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ENT 132981:2007 PG 1 of 3  
RANDALL A. COVINGTON  
UTAH COUNTY RECORDER  
2007 Sep 10 4:40 pm FEE 61.00 BY SS  
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**SUPPLEMENTAL DECLARATION AND AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS, AND RESTRICTIONS AND RESERVATION OF EASEMENTS FOR BROOKHAVEN VILLAS**  
(a Planned Unit Residential Development)  
(Expandable)

This Supplemental Declaration and Amendment to Declaration of Covenants, Conditions, and Restrictions and Reservation of Easements for Brookhaven Villas (a Planned Unit Residential Development) (Expandable) ("**Supplemental Declaration**") is executed this \_\_\_\_\_ day of September, 2007, by **Brookhaven Investments**, a Utah limited liability company.

**RECITALS**

WHEREAS, on or about April 16, 2003, the original Declaration of Covenants, Conditions, and Restrictions and Reservation of Easements for Brookhaven Villas ("**Declaration**") was recorded as Entry No. 71527:2003, Page 1 of 25, in the office of Randall A. Covington, the Utah County Recorder; and

WHEREAS, the Declarant and Members of Phase II, after due notice and vote as evidenced by the signatures on the revised Plat for Phase II of all Members in Phase II, desire to amend the Declaration to allow a slight modification to the Phase II boundary:

NOW THEREFORE, it is hereby declared that the property shall be held, sold, conveyed, leased, rented, encumbered and used subject to the Declaration as amended and its covenants, restrictions, limitations and conditions which shall constitute covenants which run with the land and shall be binding on and be for the benefit of the Declarant, its successors and assigns and all owners of all or any part of the Property, together with their grantees, successors, heirs, executors, administrators, devisees and assigns, all as set forth herein.

1) This Declaration is hereby amended to provide that the parcel known as Phase II, the modified legal description of which is described in "Exhibit A" and is attached hereto and incorporated herein by reference, shall abide by all aspects of the original CC&R's plus any and all requirements placed upon it by Lehi City or the Declarant during the approval process or any changes thereto as a result of actions at regular or special meetings of the Association.

2) This Supplemental Declaration incorporates the Declaration by this reference as if fully set forth herein. Except as specifically set forth herein, the terms of the Declaration, as amended, shall remain unchanged.



## BOUNDARY DESCRIPTION

Beginning at a point located North 89°57'17" West along quarter section line 1700.72 feet from the East quarter corner of Section 33, Township 4 South, Range 1 East, Salt Lake Base and Meridian:

thence North 89°57'17" West, a distance of 476.85 feet; thence North 00°02'43" East, a distance of 49.57 feet; thence West, a distance of 10.13 feet; thence North 00°09'49" West, a distance of 223.22 feet; thence East, a distance of 161.70 feet; thence North, a distance of 92.86 feet; thence North 51°48'08" West, a distance of 65.63 feet; thence West, a distance of 95.06 feet; thence North 56°06'44" West, a distance of 30.21 feet; thence North, a distance of 449.90 feet; thence West, a distance of 96.18 feet; thence North 11°42'52" West, a distance of 61.78 feet; thence West, a distance of 118.01 feet; thence North 00°50'51" West, a distance of 110.67 feet to the point of curve of a non tangent curve to the left, of which the radius point lies North 02°10'09" East, a radial distance of 450.00 feet; thence easterly along the arc, through a central angle of 13°59'09", a distance of 109.84 feet (chord bears North 85°10'34" East 109.57 feet); thence North 78°11'00" East, a distance of 293.86 feet; thence South 03°52'43" East, a distance of 176.67 feet; thence East, a distance of 62.01 feet; thence South, a distance of 451.90 feet; thence East, a distance of 139.62 feet; thence South 05°32'35" East, a distance of 22.00 feet; thence North 89°58'54" East, a distance of 105.50 feet; thence South 00°01'06" East, a distance of 116.69 feet; thence South 02°39'31" East, a distance of 170.18 feet; thence South, a distance of 177.16 feet to the POINT OF BEGINNING. \*\*\*

Containing 383,618 square feet or 8.8067 acres, more or less. (47 building lots)

Basis of bearing = state plane coordinate system

\*\*\* LESS AND EXCEPTING THEREFROM ALL OF LOT 1, PLAT "B", BROOKS MEADOWS SUBDIVISION, Lehi, Utah, according to the official plat thereof on file in the office of the Utah County, Recorder.