

**TENTH AMENDMENT TO THE RESTATED AND AMENDED  
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS  
AT THE BRIARWOOD CONDOMINIUM PROJECT  
(AN EXPANDABLE CONDOMINIUM PROJECT)**

4963606

WHEREAS, The Declarant herein recorded the Amended and restated Declaration of Covenants, Condition and Restrictions for the Briarwood Springs Condominium Project (the "Declaration") with the Salt Lake County Recorder's Office on December 12, 1988 as Entry No. 4385855, Book 5851, Pages 3080 through 3137.

WHEREAS, The Declarant herein has previously recorded with the Salt Lake County Recorder's Office the Amendments to the Restated and amended Declaration of Covenants, Conditions and Restrictions for the Briarwood Springs Condominium Project relative to the expansion and inclusion within the project of amended Phase 4, Phase 5, Phase 8, Phase 7, Phase 8, Phase 9, Phase 10, Phase 11 and 12.

WHEREAS, The Declarant, Pursuant to Sections 20.3 and 17.05 of the Declaration now desires to amend such Declaration to include Phase 13 as follows:

1. Paragraph A of the Recitals of the Declaration shall be amended to include the following property description, denoted as Phase 13 of the Project:

PHASE 13:

Description #13

Beginning at a point which is North 00°02'05" along the section line 988.79 feet and West 324.08 feet from the Southeast corner of Section 30, Township 2 South, Range 1 East, Salt Lake Base and Meridian; and running thence South 35.366 feet to a point on a 16.00 foot radius curve to the left (chord bears South 45°00'00" West 22.63 feet); thence Southwesterly along the arc of said curve 25.13 feet; thence West 14.00 feet; thence North 32.458 feet to a point on a 75.00 foot radius curve to the right (chord bears North 85°41'15" West 3.763 feet); thence Northwesterly along the arc of said curve 3.763 feet; thence North 84°15'00" West 83.00 feet; thence North 04°27'05" East 128.14 feet; thence North 89°53'18" East 95.00 feet; thence South 117.63 feet; thence East 11.391 feet to the point of beginning.

Contains 0.328 Acre

75<sup>60</sup> 4963606  
10 SEPTEMBER 90 01:06 PM  
KATIE L. DIXON  
RECORDER, SALT LAKE COUNTY, UTAH  
GRAMCORP  
3666 S 800 E SLC, 84106  
REC BY: REBECCA GRAY, DEPUTY

BK6251PG0739

2. Paragraph 2.04 of the Declaration relative to the property description for expandable area shall be amended as follows:

Expandable Area Phase 13

Beginning at a point which is North 00°02'05" East along the section line 988.79 feet and West 33.00 feet from the Southeast corner of Section 30, Township 2 South, Range 1 East, Salt Lake Base and Meridian; said point also being on the westerly Right-of-way line of 700 East Street; and running thence South 00°02'05" along said westerly Right-of-way line 80.73 feet; thence South 41°46'04" West 130.36 feet; thence South 20°27'59" West 81.14 feet; thence North 44°00'00" West 114.65 feet; thence South 84°30'00" West 13.57 feet; thence North 05°30'00" West 136.12 feet; thence North 84°17'22" West 19.64 feet; thence West 50.09 feet; thence North 35.366 feet; thence East 291.08 feet to the point of beginning; also beginning at a point which is North 00°02'05" East along the section line 1330.01 feet and West 604.79 feet from the aforementioned Southeast corner of Section 30, and running thence South 106.60 feet; thence East 190.22 feet; thence South 117.14 feet; thence South 89°53'18" West 16.11 feet; thence South 04°27'05" West 128.14 feet; thence North 84°15'00" West 64.38 feet to the beginning of a 75.00 foot radius curve to the left (chord bears North 87°07'30" West 7.524 feet); thence Northwesterly along the arc of said curve 7.527 feet; thence West 36.23 feet; thence South 14.00 feet; thence West 338.97 feet; thence South 157.16 feet to a point on the arc of a 89.00 foot radius curve to the left (chord bears South 07°00'00" East 21.69 feet); thence Southwesterly along the arc of said curve 21.75 feet; thence South 14°00'00" East 71.669 feet; thence South 89°59'55" West 67.89 feet; thence North 01°24'17" East 607.10 feet; thence East 315.64 feet to the point of beginning.

Contains 4.80 Acres

3. Exhibit "A" relative to the identification of respective units and their undivided interest in common areas shall be amended to read as follows:

POOR COPY  
CO. RECORDS

BK 6251 PG 0740

## EXHIBIT "A"

Bldg # / Unit #	Sq. Footage	% Ownership	Votes
-----			
AMENDED PHASE 1			
-----			
1-1	1078	.7534	1078
1-2	1057	.7387	1057
1-3	1078	.7534	1078
1-4	1057	.7387	1057
1-5	1078	.7534	1078
1-8	1057	.7387	1057
2-1	1078	.7534	1078
2-2	1070	.7478	1070
2-3	1078	.7534	1078
2-4	1070	.7478	1070
2-5	1078	.7534	1078
2-6	1070	.7478	1070
3-1	1078	.7534	1078
3-2	1057	.7387	1057
3-3	1078	.7534	1078
3-4	1057	.7387	1057
3-5	1078	.7534	1078
3-6	1057	.7387	1057
4-1	1078	.7534	1078
4-2	1057	.7387	1057
4-3	1078	.7534	1078
4-4	1057	.7387	1057
4-5	1078	.7534	1078
4-6	1057	.7387	1057
28-1	1078	.7534	1078
28-2	1070	.7478	1070
28-3	1078	.7534	1078
28-4	1070	.7478	1070
28-5	1078	.7534	1078
28-6	1070	.7478	1070
-----			
PHASE 2 A			
-----			
5-1	1078	.7534	1078
5-2	1078	.7534	1078
5-3	1078	.7534	1078
5-4	1078	.7534	1078
5-5	1078	.7534	1078
5-6	1078	.7534	1078
6-1	1078	.7534	1078
6-2	1078	.7534	1078
6-3	1078	.7534	1078
6-4	1078	.7534	1078
6-5	1078	.7534	1078

8-8 1078 .7534 1078

PHASE 2 B

-----  
 25-1 1078 .7534 1078  
 25-2 1078 .7534 1078  
 25-3 1078 .7534 1078  
 25-4 1078 .7534 1078  
 25-5 1078 .7534 1078  
 25-6 1078 .7534 1078  
 26-1 1078 .7534 1078  
 26-2 1078 .7534 1078  
 26-3 1078 .7534 1078  
 26-4 1078 .7534 1078  
 26-5 1078 .7534 1078  
 26-6 1078 .7534 1078  
 27-1 1078 .7534 1078  
 27-2 1078 .7534 1078  
 27-3 1078 .7534 1078  
 27-4 1078 .7534 1078  
 27-5 1078 .7534 1078  
 27-6 1078 .7534 1078

PHASE 3

-----  
 29-1 1546 1.0804 1546  
 29-2 1412 .9868 1412  
 29-3 1308 .9141 1308  
 29-4 1546 1.0804 1546  
 29-5 1546 1.0804 1546  
 29-6 1412 .9868 1412

AMENDED PHASE 4

-----  
 30-1 1412 .9868 1412  
 30-2 1308 .9141 1308  
 30-3 1412 .9868 1412

PHASE 5

-----  
 31-1 1677 1.1720 1677  
 31-2 1308 .9141 1308  
 31-3 1412 .9868 1412  
 31-4 1546 1.0804 1546

PHASE 6

-----  
 34-1 1312 .9169 1312  
 34-2 1060 .7408 1060  
 34-3 807 .6338 907  
 34-4 1085 .7582 1085  
 34-5 1130 .7897 1130

34-6	1312	.9169	1312
34-7	1060	.7408	1060

PHASE 7

---

32-1	1312	.9169	1312
32-2	1060	.7408	1060
32-3	907	.6338	907
32-4	1085	.7582	1085
32-5	1130	.7897	1130
32-6	1312	.9169	1312
32-7	1060	.7408	1060

PHASE 8

---

36-1	1312	.9169	1312
36-2	1060	.7408	1060
36-3	907	.6338	907
36-4	1085	.7582	1085
36-5	1130	.7897	1130
36-6	1312	.9169	1312
36-7	1060	.7408	1060

PHASE 9

---

37-1	1312	.9169	1312
37-2	1060	.7408	1060
37-3	907	.6338	907
37-4	1085	.7582	1085
37-5	1130	.7897	1130
37-6	1312	.9169	1312
37-7	1060	.7408	1060

PHASE 10

---

38-1	1312	.9169	1312
38-2	1060	.7408	1060
38-3	907	.6338	907
38-4	1085	.7582	1085
38-5	1130	.7897	1130
38-6	1312	.9169	1312
38-7	1060	.7408	1060

PHASE 11

---

39-1	1312	.9169	1312
39-2	1060	.7408	1060
39-3	907	.6338	907
39-4	1085	.7582	1085
39-5	1130	.7897	1130
39-6	1312	.9169	1312
39-7	1060	.7408	1060

PHASE 12

35-1	1312	.9189	1312
35-2	1060	.7408	1060
35-3	907	.8338	907
35-4	1085	.7582	1085
35-5	1130	.7897	1130
35-6	1312	.9189	1312
35-7	1060	.7408	1060

PHASE 13

40-1	1312	.9189	1312
40-2	1060	.7408	1060
40-3	1312	.9189	1312
40-4	1060	.7408	1060

TOTALS	143094	100.0000	143094
--------	--------	----------	--------

CORPORATE ACKNOWLEDGEMENT  
STATE OF UTAH

COUNTY OF SALT LAKE

ON THE 10th DAY OF SEPTEMBER 1990 PERSONALLY  
APPEARED BEFORE ME JOHN E. FORD WHO BEING DULY SWORN OR  
AFFIRMED, DID SAY THAT JOHN E. FORD IS THE SECRETARY/  
TREASURER OF GRAMCORP AND THAT THE OWNER'S DEDICATION WAS  
SIGNED IN BEHALF OF SAID GRAMCORP BY AUTHORITY OF JOHN E.  
FORD AND THE SAID GRAMCORP EXECUTED THE SAME.

MY COMMISSION EXPIRES

Marilyn Kahl  
NOTARY PUBLIC

3/3/93

RESIDING IN SLC, UT

John E. Ford  
Signed

