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KATIE L. DIXON, Recorder, Salt Lake County, Utah,
By Edward J. Mika Dept. Date OCT 12 1978
Edward J. Mika 1124-230-1416
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AMENDMENT OF DECLARATION
AND ANNEXATION OF
CONTIGUOUS LAND

COVE POINT - PHASE III
A PLANNED UNIT DEVELOPMENT

This Amendment to Declaration made on the date hereinafter set forth by Nagle Construction Company, Inc., hereinafter referred to as "Declarant",

WITNESSETH:

WHEREAS, Declarant executed a certain Declaration entitled "Declaration of Covenants, Conditions and Restrictions of Cove Point - Phase I, a Planned Unit Development", which Declaration was on the 26th day of May, 1976, filed for record in the office of the Salt Lake County Recorder as Entry No. 2818317, Book 4212, Page 277; and

WHEREAS, Declarant executed a certain Amendment of Declaration and Annexation of Contiguous Land of Cove Point - Phase II, a Planned Unit Development, which Amendment was on the 17th day of February, 1977, filed for record in the office of the Salt Lake County Recorder as Entry No. 2910356; and

WHEREAS, Declarant is the owner of certain land adjoining and contiguous to the lands and premises comprising Cove Point - Phase I, and Cove Point - Phase II, and has now caused a plat thereof, to be prepared and filed for record entitled "Cove Point - Phase III", providing for the development of additional lots and common areas as a contiguous and unified planned unit development with Cove Point-Phase I and Cove Point - Phase II.

NOW THEREFORE:

Section 1. Annexation. The real property hereinafter described is by this Declaration annexed to the lands contiguous thereto comprising the real property of Cove Point - Phase I and Cove Point - Phase II and shall hereafter be known and described as Cove Point - Phase III.

Section 2. Declaration. The real property hereinafter described shall be held, sold and conveyed subject to the easements, restrictions, covenants, and conditions set forth in the Declaration of Covenants, Conditions and Restrictions of Cove Point - Phase I which Declaration is incorporated herein by reference and made a part hereof as though fully set forth

Section 3. Binding Effect. The terms and conditions of this Amended Declaration shall run with the land and inure to the benefit of and bind all parties having any right, title or interest to the described real property of any part thereof, their heirs, successors or assigns.

Section 4. Property Description. See Exhibit "A" hereto attached.

IN WITNESS WHEREOF, the undersigned, being the Declarant herein, has hereunto set its hand and seal this 28th day of February, 1977.

NAGLE CONSTRUCTION COMPANY, INC., Declarant

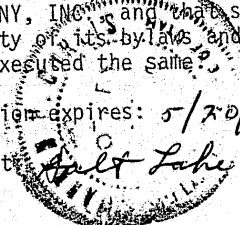
By: [Signature]
Gary M. Nagle, President

STATE OF UTAH
COUNTY OF SALT LAKE) ss

On the 11th day of October 1978, ~~February, 1977~~, personally appeared before me GARY M. NAGLE, who being by me duly sworn did say that he is the President of NAGLE CONSTRUCTION COMPANY, INC. and that said instrument was signed in behalf of said corporation by authority of its bylaws and said GARY M. NAGLE acknowledged to me that said corporation executed the same.

My commission expires: 5/20/82

Residing at Salt Lake City, Utah



[Signature]
Notary Public

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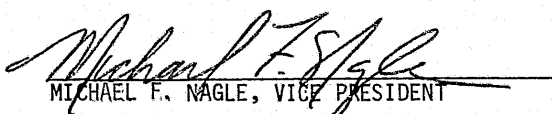
AMENDED DESCRIPTION TO AMENDMENT OF DECLARATION AND ANNEXATION OF CONTIGUOUS LAND
COVE POINT - PHASE III A PLANNED UNIT DEVELOPMENT

EXHIBIT "A"

Beginning at a point that is due East 69.006 feet from the Southeast Corner of COVE POINT PHASE: 1, a Planned Unit Development in Section 36, Township 1 South, Range 1 East, Salt Lake Base and Meridian, said point of beginning also being South $0^{\circ} 13' 44''$ West along the Wasatch Boulevard Monument Line 891.71 feet to a monument at 3900 South Street and due East 1071.634 feet and due North 33.00 feet from the West 1/4 Corner of Section 36, Township 1 South, Range 1 East, Salt Lake Base and Meridian, thence North 96.350 feet; thence East 71.00 feet to a point on the arc of a 65.731 foot radius curve, the center of which bears North; thence Northeasterly along the arc of said curve to the left through a central angle of $23^{\circ} 00'$ a distance of 26.39 feet to a point on the arc of a 15.00 foot radius reverse curve, the bearing between curve centers being South 23° East; thence Easterly along the arc of said curve to the right through a central angle of $90^{\circ} 00'$ a distance of 23.56 feet; thence North 67° East 26.00 feet to a point on the arc of a 15.00 foot radius curve, the center of which bears North 67° East; thence Northerly along the arc of said curve to the right through a central angle of $90^{\circ} 00'$ a distance of 23.56 feet; thence North 67° East 145.003 feet to a point of tangency with a 53.30 foot radius curve the center of which bears South 23° East; thence Northeasterly along the arc of said curve to the right through a central angle of $23^{\circ} 00'$ a distance of 21.40 feet; thence East 60.00 feet; thence North 30.00 feet to a point on the arc of a 15.00 foot radius curve, the center of which bears North; thence Northwesterly along the arc of said curve to the right through a central angle of $90^{\circ} 00'$ a distance of 23.56 feet; thence North 30.00 feet to a point of tangency with a 140.00 foot radius curve; thence along the arc of said curve to the left through a central angle of $90^{\circ} 00'$ a distance of 219.91 feet; thence West 129.533 feet to a point of tangency with a 115.327 foot radius curve, the center of which bears South; thence Southwesterly along the arc of said curve to the left through a central angle of $25^{\circ} 00'$ a distance of 50.32 feet to a point of reverse curve with a 233.089 foot radius curve the bearing between curve centers being North 25° West; thence Southwesterly along the arc of said curve to the right through a central angle of $25^{\circ} 00'$ a distance of 101.70 feet to the Northeast corner of said COVE POINT PHASE: 1; thence along the Northerly line of said COVE POINT PHASE: 1, the following courses: West 87.751 feet to a point of tangency with a 283.788 foot radius curve, the center of which bears North; Northwesterly along the arc of said curve to the right through a central angle of $19^{\circ} 00'$ a distance of 94.11 feet and North 71° West 92.00 feet to a point of tangency with a 321.252 foot radius curve, the center of which bears South 19° West; Northwesterly along the arc of said curve to the left through a central angle of $19^{\circ} 00'$ a distance of 106.53 feet and West 28.50 feet to a point of tangency with a 252.642 foot radius curve, the center of which bears North; Northwesterly along the arc of said curve to the right through a central angle of $13^{\circ} 30'$ a distance of 59.53 feet to a point of reverse curve with a 263.194 foot radius curve, the bearing between curve centers being South $13^{\circ} 30'$ West; Westerly along the arc of said curve to the left through a central angle of $25^{\circ} 30'$ a distance of 117.14 feet to a point of reverse curve with a 204.844 foot radius curve, the bearing between curve centers being North 12° West; Westerly along the arc of said curve to the right through a central angle of $20^{\circ} 00'$ a distance of 71.50 feet and North 82° West 89.209 feet to a point of tangency with a 57.834 foot radius curve, the center of which bears South 8° West; Westerly along the arc of said curve to the left through a central angle of 77° , a distance of 77.72 feet; thence leaving said Northerly line of COVE POINT PHASE: 1, North 69° West 114.141 feet; thence North $06^{\circ} 30' 11''$ West 137.903 feet; thence East 347.004 feet; thence South 80° East 343.00 feet; thence East 455.0 feet; thence South $01^{\circ} 48'$ East 35.00 feet; thence North $87^{\circ} 56' 10''$ East 139.40 feet; thence North $27^{\circ} 22' 30''$ East 6.77 feet; thence East 48.00 feet; thence South $23^{\circ} 13'$ East 264.647 feet; thence South $07^{\circ} 49'$ West 21.828 feet to a point of tangency with a 15.00 foot radius curve, the center of which bears North $82^{\circ} 11'$ West; thence Southwesterly along the arc of said curve to right through a central angle of $82^{\circ} 11'$ a distance of 21.52 feet; thence South 32.20 feet to a point on the arc of a 17.212 foot radius curve, the center of which bears South $19^{\circ} 34' 40''$ East; thence Southeasterly along the arc of said curve to the right through a central angle of $71^{\circ} 15' 40''$ a distance of 21.41 feet; thence South $38^{\circ} 19'$ East 43.841 feet; thence West 201.82 feet; thence South $1^{\circ} 39'$ East 156.04 feet; thence West 3.53 feet; thence South $1^{\circ} 39'$ East 144.61 feet to the Northeast Corner of Lot 58, MOUNT OLYMPUS ACRES, a subdivision; thence along the boundary of last mentioned subdivision, West 149.49 feet and North 144.55 feet and West 129.816 feet to the point of beginning.

Situate in Salt Lake County, State of Utah.

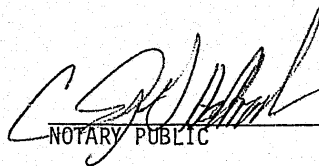
Re-recorded and acknowledged to correct the legal description.

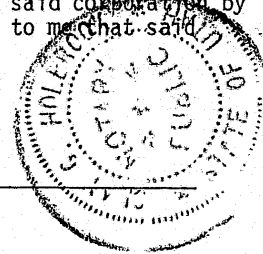

MICHAEL F. NAGLE, VICE PRESIDENT

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

On the 3rd day of April, 1980, personally appeared before me MICHAEL F. NAGLE, who being by me duly sworn did say that he is the Vice President of NAGLE CONSTRUCTION COMPANY, INC., and that said instrument was signed in behalf of said corporation by authority of its bylaws, and said MICHAEL F. NAGLE acknowledged to me that said corporation executed the same.


NOTARY PUBLIC



My Commission Expires: August 23, 1980

Residing at: Salt Lake City, Utah

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APR 22 10 51 AM '80
KATIE L. DIXON
RECORDER
SALT LAKE COUNTY
UTAH
GUARDIAN TITLE CO.
REF _____
Evelyn Thompson
Evelyn Thompson

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