

When recorded mail to:

Glen W. Roberts  
Woodbury, Bettilyon & Kesler  
2677 E. Parleys Way  
Salt Lake City, Utah 84109

SECOND SUPPLEMENTAL DECLARATION

Timberbrook Village, Ltd., a Utah limited partnership, Declarant under that certain Declaration of Condominium for Timberbrook Village Condominiums, Phase I, dated December 30, 1983, recorded February 3, 1984, as Entry No. 249876 Book 313, Pages 267-315 of Official Iron County Records, Occidental Nebraska Federal Savings Bank and Pioneer Service Corporation, successors in interest to Timberbrook Village, Ltd., hereby exercise their authority pursuant to paragraph 36 and other provisions of said Declaration, to expand the Timberbrook Village Condominiums to include all the real property described in Exhibit A attached hereto and incorporated herein by this reference. This Supplemental Declaration adds what is commonly referred to as Building B, located on Track II as described in the First Amended Record of Survey Map for Timberbrook Village Condominiums recorded on April 22, 1985 in Book 331 at page 170, to the Timberbrook Village Condominiums.

The undivided ownership interest in the Common Areas as defined in the Declaration is clarified to 1/90, and each unit owner is entitled to one vote for each unit owned, with a total of 90 votes. (Subject to change upon addition of expandable areas as provided in the Declaration.)

The legal description of the property affected by this Supplemental Declaration is set forth on Exhibit A.

DATED this 13th day of March, 1987.

**274800**

Recorded at  
Request of Southern Utah Title Co.  
Date MAR 25 1987 Time 1PM  
Fee \$9.00 Book 360 Page 113-116  
By CORA J. HULET, IRON COUNTY RECORDER  
Ret'd  Indx'd  Abst'd  Proof

TIMBERBROOK VILLAGE LTD., a  
Utah limited partnership

By Heart Marketing and  
Development Co., a Utah  
corporation, its General  
Partner

By Barry A. Church  
Barry A. Church,  
President

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I-1003

OCCIDENTAL NEBRASKA FEDERAL SAVINGS BANK

By [Signature]  
Its Vice President

By [Signature]  
Its Executive Vice President

PIONEER SERVICE CORPORATION

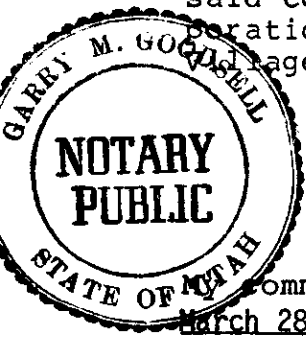
By [Signature]  
Its TREASURER

By \_\_\_\_\_  
Its \_\_\_\_\_

ACKNOWLEDGEMENT

STATE OF UTAH        )  
                              : ss.  
COUNTY OF IRON     )

On the 23rd day of March, 1987, personally appeared before me BARRY A. CHURCH, who being by me duly sworn, did say that he is the president of Heart Marketing and Development, Inc., the General Partner of Timberbrook Village, Ltd., a Utah limited partnership, and that the within and foregoing instrument was signed on behalf of said corporation and said person acknowledged to me that the corporation executed the same as general partner of Timberbrook Village, Ltd., a Utah limited partnership, and that the within and foregoing instrument was signed on behalf of said corporation and said person acknowledged to me that the corporation executed the same as general partner of Timberbrook Village, Ltd., for and on its behalf.



[Signature]  
Notary public, residing at  
Cedar City, Utah

Commission expires:  
March 28, 1990

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# 274800

CORPORATE ACKNOWLEDGEMENT

STATE OF NEBRASKA )  
 : ss.  
COUNTY OF DOUGLAS )

On this 13 day of March, 1987, before me personally appeared Charles J Leise and Richard C. Wittmann, who being by me duly sworn, did say that they are the Executive Vice President and Vice President of OCCIDENTAL NEBRASKA FEDERAL SAVINGS BANK, the corporation that executed the within instrument, known to me to be the person who executed the within instrument on behalf of the corporation therein named, and acknowledged to me that such corporation executed the within instrument pursuant to its By-laws or a resolution of its Board of Directors.

 Denretta F Wellman  
Notary Public

My commission expires: February 1, 1991  
Residing at: OMAHA, NE

CORPORATE ACKNOWLEDGEMENT

STATE OF NEBRASKA )  
 : ss.  
COUNTY OF DOUGLAS )

On this 13 day of MARCH, 1987, before me personally appeared Leo J. Schumacher and \_\_\_\_\_, who being by me duly sworn, did say that they are the Treasurer and \_\_\_\_\_ of PIONEER SERVICE CORPORATION, the corporation that executed the within instrument, known to me to be the person who executed the within instrument on behalf of the corporation therein named, and acknowledged to me that such corporation executed the within instrument pursuant to its By-laws or a resolution of its Board of Directors.

 Denretta F Wellman  
Notary Public

My commission expires: February 1, 1991  
Residing at: Omaha, NE

(TIMB.SUPP1)

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EXHIBIT A

TRACT I: BEGINNING North  $89^{\circ}06'32''$  West, 298.65 feet along the Section line from the Southeast Corner Section 34, Township 35 South, Range 9 West, SALT LAKE BASE AND MERIDIAN; thence South  $0^{\circ}06'20''$  East, 124.97 feet; thence South  $89^{\circ}53'40''$  West, 173.19 feet; thence along the arc of a curve to the left, having a radius of 25.00 feet a distance of 39.27 feet; thence South  $0^{\circ}06'20''$  East, 93.34 feet; thence North  $44^{\circ}35'06''$  West, 57.09 feet along the North Easterly right of way line of highway U-143; thence North  $0^{\circ}06'20''$  West, 206.72 feet; thence South  $89^{\circ}06'32''$  East, 238.23 feet to the point of Beginning. Containing 0.788 acres of land. SUBJECT TO an easement for all utilities and an easement in favor of Grantor or his assigns for rights of ingress, egress and parking described as follows:

BEGINNING North  $89^{\circ}06'32''$  West, 298.65 feet from the Southeast Corner Section 34, Township 35 South, Range 9 West, SALT LAKE BASE AND MERIDIAN; thence South  $0^{\circ}06'26''$  East, 124.97 feet; thence South  $89^{\circ}53'40''$  West, 173.19 feet; thence along the arc of a curve to the left, having a radius of 25.00 feet; a distance of 39.27 feet; thence South  $0^{\circ}06'20''$  East, 93.34 feet; thence North  $44^{\circ}35'06''$  West, 57.09 feet along the North Easterly right of way line of highway U-143; thence North  $0^{\circ}06'20''$  West, 206.72 feet; thence South  $89^{\circ}06'32''$  East, 41.39 feet; thence South  $0^{\circ}06'20''$  East, 104.39 feet; thence North  $89^{\circ}53'40''$  East, 157.81 feet; thence along the arc of a curve to the left, having a radius of 15.00 feet a distance of 23.56 feet; thence North  $0^{\circ}06'20''$  West, 86.38 feet; thence South  $89^{\circ}06'32''$  East, 24.00 feet to the point of Beginning.

TRACT II: BEGINNING North  $89^{\circ}06'32''$  West, 257.65 feet along the section line from the Southeast corner Section 34, Township 35 South, Range 9 West, SALT LAKE BASE AND MERIDIAN; thence North  $89^{\circ}06'32''$  West, 162.47 feet; thence North  $0^{\circ}29'08''$  West, 169.91 feet along the West line of Lot 7, Block C, MOUNTAIR EVERGREEN ESTATES, UNIT A; thence South  $89^{\circ}11'37''$  East, 210.15 feet along the North line of Lot 6 and Lot 7, said Block C; thence South  $23^{\circ}59'34''$  East, 165.55 feet along the Easterly line of said Lot 6; thence North  $89^{\circ}06'32''$  West, 113.60 feet; thence South  $0^{\circ}06'20''$  East, 20.00 feet to the point of Beginning. Containing 0.912 acres of land.

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