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15-27-407-051 THRU -063

WHEN RECORDED RETURN TO:
VIVANTE, L.C.
Wayne H. Corbridge
758 South 400 East
Orem, Utah 84058

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04/03/2003 02:09 PM 38.00
Book - 8771 Pg - 809-817
GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
WEST VALLEY CITY
3600 CONSTITUTION BLVD
WVC UT 84119-3720
BY: RDJ, DEPUTY - WI 9 P.

**AMENDED TWELFTH SUPPLEMENT TO THE
DECLARATION OF CONDOMINIUM FOR VIVANTE**
an expandable Utah condominium project

This AMENDED TWELFTH SUPPLEMENT TO THE DECLARATION OF CONDOMINIUM FOR VIVANTE, an expandable Utah condominium project, is made and executed by VIVANTE DEVELOPMENT, L.C., a Utah limited liability company, of 758 South 400 East, Orem, Utah 84097, (the "Declarant").

RECITALS

Whereas, the original Declaration of Condominium for VIVANTE was recorded in the office of the County Recorder of Salt Lake County, Utah on the 15th day of October, 2001 as Entry No. 8029557 in Book 8511 at Page(s) 2515 of the Official Records of the County Recorder of Salt Lake County, Utah (the "Declaration").

Whereas, the related Plat Map(s) for Phase I of the Project has also been recorded in the office of the County Recorder of Salt Lake County, Utah.

Whereas, the First Supplement to the Declaration of Condominium for VIVANTE was recorded in the office of the County Recorder of Salt Lake County, Utah on the 15th day of October, 2001 as Entry No. 8029559 in Book 8511 at Page(s) 2640 of the Official Records of the County Recorder of Salt Lake County, Utah (the "First Supplement").

Whereas, the related Plat Map(s) for Phase II of the Project has also been recorded in the office of the County Recorder of Salt Lake County, Utah.

Whereas, the Second Supplement to the Declaration of Condominium for VIVANTE was recorded in the office of the County Recorder of Salt Lake County, Utah on the 15 day of October, 2001 as Entry No. 8029561 in Book 8511 at Page(s) 2547 of the Official Records of the County Recorder of Salt Lake County, Utah (the "Second Supplement").

Whereas, the related Plat Map(s) for Phase III of the Project has also been recorded in the office of the County Recorder of Salt Lake County, Utah.

Whereas, the Third Supplement to the Declaration of Condominium for VIVANTE was recorded in the office of the County Recorder of Salt Lake County, Utah on the 15th day of October, 2001 as Entry No. 8029563 in Book 8511 at Page(s) 2655 of the Official Records of the County Recorder of Salt Lake County, Utah (the "Third Supplement").

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Whereas, the related Plat Map(s) for Phase III of the Project has also been recorded in the office of the County Recorder of Salt Lake County, Utah.

Whereas, the Third Supplement to the Declaration of Condominium for VIVANTE was recorded in the office of the County Recorder of Salt Lake County, Utah on the 15th day of October, 2001 as Entry No. 8029563 in Book 8511 at Page(s) 2655 of the Official Records of the County Recorder of Salt Lake County, Utah (the "Third Supplement").

Whereas, the related Plat Map(s) for Phase IV of the Project has also been recorded in the office of the County Recorder of Salt Lake County, Utah.

Whereas, the Fourth Supplement to the Declaration of Condominium for VIVANTE was recorded in the office of the County Recorder of Salt Lake County, Utah on the 10th day of June, 2002 as Entry No. 6259687 in Book 8607 at Page 6480 of the Official Records of the County Recorder of Salt Lake County, Utah (the "Fourth Supplement").

Whereas, the related Plat Map(s) for Phase V of the Project has also been recorded in the office of the County Recorder of Salt Lake County, Utah.

Whereas, the Fifth Supplement to the Declaration of Condominium for VIVANTE was recorded in the office of the County Recorder of Salt Lake County, Utah on the 10th day of June, 2002 as Entry No. 6259689 in Book 8607 at Page 6488 of the Official Records of the County Recorder of Salt Lake County, Utah (the "Fifth Supplement").

Whereas, the related Plat Map(s) for Phase VI of the Project has also been recorded in the office of the County Recorder of Salt Lake County, Utah.

Whereas, the Sixth Supplement to the Declaration of Condominium for VIVANTE was recorded in the office of the County Recorder of Salt Lake County, Utah on the 10th day of June, 2002 as Entry No. 6259691 in Book 8607 at Page 6495 of the Official Records of the County Recorder of Salt Lake County, Utah (the "Sixth Supplement").

Whereas, the related Plat Map(s) for Phase VII of the Project has also been recorded in the office of the County Recorder of Salt Lake County, Utah.

Whereas, the Seventh Supplement to the Declaration of Condominium for VIVANTE was recorded in the office of the County Recorder of Salt Lake County, Utah on the 10th day of June, 2002 as Entry No. 6259693 in Book 8607 at Page 6504 of the Official Records of the County Recorder of Salt Lake County, Utah (the "Seventh Supplement").

Whereas, the related Plat Map(s) for Phase VIII of the Project has also been recorded in the office of the County Recorder of Salt Lake County, Utah.

Whereas, the Eighth Supplement to the Declaration of Condominium for VIVANTE was

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recorded in the office of the County Recorder of Salt Lake County, Utah on the 10th day of June, 2002 as Entry No. 6259695 in Book 8607 at Page 6513 of the Official Records of the County Recorder of Salt Lake County, Utah (the "Eighth Supplement").

Whereas, the related Plat Map(s) for Phase X of the Project has also been recorded in the office of the County Recorder of Salt Lake County, Utah.

Whereas, the Ninth Supplement to the Declaration of Condominium for VIVANTE was recorded in the office of the County Recorder of Salt Lake County, Utah on the 18th day of November, 2002 as Entry No. 8424364 in Book 8685 at Page 8439-8447 of the official records (the "Ninth Supplement").

Whereas, the related Plat Map(s) for Phase IX of the Project has also been recorded in the office of the County Recorder of Salt Lake County, Utah.

Whereas, the Tenth Supplement to the Declaration of Condominium for VIVANTE was recorded in the office of the County Recorder of Salt Lake County, Utah on the 18th day of November, 2002 as Entry No. 8424366 in Book 8685 at Page 8449-8457 of the official records (the "Tenth Supplement").

Whereas, the related Plat Map(s) for Phase XI of the Project has also been recorded in the office of the County Recorder of Salt Lake County, Utah.

Whereas, the Eleventh Supplement to the Declaration of Condominium for VIVANTE was recorded in the office of the County Recorder of Salt Lake County, Utah on the 18th day of November, 2002 as Entry No. 8424368 in Book 8685 at Page 8459-8467 of the Official Records of the County Recorder of Salt Lake County, Utah (the "Eleventh Supplement").

Whereas, the related Plat Map(s) for Phase XII of the Project has also been recorded in the office of the County Recorder of Salt Lake County, Utah.

Whereas, the Twelfth Supplement to the Declaration of Condominium for VIVANTE was recorded in the office of the County Recorder of Salt Lake County, Utah on the 18th day of November, 2002 as Entry No. 8424370 in Book 8685 of the Official Records of the County Recorder of Salt Lake County, Utah (the "Twelfth Supplement").

Whereas, the related Plat Map(s) for Phase XIII of the Project has also been recorded in the office of the County Recorder of Salt Lake County, Utah.

Whereas, the construction of Building E was reversed and the Supplemental Map for Phase XIII had to be amended to reflect this change.

Whereas, this amendment will conform the Twelfth Supplement to the Amended Supplemental Map for Phase XIII.

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Whereas, Declarant, who owns all of the Phase XIII property, now intends that the Phase XIII Property and all improvements thereon as presently constructed shall become subject to the Declaration.

A G R E E M E N T

NOW, THEREFORE, for the reasons recited above, and for the benefit of the Project and the Unit Owners thereof, Declarant hereby executes this AMENDED TWELFTH SUPPLEMENT TO THE DECLARATION OF CONDOMINIUM FOR VIVANTE.

1. Supplement to Definitions. Article I of the Declaration, entitled "Definitions," is hereby modified to include the following supplemental definitions:

A. Twelfth Supplement to the Declaration shall mean and refer to this TWELFTH SUPPLEMENT TO THE DECLARATION OF CONDOMINIUM FOR VIVANTE as amended.

B. Twelfth Supplemental Map or Phase XII Map shall mean and refer to the Twelfth Supplemental Plat Map for Phase XII of the Project as amended, prepared and certified to by Gary Wier, a duly registered Utah Land Surveyor holding Certificate No. 333098, and filed for record in the Office of the County Recorder of Salt Lake County, Utah concurrently with the filing of this Amended Twelfth Supplement to the Declaration.

Except as otherwise herein provided, the definition of terms contained in the Declaration are incorporated herein by this reference.

2. Legal Description. The real property described in Exhibit A-13 and all improvements as constructed thereon are hereby resubmitted to the provisions of the Act and said land shall be held, transferred, sold, conveyed and occupied subject to the provisions of the Declaration, as supplemented.

3. Annexation. Declarant hereby declares that the Phase XIII Property and all improvements as constructed thereon are reannexed and subject to the Declaration, which upon recordation of this Amended Twelfth Supplement to the Declaration shall constitute and effectuate a modification to the expansion of the Project, making the real property described in Exhibit A-13 and all improvements as constructed thereon subject to the functions, powers, rights, duties and jurisdiction of the Association.

4. Total Number of Units Revised. As shown on the Phase XIII Map, a Building and twelve (12) additional Units have been constructed and/or created in the Project on the Phase XIII Property. The additional Building and Units are located within a portion of the Additional Land. Upon the recordation of the Amended Phase XIII Map and this Amended Twelfth Supplement to the Declaration, the total number of Units in the Project through this Phase will continue to be one hundred and two (102) in the configuration shown on the amended Map. The additional Building and Units are substantially similar in construction, design and quality to the Buildings and Units in the prior Phases.

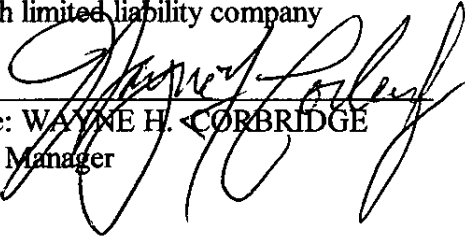
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5. Percentage Interest Revised. Pursuant to the Act and the Declaration, Declarant is required, with the additional Units, to reallocate the undivided percentages of ownership interest in the Common Areas and Facilities. The percentages of ownership interest through Phase XIII are shown on the "Twelfth Revised Exhibit 'C,'" attached hereto and incorporated herein by this reference, is again substituted in lieu thereof.

6. Effective Date. The effective date of this Amended Twelfth Supplement to the Declaration and the Phase XIII Map shall be the date on which said instruments are filed for record in the Office of the County Recorder of Salt Lake County, Utah.

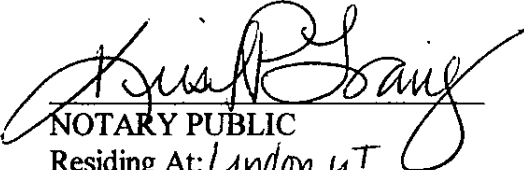
EXECUTED the 24 day of ~~December~~ ^{February}, 2007 ³.

VIVANTE, L.C.,
a Utah limited liability company

By: 
Name: WAYNE H. CORBRIDGE
Title: Manager

STATE OF UTAH)
)ss:
COUNTY OF UTAH)

On the 24 day of ~~December~~ ^{FEBRUARY}, 2007 ³ personally appeared before me WAYNE H. CORBRIDGE, who by me being duly sworn, did say that he is the Manager of VIVANTE, L.C., a Utah limited liability company, and that the within and foregoing instrument was signed in behalf of said Company by authority of a resolution of its Members, and said WAYNE H. CORBRIDGE duly acknowledged to me that said Company executed the same.


NOTARY PUBLIC
Residing At: Lindon, UT
Commission Expires: 9-04-05

NO NOTARY SEAL
CO. RECORDER

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Exhibit "A-13"

**VIVANTE PHASE XIII
LEGAL DESCRIPTION**

The land described in the foregoing document is located in Salt Lake County, Utah and is described more particularly as follows:

A PARCEL OF LAND LYING WITHIN THE SOUTHEAST 1/4 OF SECTION 27, TOWNSHIP 1 SOUTH, RANGE 1 WEST, S.L.B.&M., SALT LAKE COUNTY, UTAH, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A BRASS CAP MONUMENT MARKING THE CENTER 1/4 CORNER OF SAID SECTION 27; THENCE N. 89°53'42" E. ALONG THE 1/4 SECTION LINE, A DISTANCE OF 510.57 FEET AND S. 00°06'16" E. A DISTANCE OF 358.79 FEET TO THE REAL POINT OF BEGINNING;

THENCE SOUTH A DISTANCE OF 70.37 FEET; THENCE EAST A DISTANCE OF 150.48 FEET TO A POINT OF A 28.00-FOOT NON-TANGENT CURVE TO THE RIGHT; THENCE SOUTHWESTERLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 18.09 FEET, THROUGH A CENTRAL ANGLE OF 37°01'12" AND HAVING A CHORD THAT BEARS S. 41°29'24" W. A DISTANCE OF 17.78 FEET; THENCE SOUTH A DISTANCE OF 45.52 FEET TO A POINT OF A 28.00-FOOT NON-TANGENT CURVE TO THE RIGHT; THENCE SOUTHEASTERLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 8.61 FEET, THROUGH A CENTRAL ANGLE OF 17°36'30" AND A CHORD THAT BEARS S. 51°11'45" E. A DISTANCE OF 8.57 FEET; THENCE WEST A DISTANCE OF 333.96 FEET; THENCE N. 00°08'45" W. A DISTANCE OF 134.58 FEET; THENCE EAST 188.92 FEET TO THE POINT OF BEGINNING, CONTAINING 0.790 ACRES. TOTAL UNITS = 12

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TWELFTH REVISED EXHIBIT "C"

PERCENTAGES OF UNDIVIDED OWNERSHIP INTEREST

<u>Phase</u>	<u>Building No.</u>	<u>Unit No.</u>	<u>Percentage of Ownership Interest</u>
1	Q	1	0.9803%
1	Q	2	0.9803%
1	Q	3	0.9803%
1	Q	4	0.9803%
1	Q	5	0.9803%
1	Q	6	0.9803%
2	D	1	0.9803%
2	D	2	0.9803%
2	D	3	0.9803%
2	D	4	0.9803%
2	D	5	0.9803%
2	D	6	0.9803%
2	D	7	0.9803%
2	D	8	0.9803%
2	D	9	0.9803%
2	D	10	0.9803%
2	D	11	0.9803%
2	D	12	0.9803%
3	J	1	0.9803%
3	J	2	0.9803%
3	J	3	0.9803%
3	J	4	0.9803%
3	J	5	0.9803%
3	J	6	0.9803%
4	A	1	0.9803%
4	A	2	0.9803%
4	A	3	0.9803%
4	A	4	0.9803%
4	A	5	0.9803%
4	A	6	0.9803%
4	A	7	0.9803%

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4	A	8	0.9803%
4	A	9	0.9803%
4	A	10	0.9803%
4	A	11	0.9803%
4	A	12	0.9803%
5	L	1	0.9803%
5	L	2	0.9803%
5	L	3	0.9803%
5	L	4	0.9803%
5	L	5	0.9803%
5	L	6	0.9803%
6	P	1	0.9803%
6	P	2	0.9803%
6	P	3	0.9803%
6	P	4	0.9803%
6	P	5	0.9803%
6	P	6	0.9803%
7	B	1	0.9803%
7	B	2	0.9803%
7	B	3	0.9803%
7	B	4	0.9803%
7	B	5	0.9803%
7	B	6	0.9803%
7	B	7	0.9803%
7	B	8	0.9803%
7	B	9	0.9803%
7	B	10	0.9803%
7	B	11	0.9803%
7	B	12	0.9803%
8	K	1	0.9803%
8	K	2	0.9803%
8	K	3	0.9803%
8	K	4	0.9803%
9	M	1	0.9803%
9	M	2	0.9803%
9	M	3	0.9803%
9	M	4	0.9803%
10	C	1	0.9803%

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10	C	2	0.9803%
10	C	3	0.9803%
10	C	4	0.9803%
10	C	5	0.9803%
10	C	6	0.9803%
10	C	7	0.9803%
10	C	8	0.9803%
10	C	9	0.9803%
10	C	10	0.9803%
10	C	11	0.9803%
10	C	12	0.9803%
11	N	1	0.9803%
11	N	2	0.9803%
11	N	3	0.9803%
11	N	4	0.9803%
11	N	5	0.9803%
11	N	6	0.9803%
12	O	1	0.9803%
12	O	2	0.9803%
12	O	3	0.9803%
12	O	4	0.9803%
13	E	1	0.9803%
13	E	2	0.9803%
13	E	3	0.9803%
13	E	4	0.9803%
13	E	5	0.9803%
13	E	6	0.9803%
13	E	7	0.9803%
13	E	8	0.9803%
13	E	9	0.9803%
13	E	10	0.9803%
13	E	11	0.9803%
13	E	12	0.9803%

TOTAL:

100.0%

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