

12 UNITS

11 PG

Return When Recorded to:  
McArthur Homes, LC  
c/o Don McArthur  
9948 South Redwood Road  
South Jordan, Utah 84095

7721518  
09/19/2000 02:04 PM 42.00  
Book - 8388 Pg - 5374-5384  
NANCY WORKMAN  
RECORDER, SALT LAKE COUNTY, UTAH  
MCARTHUR HOMES LC  
9948 S REDWOOD RD  
SOUTH JORDAN UT 84095  
BY: RDJ, DEPUTY - WI 11 P.

[Parcel No. 21-30-103-001]

AMENDMENT NO. TWELVE  
TO AMENDED AND RESTATED DECLARATION  
AND DECLARATION OF ANNEXATION FOR  
BRITTANY CONDOMINIUMS

THIS AMENDMENT TO THE AMENDED AND RESTATED DECLARATION of Covenants Conditions and Restrictions for Brittany Condominiums is made pursuant to the Utah Condominium Act, Utah Code Ann. §57-8-13.6, and executed this 18 day of September, 2000, AND AMENDS THE AMENDED AND RESTATED DECLARATION FOR BRITTANY CONDOMINIUMS ("Declaration"), an expandable condominium Project, recorded June 5, 2000, as Entry No. 7653288, in Book 8366, at Pages 1625 through 1677, of the records of the Salt Lake County Recorder.

AMENDMENT

This is a Declaration of Annexation prepared pursuant to Article III of the Declaration which created an expandable residential condominium Project consisting of twelve (12) Units and additional property available for the expansion of a maximum number of two-hundred and seventy (270) additional Units for a total number of two-hundred and eighty-two (282) Units. The Declaration has subsequently been amended by AMENDMENT NO. ONE, recorded the 14<sup>th</sup> day of September, 2000, as Entry No. 7721503, in Book 8388, at Pages 5268-5272 et seq., of the records of the Salt Lake County Recorder; AMENDMENT NO. TWO, recorded the 3<sup>rd</sup> day of October, 2000, as Entry No. 773539, in Book 8392, at Pages 1177-1187 et seq., of the records of the Salt Lake County Recorder; AMENDMENT NO. THREE, recorded the 3<sup>rd</sup> day of October, 2000, as Entry No. 7731540, in Book 8392, at Pages 1188-1198 et seq., of the records of the Salt Lake County Recorder; AMENDMENT NO. FOUR, recorded the 3<sup>rd</sup> day of October, 2000, as Entry No. 7731541, in Book 8392, at Pages 1199-1209 et seq., of the records of the Salt Lake County Recorder; AMENDMENT NO. FIVE, recorded the 3<sup>rd</sup> day of October, 2000, as Entry No. 7731542, in Book 8392, at Pages 1210-1220 et seq., of the records of the Salt Lake County Recorder; AMENDMENT NO. SIX, recorded the 3<sup>rd</sup> day of October, 2000, as Entry No. 7731543, in Book 8392, at Pages 1221-1232 et seq., of the records of the Salt Lake County Recorder; AMENDMENT NO. SEVEN, recorded the 3<sup>rd</sup> day of October, 2000, as Entry No. 7731544, in Book 8392, at Pages 1233-1244 et seq., of the records of the Salt

7731549  
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~~PK 8388 PG 5374~~  
PK 8392 PG 1294

Lake County Recorder; AMENDMENT NO. EIGHT, recorded the 3rd day of October, 2000, as Entry No. 7731545, in Book 8392, at Pages 1245-1255 et seq., of the records of the Salt Lake County Recorder; AMENDMENT NO. NINE, recorded the 3rd day of October, 2000, as Entry No. 7731546, in Book 8392, at Pages 1256-1277 et seq., of the records of the Salt Lake County Recorder; AMENDMENT NO. TEN, recorded the 3rd day of October, 2000, as Entry No. 7731547, in Book 8392, at Pages 1268-1280 et seq., of the records of the Salt Lake County Recorder; and AMENDMENT NO. ELEVEN, recorded the 3rd day of October, 2000, as Entry No. 7731548, in Book 8392, at Pages 1281-1293 et seq., of the records of the Salt Lake County Recorder; to include an additional one-hundred and twenty (120) Units for a total of one-hundred and thirty-two (132) Units with additional property available for the expansion of a maximum number of one-hundred and fifty (150) additional Units for a total number of two-hundred and eighty-two (282) Units.

From the Property identified in the Declaration at Exhibit E, Declarant hereby annexes the parcels of Property described in Exhibit A attached hereto as a part hereof and known as Phase 12 ("Phase 12 Property"), and declares its intention that the Phase 12 Property shall be subject to the Declaration, and any amendments thereto.

Declarant hereby adds to the existing Project a total of twelve (12) additional Units pursuant to the Declaration and any Amendments thereto. The maximum number of Units within the existing Project will be one-hundred and forty-four (144) with one-hundred and thirty-eight (138) Units being reserved in the expandable area.

NOW THEREFORE, in pursuance of the foregoing, Declarant declares and certifies as follows:

1. Phase 12 Expansion: Declarant hereby submits the Phase 12 Property more particularly described at Exhibit A to the provisions of the Utah Condominium Ownership Act. Declarant is the sole owner of the Phase 12 Property and said Property shall be known as the Brittany Condominiums, Phase 12, and shall be subject to the provisions of the Declaration and Amendments thereto. The maximum number of Units to be contained within the Phase 12 Property improvements shall be twelve (12), the proposed configuration of which is described in the Plat Map attached hereto at Exhibit B.

2. Improvements: The improvements to be built on the Phase 12 Property shall be architecturally compatible with the existing Units and shall be of similar quality. However, the Declarant makes no assurances that any Units constructed on any additional properties annexed hereto by the Declarant will be without variance with the Units depicted in the plat.

3. Allocated Interests: As specified in Article III of the Declaration, the undivided interest of each Unit Owner to all Common Area following the expansion created herein is 1/144th. Likewise, pursuant to paragraph 4 of Article IV of the Declaration the par value of each ownership interest shall be 1/144th as shown in the Table attached hereto as Exhibit C.

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4. Additional Land: With the annexation of the Phase 12 Property, the remaining land available for expansion, being more particularly described at Exhibit D, consists of the original expandable land less the Phase 2 Property, the Phase 3 Property, the Phase 4 Property, the Phase 5 Property, the Phase 6 Property, the Phase 7 Property, the Phase 8 Property, the Phase 9 Property, the Phase 10 Property, the Phase 11 Property, and the Phase 12 Property.

Any required approvals have been given. This Amendment to Declaration for Brittany Condominiums, shall take effect upon recording in the office of the County Recorder of Salt Lake County, Utah by McARTHUR HOMES AT BRITTANY, LC.

IN WITNESS WHEREOF, the undersigned being the Declarant, has caused this instrument to be executed and its seal be affixed hereto on the day and year first above written.

McARTHUR HOMES AT BRITTANY, LC  
a Utah Limited Liability Company

By: McARTHUR HOMES, INC.  
a Utah Corporation, it's Manager

By: *Donald R. McArthur*  
Donald R. McARTHUR, President

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

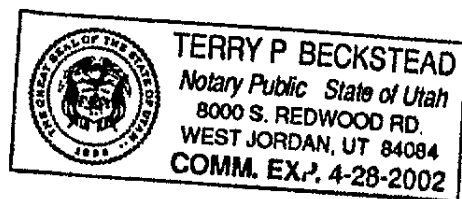
On the 18 day of SEPTEMBER, 2000, personally appeared before me Donald R. McArthur, who being by me duly sworn, did say that he is the President of McArthur Homes, Inc., which is the Manager of McArthur Homes at Brittany, LC, and that said instrument was acknowledged on behalf of said McArthur Homes at Brittany, LC, by authority, and said Donald R. McArthur duly acknowledged to me that he is the President of and executed the same on behalf of McArthur Homes, Inc. the Manager of McArthur Homes at Brittany, LC.

*Terry P. Beckstead*  
NOTARY PUBLIC

My Commission Expires:

4/28/2002

Residing at: \_\_\_\_\_



CO. RECORDER  
1-POOR COPY

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3K8392PG1296

EXHIBIT A

REAL PROPERTY DESCRIPTION OF  
BRITTANY CONDOMINIUMS PHASE 12

PROPERTY DESCRIPTION:

Beginning at a point which is N00°08'29"W along the Section Line, 851.873 feet and N89°51'31"E, 50.000 feet from West Quarter Corner of Section 30, Township 2 South, Range 1 West, Salt Lake Base and Meridian; and running thence N68°30'31"E, ~~157.657~~ feet; thence Northwesterly 24.859 feet along the arc of a 181.00 foot radius curve to the right, (chord bears N11°46'30"W, 24.840 feet); thence N76°26'17"E, 109.654 feet; thence S00°11'29"W, 135.556 feet; thence S43°35'40"W, 34.146 feet; thence S45°00'00"W, 38.000 feet; thence S00°17'05"E, 198.395 feet; thence S89°51'31"W, 96.244 feet; thence Northwesterly 23.562 feet along the arc of a 15.00 foot radius non-tangent curve to the left, (chord bears N45°08'29"W, 21.213 feet); thence S89°51'31"W, 86.411 feet; thence N00°08'29"W, 263.246 feet to the point of beginning. Contains 1.61 Acres or 70, 102 Square Feet.

PLAT RECORD COPY

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EXHIBIT B

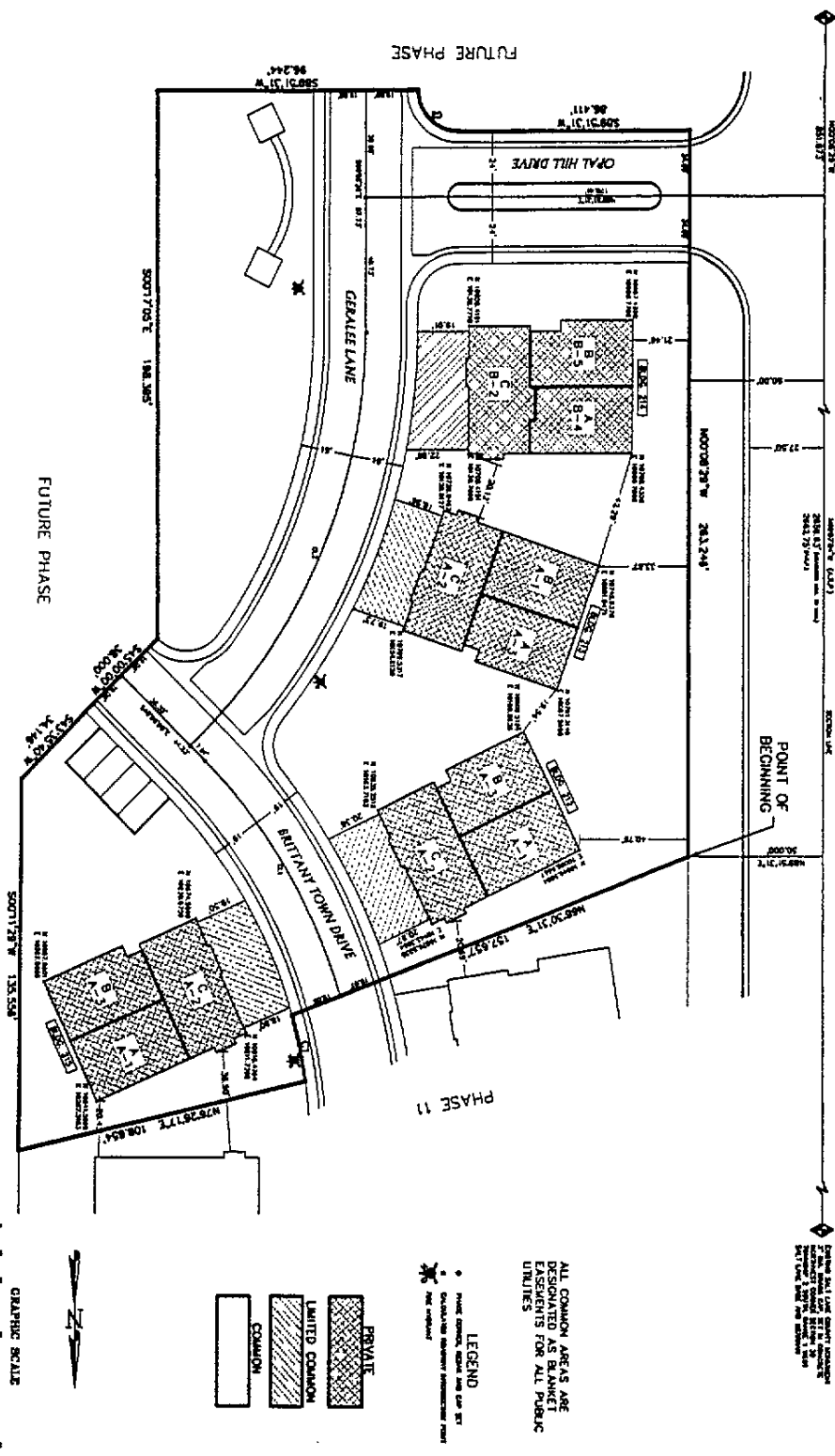
BRITTANY CONDOMINIUMS PHASE 12 MAP

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BK8392PG1298

BRITANNIA RECORDS  
1000-1000-1000

# BRITANNY CONDOMINIUMS PHASE 12



**SURVEYOR'S CERTIFICATE**

I, J. Michael De Hess, do hereby certify that I am a Registered Land Surveyor and that I hold Certificate No. 174007 as prescribed by the laws of the State of Utah. I further certify that by authority of the Owner, I have made a Survey of the Street of Record shown on this plat and described above, intended to be known as:

**BRITANNY CONDOMINIUMS - PHASE 12**

**COMPARATIVE DESCRIPTION**

Beginning at a point which is MONITOR 28° W along the Section Line, 2501.073 feet and MONITOR 31° 28' 30" East from Point Quarter Section 12, T4N, R10E, S12E, 1257.437 feet and MONITOR 28° W along the Section Line, 24.828 feet along the arc of a 181.000 foot radius curve to the right, (Chord bears N174°03'29" W, 244.820 feet) MONITOR 31° 28' 30" East from MONITOR 28° W, 135.958 feet and MONITOR 28° W, 198.265 feet; MONITOR 31° 28' 30" East from MONITOR 28° W, 26.214 feet; MONITOR 28° W along the arc of a 12.000 foot radius curve to the right, (Chord bears MONITOR 31° 28' 30" East from MONITOR 28° W, 26.214 feet) MONITOR 31° 28' 30" East from MONITOR 28° W, 26.214 feet to the point of beginning.

Contains 1.81 Acres or 79,102 Square Feet

**OWNER'S DEDICATION**

Know all men by these presents that I, the undersigned owner of the above described tract of land, heretofore to be known as:

**BRITANNY CONDOMINIUMS - PHASE 12**

do hereby consent to re dedication of land shown on the plat, submitting the property described herein to the provisions of the Utah State Condominium Ownership Act.

In witness whereof I have hereunto set my hand and seal this \_\_\_\_\_ day of \_\_\_\_\_ A.D. 20\_\_\_\_.

Michael Homes of Britany, LLC  
By: Michael Homes, Inc. Manager

Steve McArthur, Senior Vice President  
CORPORATE  
ACKNOWLEDGMENT

State of Utah }  
County of Salt Lake } SS

On the \_\_\_\_\_ day of \_\_\_\_\_ A.D. 20\_\_\_\_.

Steve McArthur, personally appeared before me, the undersigned, a Notary Public in and for the State of Utah, and being duly sworn, did say to me that he is the Senior Vice President of Michael Homes Inc., Manager of Michael Homes of Britany, LLC, and that the foregoing instrument was signed in behalf of said Corporation by authority of a resolution of its Board of Directors and was duly acknowledged to me that said Corporation executed the same.

My Commission expires: \_\_\_\_\_  
Residing in \_\_\_\_\_ County, Notary Public



**OWNER'S LIST**

OWNER'S NAME	ADDRESS	UNIT NO.
CLARENCE GARDNER	1100 N. 1000 E.	101
CLARENCE GARDNER	1100 N. 1000 E.	102
CLARENCE GARDNER	1100 N. 1000 E.	103
CLARENCE GARDNER	1100 N. 1000 E.	104
CLARENCE GARDNER	1100 N. 1000 E.	105
CLARENCE GARDNER	1100 N. 1000 E.	106
CLARENCE GARDNER	1100 N. 1000 E.	107
CLARENCE GARDNER	1100 N. 1000 E.	108
CLARENCE GARDNER	1100 N. 1000 E.	109
CLARENCE GARDNER	1100 N. 1000 E.	110
CLARENCE GARDNER	1100 N. 1000 E.	111
CLARENCE GARDNER	1100 N. 1000 E.	112
CLARENCE GARDNER	1100 N. 1000 E.	113
CLARENCE GARDNER	1100 N. 1000 E.	114
CLARENCE GARDNER	1100 N. 1000 E.	115
CLARENCE GARDNER	1100 N. 1000 E.	116
CLARENCE GARDNER	1100 N. 1000 E.	117
CLARENCE GARDNER	1100 N. 1000 E.	118
CLARENCE GARDNER	1100 N. 1000 E.	119
CLARENCE GARDNER	1100 N. 1000 E.	120

**PLANNING COMMISSION**  
APPROVED THIS 18<sup>TH</sup> DAY OF \_\_\_\_\_ A.D. 20\_\_\_\_.  
WEST JOHNSON CITY PLANNING COMMISSION

**BOARD OF HEALTH**  
APPROVED AS TO FORM THIS 18<sup>TH</sup> DAY OF \_\_\_\_\_ A.D. 20\_\_\_\_.  
WEST JOHNSON CITY BOARD OF HEALTH

**WEST JOHNSON CITY ENGINEERS**  
I HEREBY CERTIFY THAT THE DEDICATION AND EASEMENTS SHOWN ON THIS PLAT ARE IN ACCORDANCE WITH THE PROVISIONS AND REQUIREMENTS OF THE UTAH CONDOMINIUM ACT.

**WEST JOHNSON CITY COUNCIL**  
APPROVED AS TO FORM THIS 18<sup>TH</sup> DAY OF \_\_\_\_\_ A.D. 20\_\_\_\_.  
WEST JOHNSON CITY COUNCIL

**RECORDED IN** \_\_\_\_\_  
STATE OF UTAH, COUNTY OF SALT LAKE, RECORD NO. AND PAGE AS THE RECORD OF \_\_\_\_\_  
DATE: \_\_\_\_\_

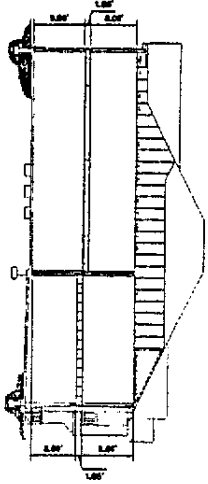
**WEST SALT LAKE COUNTY RECORDS**

BRITANNY CONDO  
 1100 BAYVIEW RD  
 UNIT 1000

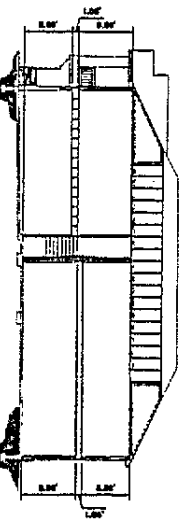
# BRITANNY CONDOMINIUMS PHASE 12

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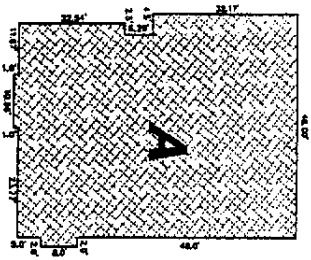
**BUILDING A**



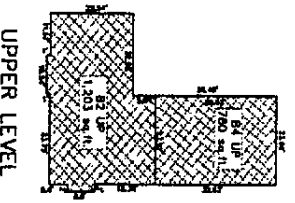
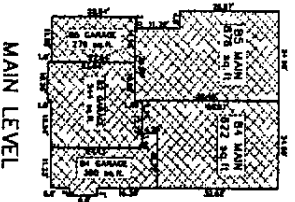
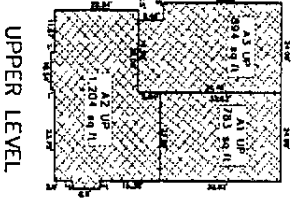
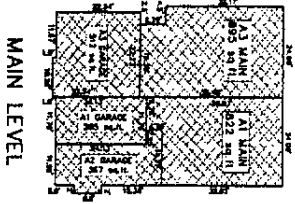
**BUILDING B**

FOR FLOOR ELEVATIONS  
 SEE TABLES THIS SHEET

UNIT TYPE	PLAN NAME
A-1	BAMBURGH
A-2	WINDSOR-A
A-3	LANCASTER
B-1	WINDSOR-B
B-4	ASPBURY
B-5	DOVER



**GROUND LEVEL  
 DIMENSIONS**  
 (NOT TO SCALE)



**BUILDING 212**

UNIT NO.	UNIT TYPE	MAIN FLOOR ELEVATION	UPPER FLOOR ELEVATION	ADDRESS
A	A-1	4487.70	4487.70	7174 SO BRITANNY TOWN DRIVE
C	A-3	4488.84	4488.84	7178 SO BRITANNY TOWN DRIVE
B	A-2	4487.70	4487.70	7178 SO BRITANNY TOWN DRIVE

**BUILDING 213**

UNIT NO.	UNIT TYPE	MAIN FLOOR ELEVATION	UPPER FLOOR ELEVATION	ADDRESS
B	A-1	4488.00	4488.14	7184 SO GERALD LAKE
C	A-2	4488.14	4488.14	7185 SO GERALD LAKE
A	A-3	4488.00	4488.14	7188 SO GERALD LAKE

**BUILDING 214**

UNIT NO.	UNIT TYPE	MAIN FLOOR ELEVATION	UPPER FLOOR ELEVATION	ADDRESS
C	B-2	4488.84	4488.84	7102 SO GERALD LAKE
A	B-4	4488.84	4702.84	7106 SO GERALD LAKE
B	B-5	4488.70	4488.70	7104 SO GERALD LAKE

**BUILDING 215**

UNIT NO.	UNIT TYPE	MAIN FLOOR ELEVATION	UPPER FLOOR ELEVATION	ADDRESS
A	A-1	4487.70	4488.84	7187 SO BRITANNY TOWN DRIVE
C	A-2	4487.70	4488.84	7188 SO BRITANNY TOWN DRIVE
B	A-3	4487.70	4488.84	7211 SO BRITANNY TOWN DRIVE

2	2
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**EXHIBIT C**  
**OWNERSHIP INTEREST TABLE**

Phase	Bldg No.	Unit Type	Unit Par Value Percent of Undivided Interest in Common Area
1	1-1	B-2	1/144th or .6944%
1		B-4	1/144th or .6944%
1		B-5	1/144th or .6944%
1	1-2	B-2	1/144th or .6944%
1		B-4	1/144th or .6944%
1		B-5	1/144th or .6944%
1	1-13	B-2	1/144th or .6944%
1		B-4	1/144th or .6944%
1		B-5	1/144th or .6944%
1	1-14	A-1	1/144th or .6944%
1		A-2	1/144th or .6944%
1		A-3	1/144th or .6944%
2	1-3	B-2	1/144th or .6944%
2		B-4	1/144th or .6944%
2		B-5	1/144th or .6944%
2	1-4	A-1	1/144th or .6944%
2		A-2	1/144th or .6944%
2		A-3	1/144th or .6944%
2	1-5	B-2	1/144th or .6944%
2		B-4	1/144th or .6944%
2		B-5	1/144th or .6944%
2	1-10	A-1	1/144th or .6944%
2		A-2	1/144th or .6944%
2		A-3	1/144th or .6944%
2	1-11	B-2	1/144th or .6944%
2		B-4	1/144th or .6944%
2		B-5	1/144th or .6944%
2	1-12	B-2	1/144th or .6944%

Phase	Bldg No.	Unit Type	Unit Par Value Percent of Undivided Interest in Common Area
2		B-4	1/144th or .6944%
2		B-5	1/144th or .6944%
3	1-6	B-2	1/144th or .6944%
3		B-4	1/144th or .6944%
3		B-5	1/144th or .6944%
3	1-7	A-1	1/144th or .6944%
3		A-2	1/144th or .6944%
3		A-3	1/144th or .6944%
3	1-8	B-2	1/144th or .6944%
3		B-4	1/144th or .6944%
3		B-5	1/144th or .6944%
3	1-9	B-2	1/144th or .6944%
3		B-4	1/144th or .6944%
3		B-5	1/144th or .6944%
4	Tot Lot		No Additional Units
5	1-20	B-2	1/144th or .6944%
5		B-4	1/144th or .6944%
5		B-5	1/144th or .6944%
5	1-21	B-2	1/144th or .6944%
5		B-4	1/144th or .6944%
5		B-5	1/144th or .6944%
5	1-22	A-1	1/144th or .6944%
5		A-2	1/144th or .6944%
5		A-3	1/144th or .6944%
5	1-23	B-2	1/144th or .6944%
5		B-4	1/144th or .6944%
5		B-5	1/144th or .6944%
6	1-17	B-2	1/144th or .6944%

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 BK8392PG1301



Phase	Bldg No.	Unit Type	Unit Par Value Percent of Undivided Interest in Common Area
6		B-4	1/144th or .6944%
6		B-5	1/144th or .6944%
6	1-18	A-1	1/144th or .6944%
6		A-2	1/144th or .6944%
6		A-3	1/144th or .6944%
6	1-19	B-2	1/144th or .6944%
6		B-4	1/144th or .6944%
6		B-5	1/144th or .6944%
6	1-24	A-1	1/144th or .6944%
6		A-2	1/144th or .6944%
6		A-3	1/144th or .6944%
6	1-25	B-2	1/144th or .6944%
6		B-4	1/144th or .6944%
6		B-5	1/144th or .6944%
6	1-26	A-1	1/144th or .6944%
6		A-2	1/144th or .6944%
6		A-3	1/144th or .6944%
7	1-15	A-1	1/144th or .6944%
7		A-2	1/144th or .6944%
7		A-3	1/144th or .6944%
7	1-16	B-2	1/144th or .6944%
7		B-4	1/144th or .6944%
7		B-5	1/144th or .6944%
7	1-27	B-2	1/144th or .6944%
7		B-4	1/144th or .6944%
7		B-5	1/144th or .6944%
7	1-28	A-1	1/144th or .6944%
7		A-2	1/144th or .6944%
7		A-3	1/144th or .6944%
7	1-29	B-2	1/144th or .6944%

Phase	Bldg No.	Unit Type	Unit Par Value Percent of Undivided Interest in Common Area
7		B-4	1/144th or .6944%
7		B-5	1/144th or .6944%
8	Club House		No Additional Units
9	201	B-2	1/144th or .6944%
9		B-4	1/144th or .6944%
9		B-5	1/144th or .6944%
9	202	B-2	1/144th or .6944%
9		B-4	1/144th or .6944%
9		B-5	1/144th or .6944%
9	203	A-1	1/144th or .6944%
9		A-2	1/144th or .6944%
9		A-3	1/144th or .6944%
9	204	B-2	1/144th or .6944%
9		B-4	1/144th or .6944%
9		B-5	1/144th or .6944%
9	205	A-1	1/144th or .6944%
9		A-2	1/144th or .6944%
9		A-3	1/144th or .6944%
10	206	A-1	1/144th or .6944%
10		A-2	1/144th or .6944%
10		A-3	1/144th or .6944%
10	207	B-2	1/144th or .6944%
10		B-4	1/144th or .6944%
10		B-5	1/144th or .6944%
10	208	B-2	1/144th or .6944%
10		B-4	1/144th or .6944%
10		B-5	1/144th or .6944%
10	218	A-1	1/144th or .6944%
10		A-2	1/144th or .6944%
10		A-3	1/144th or .6944%

2004 JUNE 15 10:00 AM

P9 1302 BK8388PG5382

3K8392PG1302



EXHIBIT D

BRITTANY CONDOMINIUMS - EXPANDABLE AREA

PROPERTY DESCRIPTION:

BEGINNING AT THE WEST QUARTER CORNER OF SECTION 30, TOWNSHIP 2 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN; THENCE N.00°08'29"W. 2,319.69 FEET ALONG THE WEST LINE OF SAID SECTION 30; THENCE S.89°57'09"E. 592.10 FEET; THENCE S.00°08'29"E. 2,319.65 FEET TO A POINT ON THE QUARTER-SECTION LINE; THENCE NORTH 89°57'23"W. 592.10 FEET ALONG SAID QUARTER-SECTION LINE TO THE POINT OF BEGINNING.

LESS THE PROPERTY INCLUDED IN PHASE 1 AS STATED IN EXHIBIT "A" TO THE DECLARATION AND PHASE 2 AS STATED IN EXHIBIT "A" TO AMENDMENT TWO AND PHASE 3 AS STATED IN EXHIBIT "A" TO AMENDMENT THREE AND PHASE 4 AS STATED IN EXHIBIT "A" TO AMENDMENT FOUR AND PHASE 5 AS STATED IN EXHIBIT "A" TO AMENDMENT FIVE AND PHASE 6 AS STATED IN EXHIBIT "A" TO AMENDMENT SIX AND PHASE 7 AS STATED IN EXHIBIT "A" TO AMENDMENT SEVEN AND PHASE 8 AS STATED IN EXHIBIT "A" TO AMENDMENT EIGHT AND PHASE 9 AS STATED IN EXHIBIT "A" TO AMENDMENT NINE AND PHASE 10 AS STATED IN EXHIBIT "A" TO AMENDMENT TEN AND PHASE 11 AS STATED IN EXHIBIT "A" TO AMENDMENT ELEVEN AND PHASE 12 AS STATED IN EXHIBIT "A" HERETO.

CONTAINS 29.35 ACRES LESS 1.13 ACRES IN PHASE 1 AS STATED IN EXHIBIT "A" TO THE DECLARATION AND LESS 1.41 ACRES IN PHASE 2 AS STATED IN EXHIBIT "A" TO AMENDMENT TWO AND LESS 1.04 ACRES IN PHASE 3 AS STATED IN EXHIBIT "A" TO AMENDMENT THREE AND LESS 0.19 ACRES IN PHASE 4 AS STATED IN EXHIBIT "A" TO AMENDMENT FOUR AND LESS 1.35 ACRES IN PHASE 5 AS STATED IN EXHIBIT "A" TO AMENDMENT FIVE AND LESS 1.46 ACRES IN PHASE 6 AS STATED IN EXHIBIT "A" TO AMENDMENT SIX AND LESS 1.32 ACRES IN PHASE 7 AS STATED IN EXHIBIT "A" TO AMENDMENT SEVEN AND LESS 0.8371 ACRES IN PHASE 8 AS STATED IN EXHIBIT "A" TO AMENDMENT EIGHT AND LESS 1.37 ACRES IN PHASE 9 AS STATED IN EXHIBIT "A" TO AMENDMENT NINE AND LESS 1.13 ACRES IN PHASE 10 AS STATED IN EXHIBIT "A" TO AMENDMENT TEN AND LESS 1.03 ACRES IN PHASE 11 AS STATED IN EXHIBIT "A" TO AMENDMENT ELEVEN AND LESS 1.61 ACRES IN PHASE 12 AS STATED IN EXHIBIT "A" HERETO.

APPROVED  
BY RECORDS

BK8392PG1304

~~BK8392PG5384~~

AMENDMENT NO. TWELVE  
TO AMENDED AND RESTATED DECLARATON  
AND DECLARATION OF ANNEXATION FOR  
BRITTANY CONDOMINIUMS

THIS AMENDMENT is hereby re-executed this 3<sup>rd</sup> day of October, 2000.

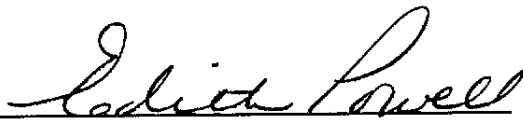
McARTHUR HOMES AT BRITTANY, LC  
A Utah Limited Liability Company

By: McARTHUR HOMES, INC.  
A Utah Corporation, it's Manager

By:   
Donald R. McArthur, Board Chairman

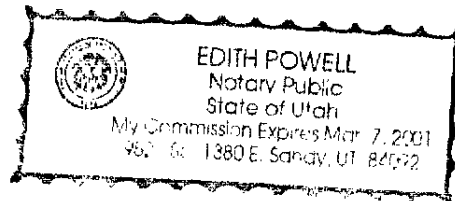
STATE OF UTAH            }  
  } ss.  
COUNTY OF SALT LAKE    }

On the 3<sup>rd</sup> day of October, 2000, personally appeared before me Donald R. McArthur, who being by me duly sworn, did say the he is the Board Chairman of McArthur Homes, Inc., which is the Manager of McArthur Homes at Brittany, LC, and that said instrument was acknowledged on behalf of said McArthur Homes at Brittany, LC, by authority, and said Donald R. McArthur duly acknowledged to me that he is the Board Chairman and executed the same on behalf of McArthur Homes, Inc., the Manager of McArthur Homes at Brittany, LC.

  
NOTARY PUBLIC

My Commission expires:

3-7-01



NOTARY SEAL NOT LEGIBLE  
- CO RECORDER -

BK8392PG1305

7731549  
10/03/2000 02:48 PM 46.00  
Book - 8392 Pg - 1294-1306  
NANCY WORKMAN  
RECORDER, SALT LAKE COUNTY, UTAH  
NEARTHUR HONES LC  
9948 S REDWOOD RD  
SOUTH JORDAN UTAH 84095  
BY: ARG, DEPUTY - WI 13 P.

BK8392PG1306