

Security Title Co.  
330 East 4th South  
Salt Lake City, Utah 84111  
ATTN: Charlie Miller

*Cheryl Harrington*  
63.50  
SECURITY TITLE CO.  
MAY 15 2 30 PM '70  
KATHLEEN  
REC'D  
SALT LAKE COUNTY  
CLERK

3250390

AMENDMENT  
OF FINAL DECLARATION  
BRICKYARD CONDOMINIUMS - PHASES I & II

This Amendment of Final Declaration is made as of the date hereinafter set forth by THE BRICKYARD ASSOCIATES, a Utah partnership, (hereinafter the "Declarant"), pursuant to the provisions of The Utah Condominium Ownership Act.

R E C I T A L S:

Declarant has previously submitted Phases I & II of the Brickyard Condominiums to the provisions of the Utah Condominium Act by a Declaration Brickyard Condominiums - Phase I recorded as Entry No. 3155498 in Book 4725 at page 830 of the records of the Salt Lake County Recorder, as amended by Final Declaration Brickyard Condominiums - Phases I & II recorded as Entry No. 3197101 in Book 4771 at page 399 of the Records of the Salt Lake County Recorder (hereinafter the "Declaration"). Phases I and II are described in Exhibit "B" attached hereto.

Paragraph 24 of the Declaration permits Declarant to amend the Declaration prior to the time 75% of the undivided ownership in Brickyard Condominiums has been sold. Less than 75% of the undivided ownership interest in Brickyard Condominiums has been sold as of the date of this Amendment of Final Declaration.

NOW, THEREFORE, Declarant hereby amends the Declaration in the following manner:

A. Paragraph 17 of Section III of the Declaration is hereby amended in its entirety to provide as follows:

"Legal Description of a Unit. Every conveyance or contract for the sale of a Unit and every other instrument affecting title to a Unit may describe that Unit by the number shown on the Map with the appropriate reference to the Map and to this Declaration, as each shall appear on the records of the County Recorder of Salt Lake County, Utah, and in substantially the following form:

Unit No. \_\_\_\_\_, Building \_\_\_\_\_, of The Brickyard Condominiums, Phase \_\_\_\_\_, together with an undivided \_\_\_\_\_% ownership interest in the Common Areas, including Limited Common Areas, and with the exclusive use of Parking Space No. \_\_\_\_\_, all as established and identified in

SECURITY TITLE COMPANY  
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the following documents which have been recorded in the office of the County Recorder of Salt Lake County, Utah:

1. Record of Survey Map of Phase I of The Brickyard, recorded August 18, 1978 as Entry No. 3155499 in Book 78-8, Page 321 of Plats, which was amended and recorded as Entry No. \_\_\_\_\_ in Book \_\_\_\_\_ at Page \_\_\_\_\_ of Plats.
2. Record of Survey Map of Phase II of The Brickyard, recorded November 14, 1978 as Entry No. 3197100 in Book 78-11, Page 315 of Plats, which was amended and recorded as Entry No. \_\_\_\_\_ in Book \_\_\_\_\_ at Page \_\_\_\_\_ of Plats.
3. Declaration Brickyard Condominiums - Phase I, recorded as Entry No. 3155498 in Book 4725 at Page 830 of Official Records, as amended by Final Declaration Brickyard Condominiums - Phase I & II, recorded as Entry No. 3197101 in Book 4771 at Page 399 of Official Records, together with the Amendment recorded as Entry No. \_\_\_\_\_ in Book \_\_\_\_\_ at Page \_\_\_\_\_ of Official Records.


Subject to and together with all restrictions, easements and rights of way, as shown and described in the above Record of Survey Maps and as set forth in the above Declarations of said Brickyard Condominiums, Phase I and Phase II, and including, but not limited to the Declaration of Covenants, Conditions and Restrictions for The Brickyard Condominiums recorded as Entry No. 3155497 in Book 4725 at Page 814 of Official Records, and all amendments thereto.

B. Exhibit "A" is hereby amended in its entirety to include the outside parking stall assigned to each Unit number as set forth in amended Exhibit "A" attached hereto and made a part hereof.

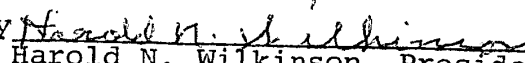
C. Except as amended herein said Final Declaration, Brickyard Condominiums - Phases I & II continues in full force and effect.

THE BRICKYARD ASSOCIATES

By Gibbons Realty Company,  
Partner

By   
William A. Gibbons, President

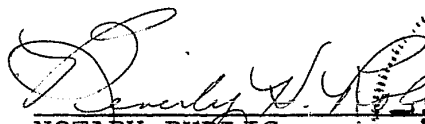
By Laluni Corporation,  
Partner

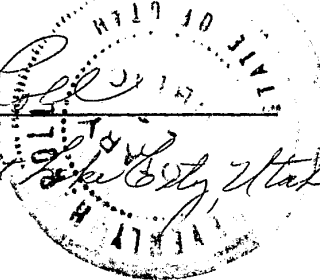
-2- By   
Harold N. Wilkinson, President

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STATE OF UTAH )  
; ss.  
COUNTY OF SALT LAKE)

On the 14<sup>th</sup> day of March, 1979, personally appeared before me William A. Gibbons, who being by me duly sworn, did say that he is the President of Gibbons Realty Company, and that the foregoing instrument was signed by him in behalf of said corporation as a partner of The Brickyard Associates by authority of a resolution of its Board of Directors.

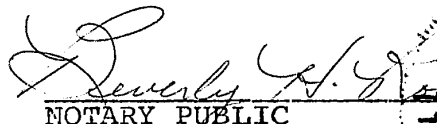
  
NOTARY PUBLIC  
Residing at: Salt Lake City, Utah

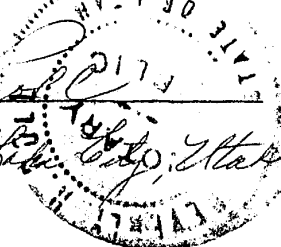


My Commission Expires:

11-8-81

On the 14<sup>th</sup> day of March, 1979, personally appeared before me Harold N. Wilkinson, who being by me duly sworn, did say that he is the President of Laluni Corporation, and that the foregoing instrument was signed by him in behalf of said corporation as a partner of The Brickyard Associates by authority of a resolution of its Board of Directors.

  
NOTARY PUBLIC  
Residing at: Salt Lake City, Utah



My Commission Expires:

11-8-81

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EXHIBIT "A"

<u>Building and Unit No.</u>	<u>Par Value (Based on Points)</u>	<u>Appurtenant Undivided Interest in Common Areas</u>	<u>Outside Parking Stall Number</u>
1	101	32	101
1	102	32	102
1	103	27	103
1	104	27	104
1	105	41	none
1	106	41	none
2	201	32	201
2	202	32	202
2	203	27	203
2	204	27	204
2	205	41	none
2	206	41	none
3	301	32	301
3	302	32	302
3	303	27	303
3	304	27	304
3	305	41	none
3	306	41	none
4	401	32	401
4	402	32	402
4	403	27	403
4	404	27	404
4	405	41	none
4	406	41	none
5	501	32	501
5	502	32	502
5	503	27	503
5	504	27	504
5	505	41	none
5	506	41	none
6	601	32	601
6	602	32	602
6	603	27	603
6	604	27	604
6	605	41	none
6	606	41	none

<u>Building and Unit No. (Based on Points)</u>		<u>Appurtenant Undivided Interest in Common Areas</u>		<u>Outside Parking Stall Number</u>
7	701	32	.8889%	701
7	702	32	.8889%	702
7	702	27	.7500%	703
7	704	27	.7500%	704
7	705	41	1.1389%	none
7	706	41	1.1389%	none
8	801	32	.8889%	801
8	802	32	.8889%	802
8	803	27	.7500%	803
8	804	27	.7500%	804
8	805	41	1.1389%	none
8	806	41	1.1389%	none
9	901	32	.8889%	901
9	902	32	.8889%	902
9	903	27	.7500%	903
9	904	27	.7500%	904
9	905	41	1.1389%	none
9	906	41	1.1389%	none
10	1001	32	.8889%	1001
10	1002	32	.8889%	1002
10	1003	27	.7500%	1003
10	1004	27	.7500%	1004
10	1005	41	1.1389%	none
10	1006	41	1.1389%	none
11	1101	32	.8889%	1101
11	1102	32	.8889%	1102
11	1103	27	.7500%	1103
11	1104	27	.7500%	1104
11	1105	41	1.1389%	none
11	1106	41	1.1389%	none
12	1201	32	.8889%	1201
12	1202	32	.8889%	1202
12	1203	27	.7500%	1203
12	1204	27	.7500%	1204
12	1205	41	1.1389%	none
12	1206	41	1.1389%	none
13	1301	32	.8889%	1301
13	1302	32	.8889%	1302
13	1303	27	.7500%	1303
13	1304	27	.7500%	1304
13	1305	41	1.1389%	none
13	1306	41	1.1389%	none

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Building and Unit No.		Par Value (Based on Points)	Appurtenant Undivided Interest in Common Areas	Outside Parking Stall Number
14	1401	32	.8889%	1401
14	1402	32	.8889%	1402
14	1403	27	.7500%	1403
14	1404	27	.7500%	1404
14	1405	41	1.1389%	none
14	1406	41	1.1389%	none
15	1501	32	.8889%	1501
15	1502	32	.8889%	1502
15	1503	27	.7500%	1503
15	1504	27	.7500%	1504
15	1505	41	1.1389%	none
15	1506	41	1.1389%	none
16	1601	32	.8889%	1601
16	1602	32	.8889%	1602
16	1603	27	.7500%	1603
16	1604	27	.7500%	1604
16	1605	41	1.1389%	none
16	1606	41	1.1389%	none
17	1701	32	.8889%	1701
17	1702	32	.8889%	1702
17	1703	27	.7500%	1703
17	1704	27	.7500%	1704
17	1705	41	1.1389%	none
17	1706	41	1.1389%	none
18	1801	32	.8889%	1801
18	1802	32	.8889%	1802
18	1803	27	.7500%	1803
18	1804	27	.7500%	1804
18	1805	41	1.1389%	none
18	1806	41	1.1389%	none

3600

100%

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EXHIBIT "B"

Beginning at a point on the North Line of Welby Avenue said point being North 19.97 feet and West 2451.89 feet from the East quarter corner of Section 29, Township 1 South, Range 1 East, Salt Lake Base and Meridian; and running thence North 0°14' East 200.97 feet; thence North 89°48'44" East 623.91 feet; thence South 0°02'46" West 17.78 feet; thence South 89°56' East 325.00 feet; thence South 82°45' East 131.00 feet; thence South 0°21" East 122.60 feet; thence North 89°35' East 284.40 feet; thence South 42°15' East 155.40 feet; thence South 45°46' West 465.46 feet to a point on the Northeasterly line of Brickyard Road, said point being on a 720.00 foot radius curve to the right, the center of which bears North 40°43'28" East; thence along the Northerly line of said Brickyard Road for the next five courses as follows: Northwesterly along the arc of said 720.00 foot radius curve 91.43 feet to the point of tangency; thence North 42° West 263.60 feet; thence North 62°11'51" West 111.36 feet to the point of a 300 Foot radius to the left on the Northerly and Westerly line of Brickyard Road; thence Westerly and Southerly along the arc of said curve 600.23 feet to a point of a 510.00 foot radius compound curve to the left; thence Southerly along the arc of said curve 89.41 feet; thence departing from said Westerly line of Brickyard Road on a 15.00 foot radius curve to the right, the center of which lies North 25°44' West; thence Southwesterly along the arc of said curve 6.74 feet to the point of tangency; thence West 195.91 feet; thence North 17° West 50.54 feet; thence South 89°48'44" West 109.16 feet; thence North 0°14' East 323.96 feet; thence North 35°10'11" West 60.41 feet to the point of beginning.