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ADAM GARDINER
Recorder, Salt Lake County, UT
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**AMENDMENT TO DECLARATION
OF
COVENANTS, CONDITIONS AND RESTRICTIONS
AND
GRANTS OF EASEMENTS
FOR
SANDY MALL SUBDIVISION**

SANDY, UTAH

The Declaration of Conditions, Covenants and Restrictions and Grants of Easements (the "**Declaration**") made, granted, imposed and declared as of March 8, 2016 by FPA SANDY MALL ASSOCIATES, LLC, a Delaware limited liability company ("**Declarant**") and recorded September 29, 2016 as Entry No. 12377304 in Book 10482 at Page 2005 Official Records is hereby amended to correct an error as follows:

Paragraph 5 of Section B. Exclusive Use Rights of Exhibit C Prohibited and Restricted Uses Within the Property is hereby deleted in its entirety and replaced with the following:

"5. So long as that certain lease covering a portion of Lot 4 between Declarant and Subway, as well as any extensions or renewals thereof (the "**Subway Lease**") remains in effect, without the written consent of (i) the lessee under the Subway Lease, and (ii) the Owner of Lot 4, no Owner or other Occupant shall use any portion of the Shopping Center to operate any business which sells submarine or deli sandwiches."

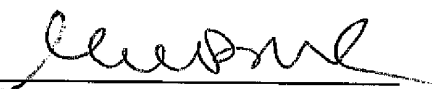
Except as expressly modified by this Amendment, the remainder of the Declaration and all terms and conditions of the Declaration shall continue in full force and effect.

IN WITNESS HEREOF, Declarant has executed this amendment to the Declaration as of September 25, 2017, to be effective as of the date of recordation in the Real Property Records of Salt Lake County, Utah.

DECLARANT:

FPA SANDY MALL ASSOCIATES, LLC,
a Delaware limited liability company

By: GF Sandy Mall, LLC,
a Delaware limited liability company,
its Manager

By: 
Name: Michael B. Earl
Title: Manager

ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA)
) SS.
COUNTY OF SAN FRANCISCO)

On September 11, 2017 before me, Patti Harrison, Notary Public, personally appeared Michael B. Earl, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature 



EXHIBIT A

LEGAL DESCRIPTION OF PROPERTY

Real property in the City of Sandy, County of Salt Lake, State of Utah, described as follows:

LOT ONE:

LOT 1, ACCORDING TO THE SANDY MALL SUBDIVISION MAP, RECORDED ON MAY 23, 2016 AS ENTRY NO. 12284382, IN BOOK 2016, AT PAGE 113, OFFICIAL RECORDS OF SALT LAKE COUNTY, UTAH.
Tax ID No: 28-08-101-063

LOT TWO:

LOT 2, ACCORDING TO THE SANDY MALL SUBDIVISION MAP RECORDED ON MAY 23, 2016 AS ENTRY NO. 12284382, IN BOOK 2016, AT PAGE 113, OFFICIAL RECORDS OF SALT LAKE COUNTY, UTAH.
Tax ID No: 28-08-101-065

LOT THREE:

LOT 3, ACCORDING TO THE SANDY MALL SUBDIVISION MAP RECORDED ON MAY 23, 2016 AS ENTRY NO. 12284382, IN BOOK 2016, AT PAGE 113, OFFICIAL RECORDS OF SALT LAKE COUNTY, UTAH.
Tax ID No: 28-08-101-064

LOT FOUR:

LOT 4, ACCORDING TO THE SANDY MALL SUBDIVISION MAP, RECORDED ON MAY 23, 2016 AS ENTRY NO. 12284382, IN BOOK 2016, AT PAGE 113, OFFICIAL RECORDS OF SALT LAKE COUNTY, UTAH.
Tax ID No: 28-08-101-066

LOT 5:

LOT 5, ACCORDING TO THE SANDY MALL SUBDIVISION MAP, RECORDED ON MAY 23, 2016 AS ENTRY NO. 12284382, IN BOOK 2016, AT PAGE 113, OFFICIAL RECORDS OF SALT LAKE COUNTY, UTAH.
Tax ID No: 28-08-101-067

LOT 6:

LOT 6, ACCORDING TO THE SANDY MALL SUBDIVISION MAP, RECORDED ON MAY 23, 2016 AS ENTRY NO. 12284382, IN BOOK 2016, AT PAGE 113, OFFICIAL RECORDS OF SALT LAKE COUNTY, UTAH.
Tax ID No: 28-08-101-068

LOT 7:

LOT 7, ACCORDING TO THE SANDY MALL SUBDIVISION MAP, RECORDED ON MAY 23, 2016 AS ENTRY NO. 12284382, IN BOOK 2016, AT PAGE 113, OFFICIAL RECORDS OF SALT LAKE COUNTY, UTAH.
Tax ID No: 28-08-101-069

LOT 8:

LOT 8, ACCORDING TO THE SANDY MALL SUBDIVISION MAP RECORDED ON MAY 23, 2016 AS ENTRY NO. 12284382, IN BOOK 2016, AT PAGE 113, OFFICIAL RECORDS OF SALT LAKE COUNTY, UTAH.
Tax ID No: 28-08-101-070