

3556083

AMENDMENT TO DECLARATION OF BUILDING AND USE RESTRICTIONS AND PARTY WALL AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

THAT, WHEREAS, the undersigned, being the owners of the following described property located in the City of West Jordan, Salt Lake County, State of Utah, to wit:

Lots 1 to 108, inclusive, BINGHAM ESTATES PLAT "A", according to the official plat thereof, as recorded in the office of the Salt Lake County Recorder, did on the 14th day of April 1981, cause to be recorded in said Recorder's office the DECLARATION OF BUILDING AND USE RESTRICTIONS AND PARTY WALL AGREEMENT for said BINGHAM ESTATES PLAT "A", recorded as entry no. 3554434 in Book 5236 at Page 1470,

AND WHEREAS, the undersigned, being the Declarant in the above referred to DECLARATION OF BUILDING AND USE RESTRICTIONS AND PARTY WALL AGREEMENT wishes to amend certain items and paragraphs contained in the original DECLARATION,

NOW THEREFORE, the following Amendments are hereby added to the original DECLARATION, and made a part thereof:

PART B, Paragraph 3 is hereby amended to read as follows: Dwelling Cost, Quality and Size. No dwelling shall be permitted on any lot at a cost of less than \$22,000.00 exclusive of lot, based upon the cost levels prevailing on the date these covenants are recorded, it being the intention and purpose of the covenants to assure that all dwellings shall be of a quality of workmanship and materials substantially the same of better than that which can be produced on the date these covenants are recorded at the minimum cost stated herein for the minimum permitted dwelling size. The main floor area of the main structure, exclusive of one-story open porches and garages, shall be not less than 400 square feet per floor on a 2 story and a minimum total of 800 square feet finished per dwelling.

PART B, Paragraph 4 (a) is hereby amended to read as follows: No building shall be located on any lot nearer than 20 feet to the front lot line, or nearer than 20 feet to any side street line.

Dated April 16, 1981

TERRETENE, INC., a Utah corporation
BY: Mark L. Rindlesbach
Mark L. Rindlesbach, Vice-President

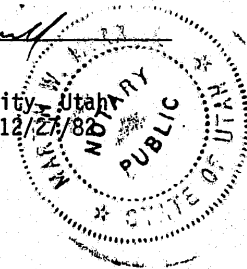
STATE OF UTAH)
COUNTY OF SALT LAKE) ss

On the 20th day of April, 1981, personally appeared before me Mark L. Rindlesbach, who being by me duly sworn did say, that he, the said Mark L. Rindlesbach is the vice-pres. of Terrete, Inc., a Utah corporation, and that the within and foregoing instrument was signed in behalf of said corporation, by authority of a resolution of its Board of Directors and the said Mark L. Rindlesbach acknowledged to me that said corporation executed the same.

In witness whereof, I have hereunto set my hand and affixed my seal this 20th day of April, 1981.

Marion W. Marshall
Notary Public

Residing in Salt Lake City, Utah
My Commission expires: 12/27/88



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KATIE L. NIXON
RECORDER
SALT LAKE COUNTY,
UTAH

APR 20 11 52 AM '81

GUARDIAN TITLE CO.
REF. DEP.

Logan Rindlesbach

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