

When recorded, return to:
Morris DeVoe
7070 Union Park Ave., #220
Midvale, UT 84047

AFFIDAVIT OF CORRECTION

RELATED TO

**AMENDED DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS
FOR RECREATIONAL AMENITIES IN THE PEBBLECREEK SUBDIVISION**

WHEREAS, an Amended Declaration of Covenants, Conditions and Restrictions for Recreational Amenities in the Pebblecreek Subdivision (the "Amended Declaration") was duly approved by the membership of the Pebblecreek Subdivision Homeowners' Association (the "Association") and recorded on title for all Lots in the Association in the Office of the Salt Lake County Recorder on June 7, 2007, as Entry 10124503; and

WHEREAS, all Lots and Owners of Lots in the Association were meant to become subject to the Amended Declaration; and

WHEREAS, the Amended Declaration was recorded on title to Pebblecreek Subdivision #1 Lots 18, 20, and 31, but said Lots were not specifically identified in Exhibit A of the Amended Declaration, which listed the Legal Description of Lots for the Amended Declaration to encumber; and

WHEREAS, the Lots identified in the foregoing paragraph were inadvertently omitted from Exhibit A to the Amended Declaration but are encumbered by the Amended Declaration; and

WHEREAS, Pebblecreek Subdivision #1 Lots 1, 4, 7, 15, 16, 17, 26, 37, 38 and 39, and 39, are not part of the Association, but still had the Amended Declaration recorded against them, even though they were not included in the Legal Description in Exhibit A of the Amended Declaration; and

WHEREAS, the Association wishes to remedy these errors in both the original Legal Description and the recording of the Amended Declaration on Lots not part of the Association, and desires to make no doubt that Pebblecreek Subdivision #1 Lots 18, 20, and 31 are subject to the Amended Declaration in the same manner as other properly encumbered Lots in the Subdivision, being part of the Legal Description.

NOW THEREFORE, by approval of the Association, made apparent by the execution of this document by the Association President below, the Association hereby remedies these errors by agreeing that:

- (1) Pebblecreek Subdivision #1 Lots 18, 20, and 31 are hereby made part of the Legal Description in Exhibit A of the Amended Declaration, as if they were so included at

the time the Amended Declaration was recorded, assuring without doubt that they are subject to the Amended Declaration, as was the intent, already recorded against each of said Lots; and

- (2) The Association hereby cancels and releases any declaration, encumbrance, lien, or other similar recording, including, but not limited to, the Amended Declaration, that was recorded showing origination by the Association in the Office of the County Recorder and recorded against Pebblecreek Subdivision #1 Lots 1, 4, 7, 15, 16, 17, 26, 37, 38 and 39, as these Lots are understood to not be part of the Association.

Pebblecreek Subdivision Homeowners' Association

By: *Darren Gerber*

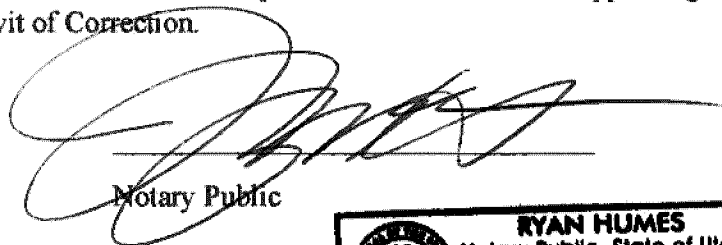
Name: *Darren Gerber*
President, Board of Trustees, Pebblecreek Subdivision Homeowners' Association

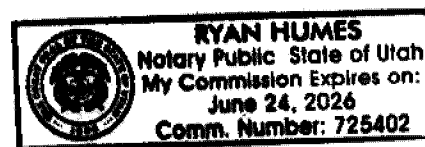
STATE OF UTAH)

) ss

SALT LAKE COUNTY)

On this *13th* day of *September*, 2023, personally appeared before me *Ryan Humes*, a notary public, *Darren Gerber*, whose identity is known to me or proven on the basis of satisfactory evidence and who by me duly sworn/affirmed, did say that she/he is the President of Board of Trustees of the Pebblecreek Subdivision Homeowners' Association (the "Association"), a Utah nonprofit corporation, and has been authorized by the Board of the Association to represent the Association in approving and executing the foregoing Affidavit of Correction.


Notary Public



LEGAL DESCRIPTION:

Pebblecreek Subdivision #1

Lots A, 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43

Pebblecreek Subdivision #2 Lots 44 – 84

Pebblecreek Subdivision #3 Lots 301 – 323*

Pebblecreek Subdivision #4 Lots 401 – 427*

Pebblecreek Subdivision #5 Lots 501 – 537*

* Formerly described as meets and bounds, found in Appendix A.

APPENDIX A

Meet and Bounds Legal description for Pebblecreek Subdivisions 3, 4, and 5

Beginning at a point North 89 degrees 54'37" West 1397.23 feet along Section Line from the East Quarter Corner of Section 1, Township 3 South, Range 2 West, Salt Lake Base and Meridian; thence North 89 degrees 54'37" West 749.98 feet; thence North 0 degrees 05'23" East 164.20 feet; thence North 89 degrees 54'37" West 10.49 feet; thence North 0 degrees 05'23" East 161.12 feet; thence South 89 degrees 54'37" East 58.94 feet; thence North 20 degrees 13'49" East 133.78 feet; thence North 17 degrees 13'32" East 50.08 feet; thence North 20 degrees 40'26" East 122.01 feet; thence South 75 degrees 45'45" East 72.41 feet; thence South 89 degrees 54'37" East 180.00 feet; thence North 67 degrees 23'30" East 72.76 feet; thence South 22 degrees 36'30" East 59.28 feet; thence South 00 degrees 05'23" West 134.59 feet; thence South 89 degrees 54'37" East 20.66 feet; thence South 0 degrees 05'23" West 108.78 feet; thence South 89 degrees 54'37" East 86.47 feet; thence North 78 degrees 41'26" East 56.59 feet; thence South 36 degrees 33'07" East 126.78 feet; thence along the arc of a 125.00 foot radius curve to the right 35.45 feet (central = 16 degrees 15'01"), the chord of which bears South 64 degrees 51'59" West 35.33 feet; thence South 17 degrees 00'31" East 174.43 feet; thence South 00 degrees 05'23" West 53.00 feet to the point of beginning.

(Being the proposed Plat of Pebblecreek Subdivision No. 3)

Beginning at a point North 89 degrees 54'37" West 2147.20 feet along Section Line from the East Quarter Corner of Section 1, Township 3 South, Range 2 West, Salt Lake Base and Meridian; thence North 89 degrees 54'37" West 495.93 feet; thence North 0 degrees 00'15" West 789.21 feet; thence North 89 degrees 59'45" East 140.00 feet; thence North 87 degrees 39'36" East 60.05 feet; thence North 89 degrees 59'45" East 105.70 feet; thence South 89 degrees 41'41" East 105.50 feet; thence South 82 degrees 51'25" East 50.39 feet; thence South 89 degrees 57'28" East 130.41; thence South 00 degrees 05'33" West 84.81 feet; thence South 20 degrees 45'28" East 51.99 feet; thence South 44 degrees 46'34" East 55.43 feet; thence South 20 degrees 40'26" West 122.01 feet; thence South 17 degrees 13'32" West 50.08 feet; thence South 20 degrees 13'49" West 133.78 feet; thence North 89 degrees 54'37" West 58.94 feet; thence South 00 degrees 05'23" West 161.12 feet; thence South 89 degrees 54'37" East 10.48 feet; thence South 00 degrees 05'23" West 164.20 feet to the point of beginning.

(Being the proposed Plat of Pebblecreek Subdivision No. 4)

Beginning at a point which is South 00 degrees 03'30" East 1323.32 feet along the Section line and North 89 degrees 57'28" West 1738.21 feet from the Northeast corner of Section 1, Township 3 South, Range 2 West, Salt Lake Base and Meridian; thence South 00 degrees 02'32" West 108.70 feet; thence North 89 degrees 57'28" West 12.47 feet; thence South 00 degrees 02'32" West 316.00 feet thence South 89 degrees 57'28" East 10.46 feet; thence South 08 degrees 08'40" East 125.96 feet; thence South 15 degrees 21'04" East 108.11 feet; thence South 22 degrees 36'30" East 48.67 feet; thence South 67 degrees 23'30" West 72.76 feet; thence North 89 degrees 54'37" West 180.00 feet; thence North 75 degrees 45'45" West 72.41 feet; thence North 44 degrees 46'34" West 55.43 feet; thence North 20 degrees 45'28" West 51.99 feet; thence North 00 degrees 02'32" East 84.81 feet; thence North 89 degrees 57'28" West 130.41 feet; thence North 82 degrees 51'25" West 50.39 feet; thence North 89 degrees 41'41" West 105.50 feet; thence South 89 degrees 59'45" West 105.70 feet; thence South 87 degrees 39'36" West 60.05 feet; thence South 89 degrees 59'45" West 140.00 feet; thence North 00 degrees 00'15" West 531.88 feet; thence South 89 degrees 57'28" East 903.57 feet to the point of beginning.

(Being the proposed Plat of Pebblecreek Subdivision No. 5)