

AMENDMENT TO

SUPPLEMENTAL DECLARATION

GARDENS SOUTH CONDOMINIUMS
PHASE V

REC'D - DRAFTING CO.
 FEB 28 1988
 1987 APP 19 W 9 19
 313541
 GARDENS SOUTH CONDOMINIUMS
 PHASE V

GARDENS SOUTH DEVELOPMENT, INC., a Utah corporation, Declarant under that certain Declaration of Condominium of Gardens South Condominiums, Phase I, filed of record on November 16, 1984, as Entry No. 268617, Book 363, Pages 40-85, of the Official Washington County Records, as amended under that certain Amendment to Declaration of Condominium of Gardens South Condominiums, Phase I, dated October 4, 1985, recorded October 4, 1985, as Entry No. 282520, Book 389, Pages 935 to 943 of the Official Washington County Records, as supplemented by the Supplemental Declaration and Record of Survey Map for Phase II, dated October 3, 1985, recorded October 4, 1985, as Entry No. 282522, Book 389, Pages 945 to 950 of the Official Washington County Records, as supplemented by the Supplemental Declaration and Record of Survey Map for Phase III, recorded March 31, 1986, as Entry No. 291572, Book 407, Pages 404 to 408 of the Official Washington County Records, and Amendment to Declaration of Condominium for Phases I-III recorded June 20, 1986 as Entry No. 296764, Book 416, Pages 813 to 816 of the Official County Records, as supplemented by the Supplemental Declaration and Record of Survey Map for Phase IV, dated September 25, 1986, recorded October 3, 1986, as Entry No. 302438, Book 427, Pages 525 to 529 of the Official Washington County Records, as supplemented by the Supplemental Declaration of Gardens South Condominiums Phase V rerecorded February 25, 1987, as Entry No. 310470, Book 442, Pages 986 to 991 of Official Washington County Records, hereby exercises

its rights and privileges under said Declaration as follows:

1. Declarant hereby amends the Supplemental Declaration of Gardens South Condominiums Phase V to correct a clerical error in the legal description found at Exhibit "A". Specifically, Declarant pursuant to its rights to correct technical errors hereby eliminates Exhibit "A" legal description to Gardens South Condominiums Phase V and in its place inserts a new Exhibit "A" which conforms to the Plat that was filed concurrently with the Supplemental Declaration of Gardens South Condominiums Phase V. The purpose of this change is to conform said Exhibit "A" legal description that was attached to the Supplemental Declaration of Garden South Condominiums Phase V to the Record of Survey Map, which original Exhibit "A" was in error due to clerical oversight. The original Exhibit "A" to the Supplemental Declaration of Garden South Condominiums Phase V should therefore be deemed a nullity and in its place and stead the attached Exhibit "A" legal description of Cardens South Condominiums Phase V shall be deemed the correct legal description for all purposes.

DATED this 13 day of April, 1987.

"Declarant"
GARDENS SOUTH DEVELOPMENT, INC.,
a Utah corporation

Edward M. Burgess
Edward M. Burgess, President

James R. Staheli
James R. Staheli, Secretary

313511

STATE OF UTAH)
)
) ss
COUNTY OF WASHINGTON)

On this 13th day of April, 1987, personally appeared before me Edward M. Burgess and James R. Staheli, known to me to be the President and Secretary, respectively, of Gardens South Development, Inc., a Utah corporation, who being by me duly sworn did say that they are the President and Secretary, respectively, of said corporation, and that the foregoing instrument was signed by them on behalf of said corporation by authority of the Bylaws or a Resolution of its Board of Directors, and acknowledged to me that said corporation executed the same.

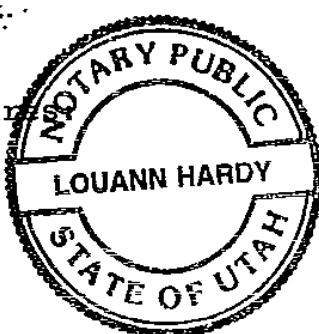
Louann Hardy
Notary Public

My Commission Expir

Jan 27, 1990

Residing In:

Washington County, Utah



867

EXHIBIT A

313511

LEGAL DESCRIPTION

GARDENS SOUTH CONDOMINIUMS
PHASE V

BEGINNING at a point N 0°54'43" W 185.83 feet along the Section Line and S 89°05'17" W 269.24 feet from the East 1/4 Corner of Section 36, T 42 S, R 16 W, SLB&M and running thence N 0°54'43" W 151.115 feet; thence S 89°05'17" W 25.00 feet; thence N 0°54'43" W 186.06 feet to a 10 foot radius curve to the left; thence Northwesterly 23.07 feet along the arc of said curve; thence N 43°06'53" W 22.005 feet; thence S 0°54'43" E 114.35 feet; thence S 89°05'17" W 89.43 feet to a point on a 50.47 foot radius curve to the right (Center bears S 79°32'07" E); thence Northeasterly 22.93 feet along the arc of said curve to a 122.41 foot radius reverse curve to the left; thence Northeasterly 44.87 feet along the arc of said curve to the point of tangency; thence N 15°30' E 47.00 feet to a 127.20 foot radius curve to the left; thence Northwesterly 60.42 feet along the arc of said curve; thence S 75°10'20" E 10.85 feet; thence N 10°29'54" E 70.45 feet; thence S 89°05'17" W 98.71 feet to a point on a 99.17 foot radius curve to the left (Center bears N 39°57'04" E); thence Southeasterly 10.15 feet along the arc of said curve to a 102.20 foot radius reverse curve to the right; thence Southeasterly 127.38 feet along the arc of said curve to the point of tangency; thence S 15°30' W 47.00 feet to a 97.41 foot radius curve to the right; thence Southwesterly 35.70 feet to a 75.47 foot radius reverse curve to the left; thence Southerly 49.28 feet along the arc of said curve to the point of tangency thence S 0°54'43" E 236.58 feet; thence N 89°05'17" East 171.93 feet to the point of beginning.

Containing 1.185 Acres.

863