

When recorded Return To:

Michele Elnicky
458 E Stanley Avenue
Salt Lake City Utah 84115

NOTICE OF INTEREST

The undersigned give notice of a claim of interest in the following described real property located in Salt Lake County, State of Utah:

Unit No. 17, contained within SUMMERFIELD PHASE 2, a Condominium Project, as the same is identified in the Record of Survey Map recorded in Salt Lake County, Utah, as Entry No. 4885927 (as said Map may have heretofore been amended or supplemented) and in the Declaration of Condominium for Summerfield recorded in Salt Lake County, Utah as Entry No. 4173756, in Book 5716, at Page 446 (as said Declaration may heretofore been amended or supplemented), of the Official Records.

Together with: (a) the undivided interest in said Condominium Project's Common Areas and Facilities which is appurtenant to said Unit; (b) the exclusive right to use and enjoy each of the Limited Common Areas which is appurtenant to said Unit; and (c) the non-exclusive right to use and enjoy the Common Areas and Facilities included in said Condominium Project (as said Project may hereafter be expanded) in accordance with the aforesaid Declaration and Survey Map (as said Declaration and Map may hereafter be amended or supplemented) and the Utah Condominium Act.

APN: 16-34-455-011-0000.


Said interest is created by The Michael Elnicky and Georgia Herron Residence Trust dated January 12, 2016 (the "Trust"), which was established by Michael Elnicky and Georgia Herron, Settlers. The Trust defines the above-named property as the "Summerfield Condo." It became irrevocable by its terms upon the death of Michael Elnicky on or about March 5, 2021. The undersigned are vested future beneficiaries of the Trust, and are entitled to a 2/3 share of the proceeds from the sale of the above-described property pursuant to Paragraph 7 of said Trust, which provides:

Upon the death of the survivor of the Settlers, or at such earlier time as neither of the Settlers shall utilize the Summerfield Condo as his or her primary residence, the Trustee shall as soon as is reasonable and practicable list the Summerfield Condo for sale. The estate of the surviving Settlor shall be responsible for maintaining the Summerfield Condo until it is sold. Following the sale of the Summerfield Condo, the net proceeds from the sale shall be divided into one Two-thirds (2/3rds) share and one One-third (1/3rd) share. The Two-thirds (2/3rds) share shall be paid over and distributed, outright and free of trust, to the two (2) children of Michael, Michael P. Elnicky and Michele M. Elnicky, per stirpes by right of representation

This notice is given pursuant to Utah Code Ann. § 57-9-4.

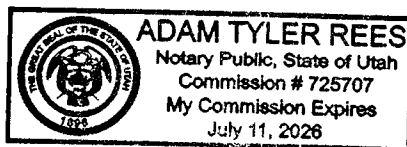
DATED this 3 day of September, 2022

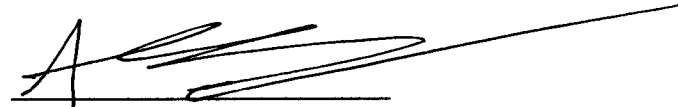

Michele M. Elnicky


Michael P. Elnicky

State of Utah)
 :SS.
County of Salt Lake)

On this 3 day of September, 2022 personally appeared before me Adam Tyler Rees a notary public, Michele M. Elnicky and Michael P. Elnicky, proved on the basis of satisfactory evidence to be the persons whose names are subscribed to this instrument and acknowledged they executed the same.




Notary Public