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WHEN RECORDED, PLEASE RETURN TO:

Tory J. Christensen
Kirton McConkie
50 E. South Temple
Salt Lake City, Utah 84111

AFFIDAVIT IN FAVOR OF

SECOND AMENDMENT TO
AMENDED AND RESTATED

DECLARATION OF CONDOMINIUM

OF

THE REGENT AT CITY CREEK CONDOMINIUMS
[a leasehold condominium project]

December 29, 2023

TORY J. CHRISTENSEN DEPOSES AND SAYS:

1. The information contained in this Affidavit is true and is based upon my knowledge.

2. I am an attorney duly authorized and licensed to practice law in the State of Utah and I am affiliated with Kirton McConkie.

3. THE SECOND AMENDMENT TO AMENDED AND RESTATED DECLARATION OF CONDOMINIUM OF THE REGENT AT CITY CREEK CONDOMINIUMS (the "**Amendment**") was entered into in April of 2023, by The Regent at City Creek Condominiums Owners Association, Inc., a Utah non-profit corporation ("**Association**") and was recorded June 9, 2023 as Document No. 14116009 in Book No. 11424, Page 9230.

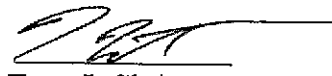
4. This AFFIDAVIT is recorded in reference to the Amendment to clarify the purpose of the Amendment.

5. The purpose of the Amendment was to amend a portion of level 19 of the condominium project. Specifically the square footage of Unit 1905 and 1906 changed commiserate with what is shown on the Plat.

6. Unit 1905 as modified is intended to remain Unit 1905 and Unit 1906 as modified is to remain Unit 1906.

I declare under criminal penalty under the law of Utah that the foregoing is true and correct.

SIGNED on this 29th day of December, 2023 at Salt Lake City, Utah.


Tory J. Christensen
Attorney for Petitioner

State of Utah)
) ss.
County of Salt Lake)

On this 29th day of December, in the year 2023, Tory Christensen personally appeared before me, proved on the basis of satisfactory evidence to be the person whose name is subscribed to this instrument, and acknowledged he executed the same.

Witness my hand and official seal.

Leslie Larsen
Notary Signature

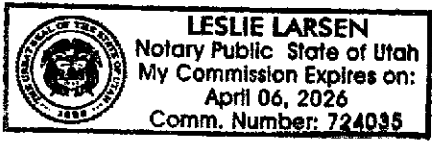


EXHIBIT A

LEGAL DESCRIPTION OF REAL PROPERTY

An airspace lease parcel lying and situate in the Northwest Quarter of Section 1, Township 1 South, Range 1 East, Salt Lake Base and Meridian, Salt Lake City, Salt Lake County, Utah, being a part of Lot 2, Block 75, Plat "A", Salt Lake City Survey. Basis of bearing for subject parcel being South 89°57'24" West 794.18 feet coincident with the center line of 100 South Street from the stone well monument monumentalizing the center of intersection of said 100 South Street and State Street (100 East) and a one inch copper rivet monument set flush with concrete at the intersection of Main Street and said 100 South Street. Project Benchmark being the Salt Lake Initial Point Sand Stone Monument, located at the northwest corner of South Temple and Main Streets, at the southeast corner of the Temple Square Wall, elevation 4330.83, North American Vertical Datum 1929, on the top of said sand stone monument (twelve inches square at the base, ten inches square at the top tapering the last six inches to a pyramidal point, with "Great Salt Lake Base and Meridian" chiseled on the side), elevation at the base of the monument being 4327.62 feet. Subject parcel being more particularly described as follows:

Commencing at the stone well monument monumentalizing the center line intersection of 100 South and State Streets thence South 89°57'24" West 65.03 feet coincident with the monument line of said 100 South Street; Thence North 00°02'36" West 62.69 feet to the southeast corner of said Block 75; Thence South 89°58'14" West 463.16 feet coincident with the south boundary of said Block 75; Thence vertical up to elevation 4311.00 feet and the True point of beginning of an airspace lease parcel contained between elevations 4311.00 and 4337.50 feet (Level 1); Thence South 89°58'14" West 20.02 feet coincident with said south block boundary; Thence NORTH 7.92 feet; Thence North 23°18'56" West 2.95 feet to a point on the arc of a 208.50 foot radius curve to the right center bears North 67°05'22" East; Thence northerly 14.99 feet along the arc of said 208.50 foot radius curve through a central angle of 04°07'11" to a point of compound curvature; Thence northerly 16.40 feet along the arc of a 50.00 foot radius curve to the right (center bears North 71°12'33" East) through a central angle of 18°47'27" to a point of tangency; Thence NORTH 78.65 feet; Thence EAST 21.17 feet; Thence NORTH 8.38 feet; Thence EAST 76.71 feet; Thence SOUTH 3.50 feet; Thence EAST 5.69 feet; Thence SOUTH 6.09 feet Thence WEST 5.64 feet; Thence NORTH 1.11 feet; Thence WEST 8.09 feet; Thence NORTH 4.12 feet; Thence WEST 63.21 feet; Thence SOUTH 4.03 feet; Thence EAST 4.38 feet; Thence SOUTH 45.45 feet; Thence EAST 9.30 feet; Thence SOUTH 29.88 feet; Thence WEST 11.11 feet; Thence SOUTH 44.05 feet to the point of beginning.

Thence vertical up to elevation 4337.50 feet; Thence NORTH 13.83 feet; Thence EAST 0.32 feet to the point of beginning of an airspace lease parcel contained between elevations 4337.50 and 4355.25 feet (Level 2); Thence SOUTH 1.36 feet; Thence South 76°40'52" West 18.63 feet to a point on the arc of a 300.00 foot radius curve to the left center bears North 66°01'17" East; Thence southerly 2.47 feet along the arc of said 300.00 foot radius curve through a central angle of 00°28'16"; Thence South 76°43'42" West 2.55 feet to a point on the arc of a 302.50 foot radius curve to the right center bears North 65°38'38" East; Thence northerly 3.18 feet along the arc of said 302.50 foot radius curve through a central angle of 00°36'07"; Thence EAST 1.50 feet to a point on the arc of a 207.50 foot radius curve to the right center bears North 66°15'36" East;

Thence northerly 15.55 feet along the arc of said 207.50 foot radius curve through a central angle of $04^{\circ}17'41''$; Thence WEST 3.74 feet; Thence NORTH 96.62 feet; Thence EAST 34.02 feet; Thence NORTH 8.95 feet; Thence EAST 26.38 feet; Thence SOUTH 6.55 feet; Thence WEST 13.34 feet; Thence SOUTH 12.28 feet; Thence EAST 9.36 feet; Thence SOUTH 6.08 feet to the point of beginning of an airspace lease parcel contained between elevations 4337.50 and 4349.04 feet; Thence EAST 33.08 feet to the point of beginning of an airspace lease parcel contained between elevations 4337.50 and 4355.25; Thence NORTH 8.33 feet; Thence WEST 20.44 feet; Thence NORTH 16.44 feet; Thence EAST 20.08 feet; Thence SOUTH 2.27 feet; Thence EAST 14.11 feet; Thence SOUTH 17.78 feet; Thence EAST 4.17 feet; Thence SOUTH 4.72 feet to the point of beginning of an airspace lease parcel contained between elevations 4337.50 and 4349.60; Thence SOUTH 90.45 feet; Thence WEST 18.07 feet to the point of beginning of an airspace lease parcel contained between elevations 4337.50 and 4349.04; Thence WEST 31.26 feet to the point of beginning of an airspace lease parcel contained between elevations 4337.50 and 4355.25; Thence WEST 4.87 feet; Thence SOUTH 1.58 feet; Thence WEST 2.00 feet; Thence NORTH 2.50 feet; Thence WEST 22.37 feet to the point of beginning.

Thence vertical up to elevation 4355.25 and the point of beginning of an airspace lease parcel contained between elevations 4355.25 and 4373.25 feet (Level 3); Thence SOUTH 1.36 feet; Thence South $76^{\circ}40'52''$ West 18.63 feet to a point on the arc of a 300.00 foot radius curve to the left center bears North $66^{\circ}01'17''$ East; Thence southerly 2.47 feet along the arc of said 300.00 foot radius curve through a central angle of $00^{\circ}28'16''$; Thence South $76^{\circ}43'42''$ West 3.30 feet; Thence SOUTH 5.18 feet to the south boundary of said Block 75; Thence South $89^{\circ}58'14''$ West 86.85 feet coincident with said south boundary at said elevations 4355.25 to 4373.25 feet; Thence NORTH 61.75 feet; Thence EAST 34.91 feet; Thence NORTH 4.99 feet; Thence EAST 5.66 feet; Thence NORTH 39.49 feet; Thence EAST 30.12 feet; Thence NORTH 5.68 feet; Thence WEST 6.79 feet; Thence NORTH 15.92 feet; Thence EAST 13.82 feet; Thence SOUTH 8.72 feet; Thence EAST 21.08 feet; Thence SOUTH 9.66 feet; Thence EAST 10.14 feet; Thence SOUTH 5.31 feet; Thence WEST 0.25 feet; Thence SOUTH 42.47 feet; Thence WEST 4.04 feet; Thence SOUTH 5.58 feet; Thence EAST 4.04 feet; Thence SOUTH 16.36 feet; Thence EAST 0.27 feet; Thence SOUTH 14.41 feet; Thence WEST 2.22 feet; Thence SOUTH 11.29 feet; Thence EAST 0.46 feet; Thence SOUTH 0.15 feet to the point of beginning.

Thence vertical up to elevation 4373.25 and the point of beginning of an airspace lease parcel contained between elevations 4373.25 and 4383.58 feet (Level 4); Thence SOUTH 1.36 feet; Thence South $76^{\circ}40'52''$ West 18.63 feet to a point on the arc of a 300.00 foot radius curve to the left center bears North $66^{\circ}01'17''$ East; Thence southerly 2.47 feet along the arc of said 300.00 foot radius curve through a central angle of $00^{\circ}28'16''$; Thence South $76^{\circ}43'42''$ West 3.30 feet; Thence SOUTH 5.18 feet to the south boundary of said Block 75; Thence South $89^{\circ}58'14''$ West 86.85 feet coincident with said south boundary at said elevations 4373.25 to 4383.58 feet; Thence NORTH 72.97 feet; Thence EAST 0.52 feet; Thence NORTH 91.55 feet; Thence EAST 80.57 feet; Thence SOUTH 11.22 feet; Thence EAST 12.64 feet; Thence SOUTH 8.71 feet; Thence EAST 7.81 feet; Thence NORTH 14.83 feet; Thence EAST 36.06 feet; Thence SOUTH 22.83 feet to a point on the arc of a 1.08 foot radius curve to the right center bears South $17^{\circ}38'18''$ East; Thence southerly 1.52 feet along the arc of said 1.08 foot radius curve through a central angle of $80^{\circ}09'07''$; Thence EAST 11.29 feet; Thence SOUTH 6.05 feet; Thence EAST 0.38 feet; Thence SOUTH 12.07 feet; Thence EAST 14.12 feet; Thence NORTH 9.66 feet;

Thence EAST 8.67 feet; Thence SOUTH 25.51 feet; Thence WEST 22.79 feet; Thence SOUTH 81.37 feet; Thence WEST 20.90 feet; Thence SOUTH 6.52 feet; Thence WEST 22.48 feet; Thence SOUTH 0.31 feet to the point of beginning.

Thence vertical up to elevation 4383.58 and the point of beginning of an airspace lease parcel contained between elevations 4383.58 and 4393.83 feet (level 5); Thence SOUTH 1.36 feet; Thence South $76^{\circ}40'52''$ West 18.63 feet to a point on the arc of a 300.00 foot radius curve to the left center bears North $66^{\circ}01'17''$ East; Thence southerly 2.47 feet through a central angle of $00^{\circ}28'16''$; Thence South $76^{\circ}43'42''$ West 2.55 feet to a point on the arc of a 302.50 foot radius curve to the right center bears North $65^{\circ}38'38''$ East; Thence northerly 10.31 feet through a central angle of $01^{\circ}57'07''$; Thence South $79^{\circ}44'07''$ West 13.51 feet; Thence South $56^{\circ}52'18''$ West 1.22 feet to a point on the arc of a 135.58 foot radius curve to the right center bears North $56^{\circ}52'18''$ East; Thence northerly 115.60 feet through a central angle of $48^{\circ}51'03''$; Thence South $74^{\circ}16'39''$ East 0.42 feet along a radial line to a point on the arc of a 135.17 foot radius curve to the right; Thence northerly 35.17 feet through a central angle of $14^{\circ}54'25''$; Thence South $59^{\circ}24'18''$ East 0.17 feet along a radial line to a point on the arc of a 132.96 foot radius curve to the right; Thence northerly 6.85 feet along the arc of said 132.96 foot radius curve through a central angle of $02^{\circ}57'06''$; Thence EAST 10.90 feet; Thence SOUTH 7.17 feet; Thence EAST 10.83 feet; Thence NORTH 6.76 feet; Thence EAST 0.70 feet; Thence NORTH 1.98 feet; Thence EAST 56.88 feet; Thence SOUTH 28.50 feet; Thence WEST 8.75 feet; Thence SOUTH 112.83 feet; Thence WEST 11.10 feet; Thence SOUTH 6.52 feet; Thence WEST 22.48 feet; Thence SOUTH 0.31 feet to the point of beginning;

Thence vertical up to elevation 4393.83 feet and the point of beginning of an airspace lease parcel contained between elevations 4393.83 and up (level 6); Thence SOUTH 1.36 feet; Thence South $76^{\circ}40'52''$ West 18.63 feet to a point on the arc of a 300.00 foot radius curve to the left center bears North $66^{\circ}01'17''$ East; Thence southerly 2.47 feet through a central angle of $00^{\circ}28'16''$; Thence South $76^{\circ}43'42''$ West 2.55 feet to a point on the arc of a 302.50 foot radius curve to the right center bears North $65^{\circ}38'38''$ East; Thence northerly 10.31 feet through a central angle of $01^{\circ}57'07''$; Thence South $79^{\circ}44'07''$ West 13.51 feet; Thence South $56^{\circ}52'18''$ West 1.22 feet to a point on the arc of a 135.58 foot radius curve to the right center bears North $56^{\circ}52'18''$ East; Thence northerly 115.60 feet through a central angle of $48^{\circ}51'03''$; Thence South $74^{\circ}16'39''$ East 0.42 feet along a radial line to a point on the arc of a 135.17 foot radius curve to the right; Thence northerly 35.17 feet through a central angle of $14^{\circ}54'25''$; Thence South $59^{\circ}24'18''$ East 0.17 feet along a radial line to a point on the arc of a 132.96 foot radius curve to the right; Thence northerly 6.85 feet along the arc of said 132.96 foot radius curve through a central angle of $02^{\circ}57'06''$; Thence EAST 10.29 feet to a point on the arc of a 209.30 foot radius curve to the right center bears South $70^{\circ}49'07''$ East; Thence northerly 2.39 feet along the arc of said 209.30 foot radius curve through a central angle of $00^{\circ}39'12''$; Thence EAST 2.66 feet to a point on the arc of a 206.80 foot radius curve to the left center bears South $69^{\circ}54'54''$ East; Thence southerly 2.30 feet along the arc of said 206.80 foot radius curve through a central angle of $00^{\circ}38'16''$; Thence EAST 47.06 feet; Thence SOUTH 2.50 feet; Thence EAST 6.08 feet; Thence SOUTH 19.67 feet; Thence EAST 4.46 feet; Thence SOUTH 117.67 feet; Thence WEST 11.10 feet; Thence SOUTH 6.52 feet; Thence WEST 22.48 feet; Thence SOUTH 0.31 feet to the point of beginning.

TOGETHER WITH an easement in, on, above, and over all adjacent property for any and

all protrusions, awnings, overhangs, and/or other encroachments of architectural features and/or other portions of the building, structures, and/or improvements as originally designed and constructed within the airspace described above.

FOR INFORMATIONAL PURPOSES ONLY THE FOLLOWING TAX PARCELS ARE INCLUDED WITHIN THE ABOVE LEGAL DESCRIPTIONS:

16-06-111-001, 16-06-111-002, 16-06-111-003, 16-06-111-004, 16-06-111-005, 16-06-111-006, 16-06-111-007, 16-06-111-008, 16-06-111-009, 16-06-111-010, 16-06-111-011, 16-06-111-012, 16-06-111-013, 16-06-111-014, 16-06-111-015, 16-06-111-016, 16-06-111-017, 16-06-111-018, 16-06-111-019, 16-06-111-020, 16-06-111-021, 16-06-111-022, 16-06-111-023, 16-06-111-024, 16-06-111-025, 16-06-111-026, 16-06-111-027, 16-06-111-028, 16-06-111-029, 16-06-111-030, 16-06-111-031, 16-06-111-032, 16-06-111-033, 16-06-111-034, 16-06-111-035, 16-06-111-036, 16-06-111-037, 16-06-111-038, 16-06-111-039, 16-06-111-040, 16-06-111-041, 16-06-111-042, 16-06-111-043, 16-06-111-044, 16-06-111-045, 16-06-111-046, 16-06-111-047, 16-06-111-048, 16-06-111-049, 16-06-111-050, 16-06-111-051, 16-06-111-052, 16-06-111-053, 16-06-111-054, 16-06-111-055, 16-06-111-056, 16-06-111-057, 16-06-111-058, 16-06-111-059, 16-06-111-060, 16-06-111-061, 16-06-111-062, 16-06-111-063, 16-06-111-064, 16-06-111-065, 16-06-111-066, 16-06-111-067, 16-06-111-068, 16-06-111-069, 16-06-111-070, 16-06-111-071, 16-06-111-072, 16-06-111-073, 16-06-111-074, 16-06-111-075, 16-06-111-076, 16-06-111-077, 16-06-111-078, 16-06-111-079, 16-06-111-080, 16-06-111-081, 16-06-111-082, 16-06-111-083, 16-06-111-084, 16-06-111-085, 16-06-111-086, 16-06-111-087, 16-06-111-088, 16-06-111-089, 16-06-111-090, 16-06-111-091, 16-06-111-092, 16-06-111-093, 16-06-111-094, 16-06-111-095, 16-06-111-096, 16-06-111-097, 16-06-111-098, 16-06-111-099, 16-06-111-100, 16-06-111-101, 16-06-111-102, 16-06-111-103, 16-06-111-104, 16-06-111-105, 16-06-111-106, 16-06-111-107, 16-06-111-108, 16-06-111-109, 16-06-111-110, 16-06-111-111, 16-06-111-112, 16-06-111-113, 16-06-111-114, 16-06-111-115, 16-06-111-116, 16-06-111-117, 16-06-111-118, 16-06-111-119, 16-06-111-120, 16-06-111-121, 16-06-111-122, 16-06-111-123, 16-06-111-124, 16-06-111-125, 16-06-111-126, 16-06-111-127, 16-06-111-128, 16-06-111-129, 16-06-111-130, 16-06-111-131, 16-06-111-132, 16-06-111-133, 16-06-111-134, 16-06-111-135, 16-06-111-136, 16-06-111-137, 16-06-111-138, 16-06-111-139, 16-06-111-140, 16-06-111-141, 16-06-111-142, 16-06-111-143, 16-06-111-144, 16-06-111-145, 16-06-111-146, 16-06-111-147, 16-06-111-148, 16-06-111-149, 16-06-111-150