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21 JANUARY 94 04:22 PM  
KATIE L. DIXON  
RECORDER, SALT LAKE COUNTY, UTAH  
ASSOCIATED TITLE  
REC BY: KARMA BLANCHARD, DEPUTY

WHEN RECORDED, RETURN TO:

CLAUDE HAWK CORPORATION  
239 VIRGINIA STREET  
SALT LAKE CITY, UTAH 84103

FIRST SUPPLEMENT TO THE DECLARATION OF PROTECTIVE  
COVENANTS, CONDITIONS AND RESTRICTIONS FOR  
PLAT N, ARLINGTON HILLS SUBDIVISION  
SALT LAKE COUNTY, UTAH

THIS FIRST SUPPLEMENT TO THE DECLARATION made this 19th day of  
January 1994 by CLAUDE HAWK CORPORATION (the "Declarant"), the land  
owner and developer of a tract of real property situated in Salt  
Lake City, Salt Lake County, State of Utah (the "Subdivision")  
particularly described as follows:

All of lots #1, 7, 8, 9, 10 and 11 plat "N" Arlington Hills  
Subdivision, according to the official plat thereof  
on file in the office of the Salt Lake County Recorder.

For the purpose of providing for its orderly development,  
improvement and use, and is hereby held and made subject to this  
restriction and shall be held, sold, conveyed, hypothecated,  
encumbered, leased, rented, used, occupied and improved in  
accordance with this FIRST SUPPLEMENT TO THE DECLARATION OF  
PROTECTIVE COVENANTS, CONDITIONS AND RESTRICTIONS as follows:

1. HEIGHT LIMITATION RESTRICTION. All structures, except chimneys  
will be limited in height to protect views and maintain development  
compatible with the surrounding environment. All such height  
restrictions will be enforced by the Architectural Supervisory  
Committee, such Committee being empowered to enforce such  
restriction.

No structure (except chimneys) shall exceed, pierce, or extend  
above the horizontal plane containing that point which is as stated  
below. The point of measurement shall be at the center of the lot  
line on the top back of the curb for that particular lot. These  
limitations on specific lots are as follows:

A. The maximum allowable height for any structure or tree  
for Lot 1 Plat "N" shall in no way extend or pierce above the 32  
foot horizontal plane.

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B. The maximum allowable height for any structure or tree for Lots 7, 8, 9, 10 and 11 Arlington Plat "N" shall in no way extend or pierce the 18 foot horizontal plane. However, because of the natural topography of Lot #11 Plat "N", a possible variance not to exceed two (2) feet could be allowed (twenty feet total height limitation) by the Architectural Supervising Committee upon evaluation and approval of a conforming and acceptable building and site plan. A possible variance not to exceed two (2) feet could be allowed on Lot #10 only on the prior written consent and approval of the then current owner of Lot 2, Arlington Hills Plat "K" subdivision (also known as 1350 E. Perry's Hollow Drive) and the Architectural Supervising Committee for Plat "N".

2. Restriction Waiver. The Declarant hereinafter waives items #4 and #22 of the Restrictive Covenants Plat "N" Arlington Hills Subdivision for Lots #2 and #3 Plat "N" for the purpose of allowing owner time to consider types of improvements to Lot 2 and 3 Plat "N", and such items shall also be amended to allow Lots 2 and 3 to be used for tennis court, swimming pool, or other use as a backyard contiguous to the existing homes adjacent to Lots 2 and 3 Plat "N", subject to approvals and receipt of all necessary Salt Lake City approvals.

IN WITNESS WHEREOF, this FIRST SUPPLEMENT TO THE DECLARATION OF PROTECTIVE COVENANTS, CONDITIONS AND RESTRICTIONS are executed by the undersigned at Salt Lake City, Utah, the day, month and year first above written.

FIRST SECURITY BANK OF UTAH, NA.

CLAUDE HAWK CORPORATION

BY: *K. Paulson*-----

BY *Thomas C. Hawk*-----

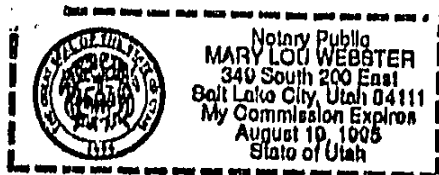
STATE OF UTAH

THOMAS C. HAWK, its Secretary/Treasurer

: ss.

COUNTY OF SALT LAKE

On this 19th day of January 1994, appeared before me Thomas C. Hawk and acknowledged to me that he is the secretary/treasurer of CLAUDE HAWK CORPORATION and that he signed the foregoing declaration on authority of a resolution of the Board of Directors of said corporation.



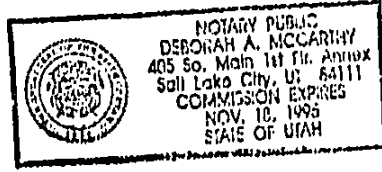
*Mary Lou Webster*  
Notary Public residing at  
Salt Lake County, Utah

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State of Utah )  
County of Salt Lake ) ss.

On this 21<sup>st</sup> day of January, 1994, personally appeared before me, Kathryn Lamborn and acknowledged to me that she is the Vice President of FIRST SECURITY BANK OF UTAH, NA, and that he signed the foregoing declaration on authority of a resolution of the Board of Directors of said corporation.



Deborah A. McCarthy  
Notary Public - Residing in  
Salt Lake City

**COURTESY RECORDING**

This document is being recorded solely as a courtesy and an accommodation to the parties named therein. Associated Title Company hereby expressly disclaims any responsibility for the accuracy or the content thereof.

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