibit B.

3. Legal Description of the Parcel 2 Easement, Exhibit C attached to the Declaration is hereby replaced in its entirety with Amended Exhibit C attached hereto and incorporated herein by reference. The legal description of the Parcel 2 Easement is as set forth in said Amended Exhibit C.

4. Effect of Amendment. Except as specifically set forth in this Amendment, all of the terms and provisions of the Declaration shall remain unmodified and in full force and effect. In the event of any conflict between the Declaration and the terms of this Amendment, the terms of this Amendment shall prevail.

IN WITNESS WHEREOF, Declarant has executed this Amendment as of the date set forth above.

DECLARANT:

THE MARIAN K. MILLER FAMILY LIVING TRUST U/A/D 10/10/88, a Utah trust

By: [Signature]
Name: Robert K. Friedman
Its: Co-Trustee

By: [Signature]
Name: E.J. Passey
Its: Co-Trustee

STATE OF UTAH)
:SS
COUNTY OF SALT LAKE)

On this 24th day of September, 2018, personally appeared before me Robert K. Friedman, known or satisfactorily proved to me to be the person who signed the foregoing instrument, and acknowledged to me that he is a Co-Trustee of The Marian K. Miller Family Living Trust U/A/D 10/10/88.



STATE OF UTAH)
:SS
COUNTY OF SALT LAKE)

[Signature]
Notary Public

On this 24th day of September, 2018, personally appeared before me E.J. Passey, known or satisfactorily proved to me to be the person who signed the foregoing instrument, and acknowledged to me that he is a Co-Trustee of The Marian K. Miller Family Living Trust U/A/D 10/10/88.



STATE OF UTAH)
:SS
COUNTY OF SALT LAKE)

[Signature]
Notary Public

AMENDED EXHIBIT A

(Legal Description of Parcel 1)

PART OF THE SOUTHEAST QUARTER OF SECTION 6, TOWNSHIP 1 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN; U.S. SURVEY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF LOT 4, BLOCK 37, PLAT B, SALT LAKE CITY SURVEY ON THE NORTHERLY RIGHT-OF-WAY LINE OF 400 SOUTH STREET, SAID POINT ALSO BEING ON THE EASTERLY RIGHT-OF-WAY LINE OF 400 EAST STREET, WHICH LIES NORTH 89°57'51" EAST ALONG THE MONUMENT LINE IN 400 SOUTH STREET, 67.57 FEET AND NORTH 00°02'09" WEST 66.59 FEET FROM A MONUMENT LINE THENCE NORTH 00°01'51" WEST ALONG THE EASTERLY RIGHT-OF-WAY LINE OF 400 EAST STREET 173.25 FEET; THENCE NORTH 89°58'09" EAST 167.13 FEET; THENCE SOUTH 62.75 FEET; THENCE WEST 38.44 FEET; THENCE SOUTH 110.52 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF 400 SOUTH STREET; THENCE SOUTH 89°58'07" WEST ALONG SAID NORTHERLY RIGHT-OF-WAY LINE 128.60 FEET TO THE POINT OF BEGINNING.

AMENDED EXHIBIT B

(Legal Description of Parcel 2)

PART OF THE SOUTHEAST QUARTER OF SECTION 6, TOWNSHIP 1 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY. MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF 400 SOUTH STREET LYING N89°58'07"E 128.60 FEET FROM THE SOUTHWEST CORNER OF LOT 4, BLOCK 37, PLAT B, SALT LAKE CITY SURVEY, WHICH POINT LIES N89°57'51"E ALONG THE CENTERLINE MONUMENTS IN 400 SOUTH STREET, 67.57 FEET AND N00°02'09"W 66.59 FEET TO THE A POINT ON THE NORTHERLY RIGHT OF WAY LINE OF 400 SOUTH STREET AND N89°58'07"E ALONG SAID RIGHT OF WAY 128.60' FROM A CENTERLINE MONUMENT AT THE INTERSECTION OF 400 SOUTH STREET AND 400 EAST STREET; AND RUNNING THENCE N00°00'00"W 110.52 FEET; THENCE N90°00'00"E 38.44 FEET; THENCE N00°00'00"W 62.75 FEET; THENCE S89°58'09"W 2.13 FEET; THENCE N00°01'53"W 4.75 FEET; THENCE N89°58'07"E 46.66 FEET; THENCE S00°01'53"E 178.00 FEET TO THE NORTHERLY RIGHT OF WAY LINE OF 400 SOUTH STREET; THENCE S89°58'07"W ALONG SAID NORTHERLY RIGHT OF WAY LINE 83.07 FEET TO THE POINT OF BEGINNING.

AMENDED EXHIBIT C

(Legal Description of Parcel 2 Easement)

PART OF THE SOUTHEAST QUARTER OF SECTION 6, TOWNSHIP 1 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY. MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF 400 SOUTH STREET, SAID POINT BEING 123.60 FEET N89°58'07"E FROM THE SOUTHWEST CORNER OF LOT 4, BLOCK 37, PLAT B, SALT LAKE CITY SURVEY; SAID POINT ALSO DESCRIBED AS BEING N89°57'51"E ALONG THE CENTERLINE MONUMENTS IN 400 SOUTH STREET, 67.57 FEET AND N00°02'09"W 66.59 FEET TO THE A POINT ON THE NORTHERLY RIGHT OF WAY LINE OF 400 SOUTH STREET AND N89°58'07"E ALONG SAID RIGHT OF WAY 123.60 FEET FROM A CENTERLINE MONUMENT AT THE INTERSECTION OF 400 SOUTH STREET AND 400 EAST STREET; AND RUNNING THENCE NORTH 173.25 FEET; THENCE N89°58'09"E 43.44 FEET; THENCE SOUTH 62.75 FEET; THENCE WEST 38.44 FEET; THENCE SOUTH 110.52 FEET TO A POINT ON THE NORTHERLY RIGHT OF WAY LINE OF 400 SOUTH STREET; THENCE S89°58'07"W ALONG SAID NORTHERLY RIGHT OF WAY 5.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 3,278 SQUARE FEET OR 0.075 ACRES MORE OR LESS