

WHEN RECORDED RETURN TO:  
M. Darin Hammond  
4723 Harrison Blvd., Suite 200  
Ogden, Utah 84403  
Telephone No. (801) 476-0303

\*W2018991\*



**AMENDMENT TO DECLARATION OF  
COVENANTS, CONDITIONS AND RESTRICTIONS OF BRIER RIDGE P.R.U.D.**

The Declarant, Brier Ridge, LLC recorded its Covenants, Conditions and Restrictions for Brier Ridge P.R.U.D. with the Weber County Recorder's office on March 25, 2002 as Entry No. 1836081 in Book 2219 at Page 1046 (hereinafter "Declaration"). At the time that said Declaration was recorded it related to the real property consisting of Brier Ridge, Phase 1 which consists of sixteen (16) four-unit buildings for a total of 64 (sixty-four) units. Said Declaration further referenced undeveloped land which would be annexed into the Brier Ridge project at a future date. The purpose of this Amendment is to expand the real property subject to the Declaration and to notify all future owners of said property that they are subject to all of the provisions contained in the Declaration including but not limited to the homeowner's association.

Declarant hereby annexes all of said undeveloped land into the Brier Ridge project and further imposes all of the same covenants, conditions and restrictions relating to Brier Ridge P.R.U.D Phase 1 onto the undeveloped land which shall be developed into Phase 2 and Phase 3 of Brier Ridge P.R.U.D. Pursuant to its rights under the original Declaration and as the sole owner of the real property, the property which is now annexed into Brier Ridge PRUD consists of the real property situated in Weber County, State of Utah described in Exhibit "A" hereto. It is intended that the property in Exhibit "A" shall be subdivided into Phase 2 consisting of 18 buildings (72 total units) and Phase 3 consisting of 13 buildings (52 total units).

All of the property described in Exhibit "A" is and shall be held, transferred, sold, conveyed and occupied subject to the provisions of the Declaration recorded as Entry No. 1836081. Therefore, from the date of recording of this instrument all of the real property more particularly described in Exhibit "A" attached hereto shall be subject to the covenants, conditions and restrictions set forth in the Declaration and any valid amendment thereto.

It is further the intention of the Declarant that Brier Ridge Subdivision shall include one homeowner's association for all lot owners regardless of the phase in which their unit is platted. The covenants governing that homeowner's association are set forth in the Declaration. Except as herein set forth, no other provision of the Declaration of Covenants, Conditions and Restrictions of Brier Ridge PRUD is amended by this instrument.

Dated this 18<sup>th</sup> day of February, 2004.

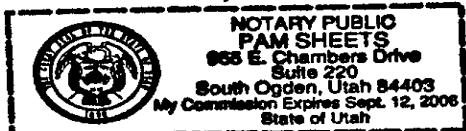
**BRIER RIDGE, LLC**

By: Edward  
Its: Managing Member

STATE OF UTAH )  
:ss )  
COUNTY OF WEBER )

On this 18<sup>th</sup> day of February, 2004, personally appeared before me Edward Green, who being a Member of Brier Ridge, LLC, and by me duly sworn did execute this Amendment to Declaration of Declaration of Covenants, Conditions and Restrictions of Brier Ridge.

WITNESS my official hand and seal.



Sam Sheets  
NOTARY PUBLIC # 2018991 PG1 OF2  
DOUG CROFTS, WEBER COUNTY RECORDER  
22-MAR-04 202 PM FEE \$83.00 DEP SGC  
REC FOR: BEEVER RIDGE LLC

**EXHIBIT "A"**

A part of the Southwest Quarter of Section 22, Township 5 North, Range 1 West, Salt Lake Base and Meridian, U.S. Survey;

Beginning at a point on the South Right-of-way Line and 6100 South Street; said point being 1774.25 feet North  $88^{\circ}38'36''$  West along the Quarter Section Line and 1020.26 feet South from the Northeast Corner of said Quarter of Section; running thence South  $29^{\circ}49'21''$  East 118.58 feet; thence North  $60^{\circ}10'39''$  East 28.81 feet; thence South  $38^{\circ}13'49''$  East 146.73 feet; thence South  $0^{\circ}37'04''$  West 277.19 feet; thence South  $74^{\circ}54'05''$  West 71.55 feet; thence South  $7^{\circ}12'40''$  West 113.56 feet; thence South  $1^{\circ}04'47''$  West 142.89 feet; thence North  $88^{\circ}39'33''$  West 965.29 feet to the West Line of said Quarter Section; thence North  $0^{\circ}12'03''$  West 146.55 feet along said West line; thence North  $13^{\circ}38'14''$  East 105.35 feet; thence Northeasterly along the arc of a 331.43 foot radius curve to the left a distance of 353.06 feet (Long Chord bears North  $73^{\circ}07'10''$  East 336.60 feet); thence North  $42^{\circ}36'05''$  East 127.22 feet; thence Northeasterly along the arc of a 671.98 foot radius curve to the right a distance of 206.14 feet (Long Chord bears North  $51^{\circ}23'22''$  East 205.33 feet); thence North  $60^{\circ}10'39''$  East 330.00 feet to the Point of Beginning.

Contains 11.298 Acres

07-081-0015 ✓ 07-642-0001 to 0073 ✓

EF 2018991 PG2 OF2