

Recorded NOV 17 1965 at 10:39 A.M.
 Request of Del B. Rowe
 Fee Paid HAZEL TAGGART CHASE
 Recorder, Salt Lake County, Utah
 \$ 4.00 By Lynn Jones Deputy
 Ref. 26 W. Broadway

2125119

RESTRICTIVE COVENANTSPART A. PREAMBLE

ON THIS DAY, MAY 4, 1965, THE FOLLOWING RESTRICTIVE COVENANTS ARE DESIGNATED TO REGULATE THE USE OF THE BELOW DESCRIBED TRACT OF LAND KNOWN AS EL CAMINO ESTATES NO. 1., LOCATED AT 4200 SOUTH REDWOOD ROAD, SALT LAKE COUNTY, UTAH, OWNED BY MR. WILLARD BARKER, 4238 SOUTH REDWOOD ROAD, MURRAY, UTAH, AND MRS. EVELYN H. BARKER, 4238 SOUTH REDWOOD ROAD, MURRAY, UTAH.

BEGINNING AT A POINT $90^{\circ} 03'15''$ E, 752.00 FEET FROM THE NORTH 4 CORN. OF SEC. 3, T2S., R. 1W., S. L.B. & M., THENCE $80^{\circ} 03'15''$ E, 265.50 FEET; THENCE WEST 305.586 FEET; THENCE $83^{\circ} 39' 32''$ W, 648.71 FEET; THENCE SOUTH 95.088 FEET TO A POINT ON A 234.659 FOOT RADIUS CURVE, THE CENTER OF WHICH BEARS $N^{\circ} 15' E$; THENCE NORTH EASTERLY 22.55 ALONG SAID CURVE TO THE LEFT, THENCE $81^{\circ} 50' 00''$ W, 50.00 FEET; THENCE SOUTH 239.377 FEET; THENCE $84^{\circ} 50' 00''$ W, 57.035 FEET; THENCE WEST 330.662 FEET TO A POINT THAT IS $N^{\circ} 03'15'' W$ 3.545 FEET FROM THE SOUTH EAST COR. OF LOT 16, TAYLORSVILLE GARDENS NO. 14; THENCE $N^{\circ} 03'15'' W$, 738.077 FEET ALONG THE EAST LINE OF TAYLORSVILLE GARDENS NO. 14; THENCE $83^{\circ} 53'45'' E$ 678.667 FEET TO THE POINT OF BEGINNING.

PART B. AREA OF APPLICATION

B-1 FULLY-PROTECTED RESIDENTIAL AREA. THE RESIDENTIAL AREA COVENANTS IN PART C IN THEIR ENTIRETY SHALL APPLY TO THE FOREGOING DESCRIPTION IN PART A.

PART C. RESIDENTIAL AREA COVENANTS

C-1 LAND USE AND BUILDING TYPE. NO LOT SHALL BE USED EXCEPT FOR RESIDENTIAL PURPOSES. NO BUILDING SHALL BE ERRECTED, ALTERED, PLACED, OR PERMITTED TO REMAIN ON ANY LOT OTHER THAN ONE DETACHED SINGLE-FAMILY DWELLING NOT TO EXCEED TWO STORIES IN HEIGHT AND A PRIVATE GARAGE, OR CARPORT FOR NOT MORE THAN TWO CARS.

C-2 ARCHITECTURAL CONTROL. NO BUILDING SHALL BE ERRECTED, PLACED, OR ALTERED ON ANY LOT UNTIL CONSTRUCTION PLANS AND SPECIFICATIONS AND A PLAN SHOWING THE LOCATION OF THE STRUCTURE HAVE BEEN APPROVED BY THE ARCHITECTURAL CONTROL COMMITTEE AS TO QUALITY OF WORKMANSHIP AND MATERIALS, HARMONY OF EXTERNAL DESIGN WITH EXISTING STRUCTURES, AND AS TO LOCATION WITH RESPECT TO TOPOGRAPHY AND FINISH GRADE ELEVATION. NO FENCE OR WALL SHALL BE ERRECTED, PLACED OR ALTERED ON ANY LOT NEARER TO ANY STREET THAN THE MINIMUM BUILDING SETBACK LINE UNLESS SIMILARLY APPROVED. APPROVAL SHALL BE AS PROVIDED IN PART D.

C-3 DWELLING COST, QUALITY AND SIZE. NO DWELLING SHALL BE PERMITTED ON ANY LOT AT A COST OF LESS THAN \$18,000.00 INCLUDING THE PRICE OF THE LAND AND BASED UPON COST LEVELS PREVAILING ON THE DATE THESE COVENANTS ARE RECORDED, IT BEING THE INTENTION AND PURPOSE OF THE COVENANT TO ASSURE THAT ALL DWELLINGS SHALL BE OF A QUALITY OF WORKMANSHIP AND MATERIALS SUBSTANTIALLY THE SAME OR BETTER THAN THAT WHICH CAN BE PRODUCED ON THE DATE THESE COVENANTS ARE RECORDED AT THE COST STATED HEREIN FOR THE MINIMUM PERMITTED DWELLING SIZE. THE GROUND FLOOR AREA OF THE MAIN STRUCTURE, EXCLUSIVE OF THE ONE-STORY OPEN PORCHES AND GARAGES, SHALL BE NOT LESS THAN 1200 SQUARE FEET FOR A ONE-STORY DWELLING, NOT LESS THAN 1200 SQUARE FEET FOR A DWELLING OF MORE THAN ONE STORY.

C-4 BUILDING LOCATION.

(A) NO BUILDING SHALL BE LOCATED ON ANY LOT NEARER TO THE FRONT LOT LINE OR NEARER TO THE SIDE STREET LINE THAN THE MINIMUM BUILDING SETBACK LINE SHOWN ON THE RECORDED PLAT. IN ANY EVENT NO BUILDING SHALL BE LOCATED ON ANY LOT NEARER THAN 30 FEET TO THE FRONT LOT LINE, OR NEARER THAN 20 FEET TO ANY SIDE STREET LINE, EXCEPT THAT ON ALL LOTS ABUTTING REDWOOD ROAD NO BUILDING SHALL BE LOCATED NEARER THAN 40 FEET TO THE STREET PROPERTY LINES OF REDWOOD ROAD.

-2-

(b) No BUILDING SHALL BE LOCATED NEARER THAN 6 FEET TO AN INTERIOR LOT LINE, EXCEPT THAT 1 MIN. YARD SHALL BE REQUIRED FOR A GARAGE OR OTHER PERMITTED ACCESSORY BUILDING LOCATED 6 FEET IN REAR OF MAIN BUILDING. No DWELLING SHALL BE LOCATED ON ANY INTERIOR LOT NEARER THAN 15' FOR ATTACHED GARAGE TO THE REAR LOT LINE.

(c) FOR THE PURPOSES OF THIS COVENANT, EAVES, STEPS, AND OPEN PORCHES SHALL NOT BE CONSIDERED AS A PART OF A BUILDING, PROVIDED, HOWEVER, THAT THIS SHALL NOT BE CONSTRUCTED TO PERMIT ANY PORTION OF A BUILDING, ON A LOT TO ENCROACH UPON ANOTHER LOT.

C-5 LOT AREA AND WIDTH. No DWELLING SHALL BE ERECTED OR PLACED ON ANY LOT HAVING A WIDTH OF LESS THAN 65 FEET AT THE MINIMUM BUILDING SETBACK LINE NOR SHALL ANY DWELLING BE ERECTED OR PLACED ON ANY LOT HAVING AN AREA OF LESS THAN 8000 SQUARE FEET, EXCEPT THAT A DWELLING MAY BE ERECTED OR PLACED ON LOTS PLATTED AS SHOWN ON THE RECORDED PLAT.

C-6 EASEMENTS. EASEMENTS FOR INSTALLATION AND MAINTENANCE OF UTILITIES AND DRAINAGE FACILITIES ARE RESERVED AS SHOWN ON THE RECORDED PLAT. WITHIN THESE EASEMENTS, NO STRUCTURE, PLANTING OR OTHER MATERIAL SHALL BE PLACED OR PERMITTED TO REMAIN WHICH MAY DAMAGE OR INTERFERE WITH THE INSTALLATION AND MAINTENANCE OF UTILITIES, OR WHICH MAY CHANGE THE DIRECTION OF FLOW OF DRAINAGE CHANNELS IN THE EASEMENTS, OR WHICH MAY OBSTRUCT OR RETARD THE FLOW OF WATER THROUGH DRAINAGE CHANNELS IN THE EASEMENTS. THE EASEMENT AREA OF EACH LOT AND ALL IMPROVEMENTS IN IT SHALL BE MAINTAINED CONTINUOUSLY BY THE OWNER OF THE LOT, EXCEPT FOR UTILITY COMPANY'S RESPONSIBLE.

C-7 NUISANCES. No NOXIOUS OR OFFENSIVE ACTIVITY SHALL BE CARRIED ON UPON ANY LOT, NOR SHALL ANYTHING BE DONE THEREON WHICH MAY BE OR MAY BECOME AN ANNOYANCE OR NUISANCE TO THE NEIGHBORHOOD.

C-8 TEMPORARY STRUCTURES. No STRUCTURE OF A TEMPORARY CHARACTER, TRAILER, BASEMENT, TENT, SHACK, GARAGE, BARN, OR OTHER OUTBUILDING SHALL BE USED ON ANY LOT AT ANY TIME AS A RESIDENCE EITHER TEMPORARILY OR PERMANENTLY.

C-9 SIGNS. No SIGN OF ANY KIND SHALL BE DISPLAYED TO THE PUBLIC VIEW ON ANY LOT EXCEPT ONE PROFESSIONAL SIGN OF NOT MORE THAN ONE SQUARE FEET, ONE SIGN OF NOT MORE THAN FIVE SQUARE FEET ADVERTISING THE PROPERTY FOR SALE OR RENT, OR SIGNS USED BY A BUILDER TO ADVERTISE THE PROPERTY DURING THE CONSTRUCTION AND SALES PERIOD.

C-10 LIVESTOCK AND POULTRY. No ANIMALS, LIVESTOCK OR POULTRY OF ANY KIND SHALL BE RAISED, BRED OR KEPT ON ANY LOT, EXCEPT THAT DOGS, CATS OR OTHER HOUSEHOLD PETS MAY BE KEPT PROVIDED THAT THEY ARE NOT KEPT, BRED, OR MAINTAINED FOR ANY COMMERCIAL PURPOSE.

C-11 GARBAGE AND REFUSE DISPOSAL. No LOT SHALL BE USED OR MAINTAINED AS A DUMPING GROUND FOR RUBBISH. TRASH, GARBAGE OR OTHER WASTE SHALL NOT BE KEPT EXCEPT IN SANITARY CONTAINERS. ALL INCINERATORS OR OTHER EQUIPMENT FOR THE STORAGE OR DISPOSAL OF SUCH MATERIAL SHALL BE KEPT IN CLEAN AND SANITARY CONDITION.

C-12 SIGHT DISTANCES AT INTERSECTIONS. No FENCE, WALL, HEDGE OR SHRUB PLANTING WHICH OBSTRUCTS SIGHT LINES AT ELEVATIONS BETWEEN 2 AND 6 FEET ABOVE THE ROADWAYS SHALL BE PLACED OR PERMITTED TO REMAIN ON ANY CORNER LOT WITHIN THE TRIANGULAR AREA FORMED BY THE STREET PROPERTY LINES AND A LINE CONNECTING THEM AT POINTS 25 FEET FROM THE INTERSECTION OF THE STREET LINES, OR IN THE CASE OF A ROUNDED PROPERTY CORNER FROM THE INTERSECTION OF THE STREET PROPERTY LINES EXTENDED. THE SAME SIGHT-LINE LIMITATIONS SHALL APPLY ON ANY LOT WITHIN 10 FEET FROM THE INTERSECTION OF A STREET PROPERTY LINE WITH THE EDGE OF A DRIVEWAY OR ALLEY PAVEMENT. No TREE SHALL BE PERMITTED TO REMAIN WITHIN SUCH DISTANCES OF SUCH INTERSECTIONS UNLESS THE FOLIAGE LINE IS MAINTAINED AT SUFFICIENT HEIGHT TO PREVENT OBSTRUCTION OF SUCH SIGHT LINES.

PART D. ARCHITECTURAL CONTROL COMMITTEE

D-1 MEMBERSHIP. THE ARCHITECTURAL CONTROL COMMITTEE IS COMPOSED OF MR. WILLARD BARKER, 4238 SOUTH REDWOOD ROAD, MURRAY, UTAH, AND MRS. EVELYN H. BARKER, 4238 SOUTH REDWOOD ROAD, MURRAY, UTAH. THE COMMITTEE MAY DESIGNATE A REPRESENTATIVE

TO ACT FOR IT. IN THE EVENT OF DEATH OR RESIGNATION OF ANY MEMBER OF THE COMMITTEE, THE REMAINING MEMBER HAS FULL AUTHORITY TO DESIGNATE A SUCCESSOR. NEITHER THE MEMBERS OF THE COMMITTEE, NOR ITS DESIGNATED REPRESENTATIVE SHALL BE ENTITLED TO ANY COMPENSATION FOR SERVICES PERFORMED PURSUANT TO THIS COVENANT. AT ANY TIME, THE THEN RECORD OWNERS OF A MAJORITY OF THE LOTS SHALL HAVE THE POWER THROUGH A DULY RECORDED WRITTEN INSTRUMENT TO CHANGE THE MEMBERSHIP OF THE COMMITTEE OR TO WITHDRAW FROM THE COMMITTEE OR RESTORE TO IT ANY OF ITS POWERS AND DUTIES.

D-2 PROCEDURE. THE COMMITTEE'S APPROVAL OR DISAPPROVAL AS REQUIRED IN THESE COVENANTS SHALL BE IN WRITING. IN THE EVENT THE COMMITTEE, OR ITS DESIGNATED REPRESENTATIVE, FAILS TO APPROVE OR DISAPPROVE WITHIN 30 DAYS AFTER PLANS AND SPECIFICATIONS HAVE BEEN SUBMITTED TO IT, OR IN ANY EVENT, IF NO SUIT TO ENJOIN THE CONSTRUCTION HAS BEEN COMMENCED PRIOR TO THE COMPLETION THEREOF, APPROVAL WILL NOT BE REQUIRED AND THE RELATED COVENANTS SHALL BE DEEMED TO HAVE BEEN FULLY COMPLIED WITH.

PART E. GENERAL PROVISIONS

E-1 TERM. THESE COVENANTS ARE TO RUN WITH THE LAND AND SHALL BE BINDING ON ALL PARTIES AND ALL PERSONS CLAIMING UNDER THEM FOR A PERIOD OF THIRTY YEARS FROM THE DATE THESE COVENANTS ARE RECORDED, AFTER WHICH TIME SAID COVENANTS SHALL BE AUTOMATICALLY EXTENDED FOR SUCCESSIVE PERIODS OF 10 YEARS UNLESS AN INSTRUMENT IS SIGNED BY A MAJORITY OF THE THEN OWNERS OF THE LOTS HAS BEEN RECORDED, AGREEING TO CHANGE SAID COVENANTS IN WHOLE OR IN PART.

E-2 ENFORCEMENT. ENFORCEMENT SHALL BE BY PROCEEDINGS AT LAW OR IN EQUITY AGAINST ANY PERSON OR PERSONS VIOLATING OR ATTEMPTING TO VIOLATE ANY COVENANT EITHER TO RESTRAIN VIOLATION OR TO RECOVER DAMAGES.

E-3 SEVERABILITY. INVALIDATION OF ANY ONE OF THESE COVENANTS BY JUDGMENT OR COURT ORDER SHALL IN NO WISE AFFECT ANY OF THE OTHER PROVISIONS WHICH SHALL REMAIN IN FULL FORCE AND EFFECT.

PART F. ATTEST

IN WITNESS WHEREOF WE HAVE HEREUNTO SET OUR HANDS THIS 11th DAY OF May, 1965 A.D.

Willard Barker
WILLARD BARKER

Evelyn H. Barker
EVELYN H. BARKER

ACKNOWLEDGMENT

STATE OF UTAH }
COUNTY OF SALT LAKE } SS.

ON THE 11th DAY OF May, 1965, A.D., THE ABOVE PERSONS PERSONALLY APPEARED BEFORE ME, THE UNDERSIGNED NOTARY PUBLIC IN AND FOR THE COUNTY OF SALT LAKE, STATE OF UTAH, THE SIGNERS OF THE ABOVE PROTECTIVE COVENANTS, 20 IN NUMBER, WHO DULY ACKNOWLEDGED TO ME THAT THEY SIGNED IT FREELY AND VOLUNTARILY AND FOR THE RESTRICTIVE COVENANTS THEREIN MENTIONED.



Evelyn H. Barker
NOTARY PUBLIC