

When Recorded Return To:

D.R. Horton, Inc.  
12351 South Gateway Park Place, Suite D-100  
Draper, Utah 84020  
Attention: Adam Loser

**THIRD AMENDMENT  
TO THE DECLARATION OF COVENANTS, CONDITIONS AND  
RESTRICTIONS FOR OSPREY TOWNHOMES**

THIS THIRD AMENDMENT TO THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR OSPREY TOWNHOMES (this “**Third Amendment**”) is made as of February 5, 2024, by D.R. HORTON, INC., a Delaware corporation (“**Declarant**”), with reference to the following:

RECITALS

A. On June 10, 2022, Declarant caused to be recorded as Entry No. 69645:2022 in the official records of the Office of the Recorder of Utah County, Utah (the “**Official Records**”), that certain Declaration of Covenants, Conditions and Restrictions for Osprey Townhomes (the “**Original Declaration**”) pertaining to a residential unit development known as Osprey Townhomes located in Provo City, Utah County, Utah.

B. On April 18, 2023, Declarant caused to be recorded as Entry No. 24454:2023 in the Official Records that certain First Supplemental Declaration to the Declaration of Covenants, Conditions and Restrictions for Osprey Townhomes (the “**First Supplemental Declaration**”).

C. On August 25, 2023, Declarant caused to be recorded as Entry No. 56168:2023 in the Official Records that certain Second Supplemental Declaration and First Amendment to the Declaration of Covenants, Conditions and Restrictions for Osprey Townhomes (the “**Second Supplemental Declaration**”).

D. On November 20, 2023, Declarant caused to be recorded as Entry No. 75884:2023 in the Official Records that certain Third Supplemental Declaration and Second Amendment to the Declaration of Covenants, Conditions and Restrictions for Osprey Townhomes (the “**Third Supplemental Declaration**”).

E. The Original Declaration, as previously supplemented and amended, pertains to and affects that certain real property located in Utah County, Utah, which is more particularly described on Exhibit A attached hereto and incorporated herein by this reference (the “**Property**”).

F. Section 3.32(b) of the Original Declaration provides that until the expiration of the Class B Control Period, Declarant shall have the right to amend unilaterally the Declaration for any purpose that Declarant deems to be in the best interest of the Project.

G. Pursuant to Section 3.32(b) of the Original Declaration, Declarant is executing and recording this Third Amendment for the purpose of amending certain provisions of the Original Declaration, as previously supplemented and amended, as hereinafter set forth.

### THIRD AMENDMENT

NOW, THEREFORE, for the reasons recited above, Declarant hereby declares as follows:

1. Defined Terms. All defined terms as used in this Third Amendment shall have the same meanings as those set forth in the Original Declaration, as previously supplemented and amended, unless otherwise defined in this Third Amendment.

2. Amendment of Section 3.5(f)(15). Section 3.5(f)(15) of the Original Declaration is hereby amended and restated in its entirety to read as follows:

3.5(f)(15). Business Activities. The Property within the Project shall not be used for any Business and/or Trade, garage sale, moving sale, rummage sale, or similar activity, except that an Owner or Permanent Resident may conduct business activities within a Unit so long as: (a) the Owner or Permanent Resident obtains all necessary licenses and permits; (b) the activity conforms to applicable laws, including all zoning requirements for the Project; (c) the Business and/or Trade activity does not involve door-to-door solicitation of residents of the Project; (d) the activity is consistent with the residential character of the Project and does not constitute a nuisance, or a hazardous or offensive use, or threaten the security or safety of other Owners or Permanent Residents of the Project, as may be determined in the sole discretion of the Board; and (e) the Owner or Permanent Resident obtains the prior written consent of the Board. This Section 3.5(f)(15) shall not apply to any activity conducted by Declarant with respect to its development and sale of the Lots and Units or its use of any Lots or Units which it owns within the Project. Notwithstanding the above, except for the nightly rental of a residence, the leasing of a residence shall not be considered a Business and/or Trade within the meaning of this Section 3.5(f)(15). For purposes of this Declaration, the nightly rental of a residence shall be considered a Business and/or Trade within the meaning of this Section 3.5(f)(15). The nightly rental of a residence within the Project shall only be permitted if: (a) the terms and conditions for the use of such residence for nightly rental purposes complies with all of the City's ordinances, restrictions and regulations pertaining to the permitted and authorized nightly rental of a dwelling within the City, and (b) the Board approves the use of

such residence for nightly rental purposes, which approval may be revoked by the Board at any time in the Board's sole discretion.

3. No Other Changes. Except as amended by the provisions of this Third Amendment, the Original Declaration, as previously supplemented and amended, shall remain unmodified and in full force and effect. The Original Declaration, as previously supplemented and amended, and as amended by this Third Amendment, shall collectively be referred to as the "Declaration."

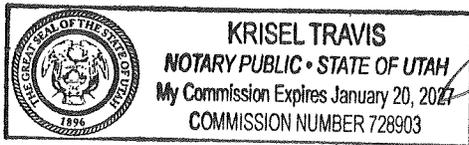
IN WITNESS WHEREOF, Declarant has caused this Third Amendment to be executed by an officer duly authorized to execute the same.

D.R. HORTON, INC.,  
a Delaware corporation

By: *Adam R. Loser*  
Name: *Adam R. Loser*  
Title: *Vice President*  
Date of Execution: *2/5/*, 2024

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

The foregoing instrument was acknowledged to me this *5* day of ~~January~~ <sup>February</sup>, 2024, by *Adam R. Loser*, in such person's capacity as the *Vice President* of D.R. Horton, Inc., a Delaware corporation.



*Krisel Travis*  
NOTARY PUBLIC

**EXHIBIT A  
TO  
THIRD AMENDMENT  
TO THE DECLARATION OF COVENANTS, CONDITIONS AND  
RESTRICTIONS FOR OSPREY TOWNHOMES**

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**Legal Description of the Property**

The Property consists of that certain real property located in Utah County, Utah more particularly described as follows:

**Osprey Point Townhomes – Phase 1**

A parcel of land situate in the Southwest Quarter of Section 13, Township 7 South, Range 2 East, Salt Lake Base and Meridian, being more particularly described as follows:

Beginning at the Southwest Corner of OSPREY POINT PLAT "C", said point being South 89°40'44" West 1,818.76 feet and South 00°19'16" East 2,983.71 feet from the North Quarter Corner of Section 13, Township 7 South, Range 2 East, Salt Lake Base and Meridian; and running

thence North 89°23'52" East 478.56 feet along the along the Southerly Boundary line of said OSPREY POINT PLAT "C";

thence South 00°38'09" East 170.28 feet;

thence North 89°23'37" East 253.83 feet;

thence Northeasterly 8.24 feet along the arc of a 783.00 foot radius curve to the right (center bears South 00°36'23" East and the chord bears North 89°41'42" East 8.24 feet with a central angle of 00°36'11");

thence North 89°59'47" East 293.01 feet;

thence Southeasterly 57.52 feet along the arc of a 283.00 foot radius curve to the right (center bears South 00°00'13" East and the chord bears South 84°10'52" East 57.42 feet with a central angle of 11°38'40");

thence South 78°21'32" East 95.20 feet;

thence Northeasterly 95.50 feet along the arc of a 167.00 foot radius curve to the left (center bears North 11°38'28" East and the chord bears North 85°15'29" East 94.21 feet with a central angle of 32°45'57");

thence North 68°52'31" East 32.54 feet;

thence South 01°00'00" West 13.40 feet;

thence South 58°13'57" East 12.67 feet;

thence Southeasterly 43.58 feet along the arc of a 285.00 foot radius curve to the right (center bears South 67°29'06" West and the chord bears South 18°08'05" East 43.54 feet with a central angle of 08°45'39");

thence South 68°52'31" West 32.86 feet;

thence Southwesterly 133.25 feet along the arc of a 233.00 foot radius curve to the right (center bears North 21°07'29" West and the chord bears South 85°15'29" West 131.44 feet with a central angle of 32°45'57");

thence North 78°21'32" West 95.20 feet;

thence Northwesterly 44.10 feet along the arc of a 217.00 foot radius curve to the left (center

bears South 11°38'28" West and the chord bears North 84°10'52" West 44.03 feet with a central angle of 11°38'40");

thence South 89°59'47" West 293.01 feet;

thence Southwesterly 7.54 feet along the arc of a 717.00 foot radius curve to the left (center bears South 00°00'13" East and the chord bears South 89°41'42" West 7.54 feet with a central angle of 00°36'11");

thence South 89°23'37" West 260.16 feet;

thence South 27°01'04" West 198.39 feet;

thence Northwesterly 10.90 feet along the arc of a 981.76 foot radius curve to the right (center bears North 27°01'04" East and the chord bears North 62°39'50" West 10.90 feet with a central angle of 00°38'11");

thence Northwesterly 1.94 feet along the arc of a 2.50 foot radius curve to the left (center bears South 27°39'13" West and the chord bears North 84°33'12" West 1.89 feet with a central angle of 44°24'54");

thence South 73°14'21" West 10.34 feet;

thence Northwesterly 52.07 feet along the arc of a 989.76 foot radius curve to the right (center bears North 28°10'58" East and the chord bears North 60°18'36" West 52.07 feet with a central angle of 03°00'52");

thence South 31°11'50" West 135.26 feet to a point on the Northerly Right-of-Way of Lakeview Parkway;

thence along said Northerly Right-of-Way of Lakeview Parkway the following two (2) courses:

(1) Northwesterly 245.17 feet along the arc of a 1,125.00 foot radius curve to the right (center bears North 31°11'49" East and the chord bears North 52°33'35" West 244.69 feet with a central angle of 12°29'11");

(2) North 46°19'00" West 75.52 feet;

thence North 00°09'43" East 229.66 feet;

thence North 00°17'16" East 65.17 feet to the point of beginning.

Contains 244,676 Square Feet or 5.617 Acres

### And Also

#### **Osprey Point Townhomes – Phase 2**

##### North Parcel

A parcel of land situate in the Southwest Quarter of Section 13, Township 7 South, Range 2 East, Salt Lake Base and Meridian, being more particularly described as follows:

Beginning at a point on the Southerly Boundary Line of OSPREY POINT PLAT "C", said point being South 89°40'44" West 1,340.21 feet and South 00°19'16" East 2,981.36 feet from the North Quarter Corner of Section 13, Township 7 South, Range 2 East, Salt Lake Base and Meridian; and running

thence South 00°38'09" East 170.26 feet;

thence South 89°23'37" West 169.50 feet;

thence North 00°38'09" West 170.28 feet;

thence North 89°23'52" East 169.50 feet to the point of beginning.

Contains 28,861 Square Feet or 0.663 Acres

South Parcel

A parcel of land situate in the Southwest Quarter of Section 13, Township 7 South, Range 2 East, Salt Lake Base and Meridian, being more particularly described as follows:

Beginning at a point being South 89°40'44" West 1,345.27 feet and South 00°19'16" East 3,217.67 feet from the North Quarter Corner of Section 13, Township 7 South, Range 2 East, Salt Lake Base and Meridian; and running

thence North 89°23'37" East 194.29 feet;  
 thence South 00°00'05" West 67.84 feet;  
 thence South 33°43'11" West 38.60 feet;  
 thence Southeasterly 28.50 feet along the arc of a 48.50 foot radius curve to the left (center bears North 33°43'24" East and the chord bears South 73°06'42" East 28.09 feet with a central angle of 33°40'11");  
 thence South 89°56'47" East 2.99 feet;  
 thence South 00°08'05" East 140.55 feet;  
 thence South 09°11'24" West 33.00 feet;  
 thence Northwesterly 59.44 feet along the arc of a 989.76 foot radius curve to the right (center bears North 09°11'25" East and the chord bears North 79°05'22" West 59.43 feet with a central angle of 03°26'27");  
 thence North 38°32'28" West 11.97 feet;  
 thence Northwesterly 1.67 feet along the arc of a 2.50 foot radius curve to the left (center bears South 51°27'32" West and the chord bears North 57°38'16" West 1.64 feet with a central angle of 38°11'36");  
 thence Northwesterly 20.95 feet along the arc of a 981.76 foot radius curve to the right (center bears North 13°15'55" East and the chord bears North 76°07'24" West 20.95 feet with a central angle of 01°13'21");  
 thence South 15°00'46" West 143.25 feet to a point on the Northerly Right-of-Way of Lakeview Parkway;  
 thence Northwesterly 326.78 feet along the arc of a 1,125.00 foot radius curve to the right (center bears North 14°33'15" East and the chord bears North 67°07'28" West 325.64 feet with a central angle of 16°38'35") along said Northerly Right-of-Way;  
 thence North 31°11'50" East 135.26 feet;  
 thence Southeasterly 52.07 feet along the arc of a 989.76 foot radius curve to the left (center bears North 31°11'50" East and the chord bears South 60°18'36" East 52.07 feet with a central angle of 03°00'52");  
 thence North 73°14'21" East 10.34 feet;  
 thence Southeasterly 1.94 feet along the arc of a 2.50 foot radius curve to the right (center bears South 16°45'39" East and the chord bears South 84°33'12" East 1.89 feet with a central angle of 44°24'54");  
 thence Southeasterly 10.90 feet along the arc of a 981.76 foot radius curve to the left (center bears North 27°39'16" East and the chord bears South 62°39'50" East 10.90 feet with a central angle of 00°38'11");  
 thence North 27°01'04" East 198.39 feet to the point of beginning.

Contains 103,035 Square Feet or 2.365 Acres

Total Acreage Contains 131,896 Square Feet or 3.028 Acres

**And Also****Osprey Point Townhomes – Phase 3****North Parcel**

A parcel of land situate in the Southwest Quarter of Section 13, Township 7 South, Range 2 East, Salt Lake Base and Meridian, being more particularly described as follows:

Beginning at a point on the Southerly Boundary Line of OSPREY POINT PLAT "C", said point being South 89°40'44" West 1,170.71 feet and South 00°19'16" East 2,980.53 feet from the North Quarter Corner of Section 13, Township 7 South, Range 2 East, Salt Lake Base and Meridian; and running

thence North 89°23'52" East 91.83 feet along said Southerly Boundary line;  
 thence North 87°28'12" East 250.07 feet along said Southerly Boundary line of OSPREY POINT PLAT "C" and the Southerly Boundary line of OSPREY POINT PLAT "B";  
 thence South 00°00'13" East 181.31 feet;  
 thence South 89°59'47" West 247.21 feet;  
 thence Southwesterly 8.24 feet along the arc of a 783.00 foot radius curve to the left (center bears South 00°00'13" East and the chord bears South 89°41'42" West 8.24 feet with a central angle of 00°36'11");  
 thence South 89°23'37" West 84.33 feet;  
 thence North 00°38'09" West 170.26 feet to the point of beginning.

Contains 59,394 Square Feet or 1.363 Acres

**South Parcel**

A parcel of land situate in the Southwest Quarter of Section 13, Township 7 South, Range 2 East, Salt Lake Base and Meridian, being more particularly described as follows:

Beginning at a point being South 89°40'44" West 1,150.98 feet and South 00°19'16" East 3,216.70 feet from the North Quarter Corner of Section 13, Township 7 South, Range 2 East, Salt Lake Base and Meridian; and running

thence North 89°23'37" East 65.87 feet;  
 thence Northeasterly 7.54 feet along the arc of a 717.00 foot radius curve to the right (center bears South 00°36'23" East and the chord bears North 89°41'42" East 7.54 feet with a central angle of 00°36'11");  
 thence North 89°59'47" East 82.92 feet;  
 thence South 00°14'25" East 83.99 feet;  
 thence South 89°56'47" East 56.12 feet;  
 thence South 00°37'44" West 170.25 feet;  
 thence North 89°22'16" West 50.18 feet;  
 thence South 52°00'24" West 11.94 feet;  
 thence Southwesterly 1.69 feet along the arc of a 2.50 foot radius curve to the right (center bears North 37°59'36" West and the chord bears South 71°21'24" West 1.66 feet with a central angle of 38°42'01");  
 thence Northwesterly 141.66 feet along the arc of a 956.76 foot radius curve to the right (center bears North 00°42'25" East and the chord bears North 85°03'05" West 141.53 feet with a central angle of 08°29'00");

thence North 00°08'05" West 140.55 feet;  
 thence North 89°56'47" West 2.99 feet;  
 thence Northwesterly 28.50 feet along the arc of a 48.50 foot radius curve to the right (center bears North 00°03'13" East and the chord bears North 73°06'42" West 28.09 feet with a central angle of 33°40'11");  
 thence North 33°43'11" East 38.60 feet;  
 thence North 00°00'05" East 67.84 feet to the point of beginning.

Contains 48,838 Square Feet or 1.121 Acres  
 Total Acreage Contains 108,232 Square Feet or 2.485 Acres

### **And Also**

#### **Osprey Point Townhomes – Phase 4**

A parcel of land situate in the Southwest Quarter of Section 13, Township 7 South, Range 2 East, Salt Lake Base and Meridian, being more particularly described as follows:

Beginning at a point being South 89°40'44" West 939.20 feet and South 00°19'16" East 3,334.19 feet from the North Quarter Corner of Section 13, Township 7 South, Range 2 East, Salt Lake Base and Meridian; and running

thence South 89°56'47" East 38.08 feet;  
 thence North 51°23'38" East 11.93 feet;  
 thence Northeasterly 1.69 feet along the arc of a 2.50 foot radius curve to the right (center bears South 38°36'22" East and the chord bears North 70°43'25" East 1.66 feet with a central angle of 38°39'35");  
 thence South 89°56'47" East 70.95 feet;  
 thence Southeasterly 1.69 feet along the arc of a 2.50 foot radius curve to the right (center bears South 00°03'13" West and the chord bears South 70°37'00" East 1.66 feet with a central angle of 38°39'35");  
 thence South 51°17'12" East 11.93 feet;  
 thence South 89°56'47" East 17.91 feet;  
 thence Southeasterly 8.99 feet along the arc of a 54.50 foot radius curve to the right (center bears South 00°03'13" West and the chord bears South 85°13'22" East 8.98 feet with a central angle of 09°26'49");  
 thence South 80°29'58" East 24.50 feet;  
 thence South 00°37'44" West 142.31 feet;  
 thence South 89°22'16" East 61.10 feet;  
 thence Northeasterly 20.34 feet along the arc of a 13.00 foot radius curve to the left (center bears North 00°37'44" East and the chord bears North 45°48'53" East 18.33 feet with a central angle of 89°37'42");  
 thence South 88°59'58" East 33.00 feet;  
 thence South 01°00'02" West 29.83 feet;  
 thence South 39°39'37" West 11.93 feet;  
 thence Southwesterly 1.69 feet along the arc of a 2.50 foot radius curve to the left (center bears South 50°20'23" East and the chord bears South 20°19'50" West 1.66 feet with a central angle of 38°39'35");  
 thence South 01°00'02" West 49.77 feet;

thence Southeasterly 1.65 feet along the arc of a 2.50 foot radius curve to the left (center bears South 88°59'58" East and the chord bears South 17°52'08" East 1.62 feet with a central angle of 37°44'20");

thence South 36°44'18" East 12.22 feet;

thence South 01°00'02" West 44.35 feet;

thence South 39°39'37" West 11.93 feet;

thence Southwesterly 1.69 feet along the arc of a 2.50 foot radius curve to the left (center bears South 50°20'23" East and the chord bears South 20°19'50" West 1.66 feet with a central angle of 38°39'35");

thence South 01°00'02" West 24.04 feet to a point on the Northerly Right-of-Way of Lakeview Parkway;

thence along said Northerly Right-of-Way of Lakeview Parkway the following two (2) courses:

(1) North 89°23'00" West 339.31 feet;

(2) Northwesterly 273.66 feet along the arc of a 1,125.00 foot radius curve to the right (center bears North 00°37'00" East and the chord bears North 82°24'53" West 272.99 feet with a central angle of 13°56'15");

thence North 15°00'46" East 143.25 feet;

thence Southeasterly 20.95 feet along the arc of a 981.76 foot radius curve to the left (center bears North 14°29'16" East and the chord bears South 76°07'24" East 20.95 feet with a central angle of 01°13'21");

thence Southeasterly 1.67 feet along the arc of a 2.50 foot radius curve to the right (center bears South 13°15'55" West and the chord bears South 57°38'16" East 1.64 feet with a central angle of 38°11'36");

thence South 38°32'28" East 11.97 feet;

thence Southeasterly 59.44 feet along the arc of a 989.76 foot radius curve to the left (center bears North 12°37'52" East and the chord bears South 79°05'22" East 59.43 feet with a central angle of 03°26'27");

thence North 09°11'24" East 33.00 feet;

thence Southeasterly 141.66 feet along the arc of a 956.76 foot radius curve to the left (center bears North 09°11'25" East and the chord bears South 85°03'05" East 141.53 feet with a central angle of 08°29'00");

thence Northeasterly 1.69 feet along the arc of a 2.50 foot radius curve to the left (center bears North 00°42'25" East and the chord bears North 71°21'24" East 1.66 feet with a central angle of 38°42'01");

thence North 52°00'24" East 11.94 feet;

thence South 89°22'16" East 50.18 feet;

thence North 00°37'44" East 137.25 feet to the point of beginning.

Contains 125,589 Square Feet or 2.883

### **And Also**

#### **Osprey Point Townhomes – Phase 5**

A parcel of land situate in the Southwest Quarter of Section 13, Township 7 South, Range 2 East, Salt Lake Base and Meridian, being more particularly described as follows:

Beginning at a point being South 89°40'44" West 994.65 feet and South 00°19'16" East 3,216.83 feet from the North Quarter Corner of Section 13, Township 7 South, Range 2 East, Salt Lake Base and

Meridian; and running

thence North 89°59'47" East 210.09 feet;  
 thence Southeasterly 44.10 feet along the arc of a 217.00 foot radius curve to the right (center bears South 00°00'13" East and the chord bears South 84°10'52" East 44.03 feet with a central angle of 11°38'40");  
 thence South 78°21'32" East 95.20 feet;  
 thence Northeasterly 133.25 feet along the arc of a 233.00 foot radius curve to the left (center bears North 11°38'28" East and the chord bears North 85°15'29" East 131.44 feet with a central angle of 32°45'57");  
 thence North 68°52'31" East 5.70 feet;  
 thence South 01°00'00" West 424.38 feet;  
 thence North 89°23'00" West 143.61 feet;  
 thence North 01°00'02" East 24.04 feet;  
 thence Northeasterly 1.69 feet along the arc of a 2.50 foot radius curve to the right (center bears South 88°59'58" East and the chord bears North 20°19'50" East 1.66 feet with a central angle of 38°39'35");  
 thence North 39°39'37" East 11.93 feet;  
 thence North 01°00'02" East 44.35 feet;  
 thence North 36°44'18" West 12.22 feet;  
 thence Northwesterly 1.65 feet along the arc of a 2.50 foot radius curve to the right (center bears North 53°15'42" East and the chord bears North 17°52'08" West 1.62 feet with a central angle of 37°44'20");  
 thence North 01°00'02" East 49.77 feet;  
 thence Northeasterly 1.69 feet along the arc of a 2.50 foot radius curve to the right (center bears South 88°59'58" East and the chord bears North 20°19'50" East 1.66 feet with a central angle of 38°39'35");  
 thence North 39°39'37" East 11.93 feet;  
 thence North 01°00'02" East 29.83 feet;  
 thence North 88°59'58" West 33.00 feet;  
 thence Southwesterly 20.34 feet along the arc of a 13.00 foot radius curve to the right (center bears North 88°59'58" West and the chord bears South 45°48'53" West 18.33 feet with a central angle of 89°37'42");  
 thence North 89°22'16" West 61.10 feet;  
 thence North 00°37'44" East 142.31 feet;  
 thence North 80°29'58" West 24.50 feet;  
 thence Northwesterly 8.99 feet along the arc of a 54.50 foot radius curve to the left (center bears South 09°30'02" West and the chord bears North 85°13'22" West 8.98 feet with a central angle of 09°26'49");  
 thence North 89°56'47" West 17.91 feet;  
 thence North 51°17'12" West 11.93 feet;  
 thence Northwesterly 1.69 feet along the arc of a 2.50 foot radius curve to the left (center bears South 38°42'48" West and the chord bears North 70°37'00" West 1.66 feet with a central angle of 38°39'35");  
 thence North 89°56'47" West 70.95 feet;  
 thence Southwesterly 1.69 feet along the arc of a 2.50 foot radius curve to the left (center bears South 00°03'13" West and the chord bears South 70°43'25" West 1.66 feet with a central angle of 38°39'35");

thence South 51°23'38" West 11.93 feet;  
 thence North 89°56'47" West 38.08 feet;  
 thence North 00°37'44" East 33.00 feet;  
 thence North 89°56'47" West 56.12 feet;  
 thence North 00°14'25" West 83.99 feet to the point of beginning.

Contains 108,574 Square Feet or 2.493 Acres

**And Also**

**Osprey Point Townhomes – Phase 6**

A parcel of land situate in the Southwest Quarter of Section 13, Township 7 South, Range 2 East, Salt Lake Base and Meridian, being more particularly described as follows:

Beginning at a point on the Southerly Boundary Line of OSPREY POINT PLAT "B", said point being South 89°40'44" West 828.99 feet and South 00°19'16" East 2,970.44 feet from the North Quarter Corner of Section 13, Township 7 South, Range 2 East, Salt Lake Base and Meridian; and running

thence along said Southerly Boundary Line the following two (2) courses:

(1) North 87°28'12" East 44.81 feet;

(2) South 80°59'33" East 50.70 feet to the Southeast Corner of said OSPREY POINT PLAT "B";

thence North 00°42'19" East 11.35 feet along the Easterly Boundary Line of said OSPREY POINT PLAT "B" to the Southwest Corner of Lot 19 of CIRCLE C SUBDIVISION;

thence South 89°30'12" East 89.09 feet along the Southerly Boundary Line of said CIRCLE C SUBDIVISION;

thence South 00°29'48" West 15.00 feet;

thence South 89°30'12" East 90.00 feet;

thence North 00°29'48" East 15.18 feet to the Westerly Right-of-Way Line of 500 West Street;

thence along said Westerly Right-of-Way Line the following two (2) courses:

(1) Southeasterly 136.18 feet along the arc of a 385.00 foot radius curve to the left (center bears North 81°15'09" East and the chord bears South 18°52'51" East 135.47 feet with a central angle of 20°16'00");

(2) South 29°00'51" East 7.18 feet;

thence South 01°00'00" West 56.39 feet;

thence South 68°52'31" West 32.54 feet;

thence Southwesterly 95.50 feet along the arc of a 167.00 foot radius curve to the right (center bears North 21°07'29" West and the chord bears South 85°15'29" West 94.21 feet with a central angle of 32°45'57");

thence North 78°21'32" West 95.20 feet;

thence Northwesterly 57.52 feet along the arc of a 283.00 foot radius curve to the left (center bears South 11°38'28" West and the chord bears North 84°10'52" West 57.42 feet with a central angle of 11°38'40");

thence South 89°59'47" West 45.80 feet;

thence North 00°00'13" West 181.31 feet to the point of beginning.

Contains 58,352 Square Feet or 1.340 Acres