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Book - 8527 Pg - 342-354

GARY W. OTT

RECORDER, SALT LAKE COUNTY, UTAH
MCARTHUR HOMES AT BRITTANY
9948 SO REDWOOD RD
SOUTH JORDAN UT 84095
BY: KLB, DEPUTY - WI 13 P.

[Parcel No. 21-30-103-003]

AMENDMENT NO. FIFTEEN 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 _____ day of _______, 2001, 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 the following Amendments:

	Primary Rec	ording	Secondary R	ecording
Amendment		Entry No.	Date	Entry No.
No.	Date		N/A	N/A
1	09/19/00	7721503		7731539
2	09/19/00	7721504	10/03/00	
	09/19/00	7721505	10/03/00	7731540
3		7721506	10/03/00	7731541
4]_	09/19/00		10/03/00	7731542
5	09/19/00	7721507	· · · · · · · · · · · · · · · · · · ·	7731543
6	09/19/00	7721508	10/03/00	
-	09/19/00	7721509	10/03/00	7731544
		7721510	10/03/00	7731545
8	09/19/00		10/03/00	7731546
9	09/19/00	7721512	10/03/00	7701040

	09/19/00	7721514	10/03/00	7731547
10	09/19/00	7721516	10/03/00	7731548
11		7721518	10/03/00	7731549
12	09/19/00		10/03/00	7731550
13	09/19/00	7721520		
14	09/19/00	7721522	10/03/00	7731551

Each of the forgoing Amendments 1 through 14 were filed with the entry numbers as indicated in the records of the Salt Lake County Recorder; to include an additional one-hundred and sixty-five (165) Units for a total of one-hundred and seventy-seven (177) Units with additional property available for the expansion of a maximum number of one-hundred and five (105) 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 15 ("Phase 15 Property"), and declares its intention that the Phase 15 Property shall be subject to the Declaration, and any amendments thereto.

Declarant hereby adds to the existing Project a total of fifteen (15) additional Units pursuant to the Declaration and any Amendments thereto. The maximum number of Units within the existing Project will be one-hundred and ninety-two (192) with ninety (90) Units being reserved in the expandable area.

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

- 1. <u>Phase 15 Expansion</u>: Declarant hereby submits the Phase 15 Property more particularly described at Exhibit A to the provisions of the Utah Condominium Ownership Act. Declarant is the sole owner of the Phase 15 Property and said Property shall be known as the Brittany Condominiums, Phase 15, and shall be subject to the provisions of the Declaration and Amendments thereto. The maximum number of Units to be contained within the Phase 15 Property improvements shall be fifteen (15), the proposed configuration of which is described in the Plat Map attached hereto at Exhibit B.
- 2. <u>Improvements</u>: The improvements to be built on the Phase 15 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. <u>Allocated Interests</u>: 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 1/192nd. Likewise, pursuant to paragraph 4 of Article IV of the Declaration the par value of each ownership interest shall be 1/192nd as shown in the Table attached hereto as Exhibit C.

4. Additional Land: With the annexation of the Phase 15 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, the Phase 12 Property, the Phase 13 Property, the Phase 14 Property, and the Phase 15 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

Donald R. McARTHUR, President

STEVEN D.

On the 10th day of 1000, 2001, personally appeared before me 1000 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.

NOTARY PUBLIC

Residing at: Jall Lake County

My Commission Expires:

Felmary 5, 2003

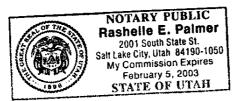


EXHIBIT A

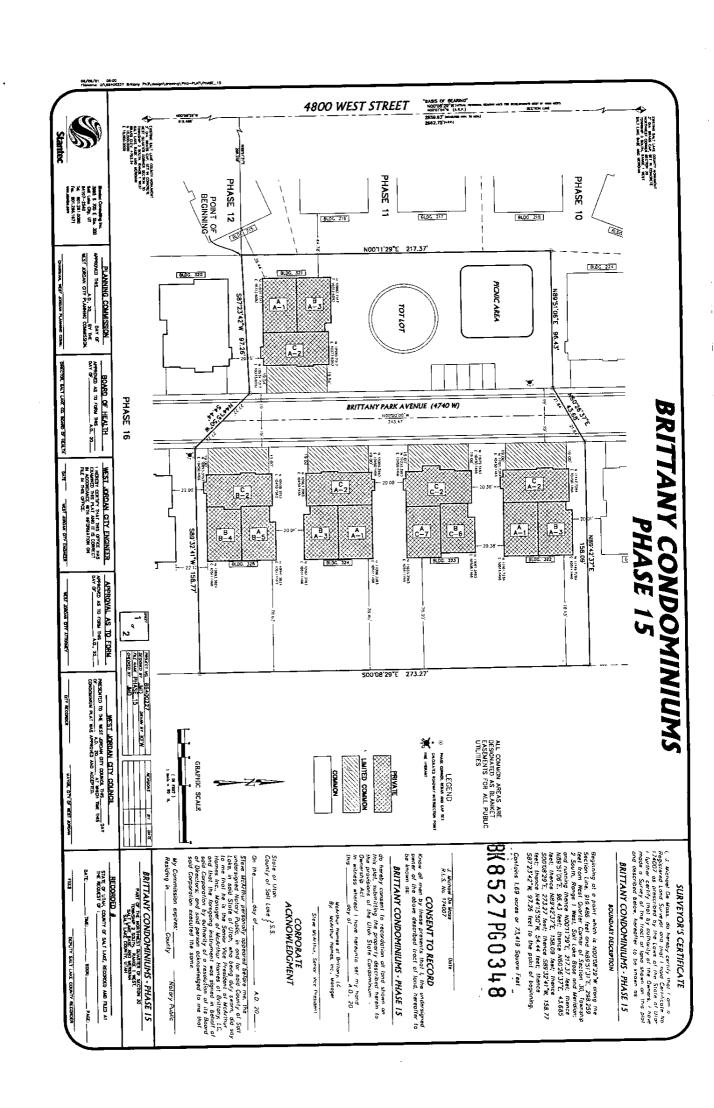
REAL PROPERTY DESCRIPTION OF BRITTANY CONDOMINIUMS PHASE 15

PROPERTY DESCRIPTION:

Beginning at a point which is N 00°08'29" W along the Section Line, 919.486 feet and N 89°51'31" E, 298.259 feet from West Quarter Corner of Section 30, Township 2 South, Range 1 West, Salt Lake Base and Meridian; and running thence N 00°11'29" E, 217.37 feet; thence N 89°51'06" E, 96.43 feet; thence N 60°26'37" E, 43.685 feet; thence N 89°42'37" E, 158.09 feet; thence S 00°08'29" E, 273.27 feet; thence S 89°32'41" W, 158.77 feet; thence N 44°15'50" W, 54.44 feet; thence S 87°23'42" W, 97.26 feet to the point of beginning.

Contains 1.69 acres or 73,419 Square feet

EXHIBIT B BRITTANY CONDOMINIUMS PHASE 15 MAP



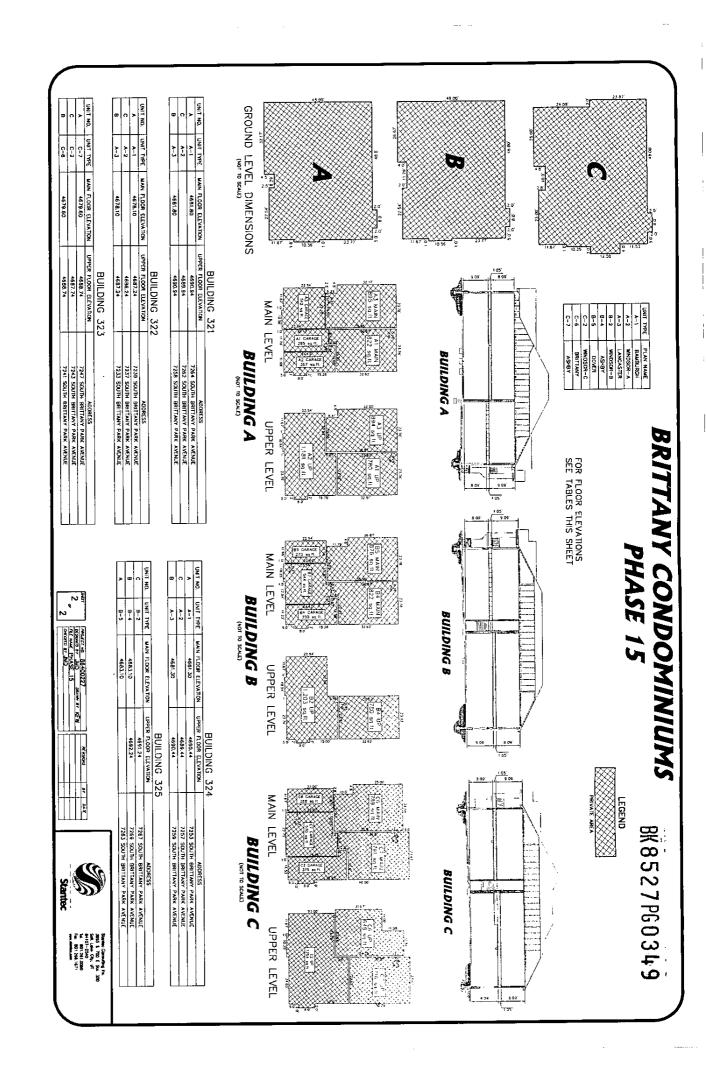


EXHIBIT C OWNERSHIP INTEREST TABLE

Phase	Bldg No.	Unit Type	Unit Par Value Percent of Undivided Interest in Common Area
ı	1-1	B-2	1/192nd or .5208%
1		B-4	1/192nd or .5208%
1		B-5	1/192nd or .5208%
1	1-2	B-2	1/192nd or .5208%
1		B-4	1/192nd or .5208%
1		B-5	1/192nd or .5208%
1	1-13	B-2	1/192nd or .5208%
1		B-4	1/192nd or .5208%
1		B-5	1/192nd or .5208%
1	1-14	A-1	1/192nd or .5208%
1		A-2	1/192nd or .5208%
1		A-3	1/192nd or .5208%
2	1-3	B-2	1/192nd or .5208%
2		B-4	1/192nd or .5208%
2		B-5	1/192nd or .5208%
2	1-4	A-1	1/192nd or .5208%
2		A-2	1/192nd or .5208%
2		A-3	1/192nd or .5208%
2	1-5	B-2	1/192nd or .5208%
2		B-4	1/192nd or .5208%
2		B-5	1/192nd or .5208%
2	1-10	A-1	1/192nd or .5208%
2		A-2	1/192nd or .5208%
2		A-3	1/192nd or .5208%
2	1-11	B-2	1/192nd or .5208%
2		B-4	1/192nd or .5208%
2		B-5	1/192nd or .5208%
2	1-12	B-2	1/192nd or .5208%

Phase	Bldg No.	Unit Type	Unit Par Value Percent of Undivided Interest in Common Area
2		B-4	1/192nd or .5208%
2		B-5	1/192nd or .5208%
3	1-6	B-2	1/192nd or .5208%
3		B-4	1/192nd or .5208%
3		B-5	1/192nd or .5208%
3	1-7	A-1	1/192nd or .5208%
3		A-2	1/192nd or .5208%
3		A-3	1/192nd or .5208%
3	1-8	B-2	1/192nd or .5208%
3		B-4	1/192nd or .5208%
3		B-5	1/192nd or .5208%
3	1-9	B-2	1/192nd or .5208%
3		B-4	1/192nd or .5208%
3		B-5	1/192nd or .5208%
4	Tot Lot	1	No Additional Units
5	1-20	B-2	1/192nd or .5208%
5		B-4	1/192nd or .5208%
5		B-5	1/192nd or .5208%
5	1-21	B-2	1/192nd or .5208%
5		B-4	1/192nd or .5208%
5		B-5	1/192nd or .5208%
5	1-22	A-1	1/192nd or .5208%
5		A-2	1/192nd or .5208%
5	<u> </u>	A-3	1/192nd or .5208%
5	1-23	B-2	1/192nd or .5208%
5	-	B-4	1/192nd or .5208%
5		B-5	1/192nd or .5208%
6	1-17	B-2	1/192nd or .5208%
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Phase	Bldg No.	Unit Type	Unit Par Value Percent of Undivided Interest in Common Area
6		B-4	1/192nd or .5208%
6		B-5	1/192nd or .5208%
6	1-18	A-1	1/192nd or .5208%
6		A-2	1/192nd or .5208%
6		A-3	1/192nd or .5208%
6	1-19	B-2	1/192nd or .5208%
6		B-4	1/192nd or .5208%
6		B-5	1/192nd or .5208%
6	1-24	A-l	1/192nd or .5208%
6		A-2	1/192nd or .5208%
6		A-3	1/192nd or .5208%
6	1-25	B-2	1/192nd or .5208%
6		B-4	1/192nd or .5208%
6		B-5	1/192nd or .5208%
6	1-26	A-1	1/192nd or .5208%
6		A-2	1/192nd or .5208%
6		A-3	1/192nd or .5208%
7	1-15	A-1	1/192nd or .5208%
7		A-2	1/192nd or .5208%
7		A-3	1/192nd or .5208%
7	1-16	B-2	1/192nd or .5208%
7		B-4	1/192nd or .5208%
7		B-5	1/192nd or .5208%
7	1-27	B-2	1/192nd or .5208%
7		B-4	1/192nd or .5208%
7	1	B-5	1/192nd or .5208%
7	1-28	A-1	1/192nd or .5208%
7		A-2	1/192nd or .5208%
7		A-3	1/192nd or .5208%
7	1-29	B-2	1/192nd or .5208%

Phase	Bldg No.	Unit Type	Unit Par Value Percent of Undivided Interest in Common Area
7		B-4	1/192nd or .5208%
7		B-5	1/192nd or .5208%
8	Club House		No Additional Units
9	201	B-2	1/192nd or .5208%
9		B-4	1/192nd or .5208%
9		B-5	1/192nd or .5208%
9	202	B-2	1/192nd or .5208%
9		B-4	1/192nd or .5208%
9		B-5	1/192nd or .5208%
9	203	A-1	1/192nd or .5208%
9		A-2	1/192nd or .5208%
9		A-3	1/192nd or .5208%
9	204	B-2	1/192nd or .5208%
9		B-4	1/192nd or .5208%
9		B-5	1/192nd or .5208%
9	205	A-1	1/192nd or .5208%
9		A-2	1/192nd or .5208%
9		A-3	1/192nd or .5208%
10	206	A-1	1/192nd or .5208%
10		A-2	1/192nd or .5208%
10		A-3	1/192nd or .5208%
10	207	B-2	1/192nd or .5208%
10		B-4	1/192nd or .5208%
10		B-5	1/192nd or .5208%
10	208	B-2	1/192nd or .5208%
10		B-4	1/192nd or .5208%
10		B-5	1/192nd or .5208%
10	218	A-1	1/192nd or .5208%
10		A-2	1/192nd or .5208%
10	T-	A-3	1/192nd or .5208%

Phase	Bldg No.	Unit Type	Unit Par Value Percent of Undivided Interest in Common Area
10	219	A-l	1/192nd or .5208%
10		A-2	1/192nd or .5208%
10		A-3	1/192nd or .5208%
11	209	A-1	1/192nd or .5208%
11		A-2	1/192nd or .5208%
11		A-3	1/192nd or .5208%
11	210	B-2	1/192nd or .5208%
11		B-4	1/192nd or .5208%
11		B-5	1/192nd or .5208%
11	211	B-2	1/192nd or .5208%
11		B-4	1/192nd or .5208%
11		B-5	1/192nd or .5208%
11	216	B-2	1/192nd or .5208%
11		B-4	1/192nd or .5208%
11		B-5	1/192nd or .5208%
11	217	A-1	1/192nd or .5208%
11		A-2	1/192nd or .5208%
11		A-3	1/192nd or .5208%
12	212	A-1	1/192nd or .5208%
12		A-2	1/192nd or .5208%
12		A-3	1/192nd or .5208%
12	213	A-1	1/192nd or .5208%
12		A-2	1/192nd or .5208%
12		A-3	1/192nd or .5208%
12	214	B-2	1/192nd or .5208%
12		B-4	1/192nd or .5208%
12		B-5	1/192nd or .5208%
12	215	A-1	1/192nd or .5208%
12		A-2	1/192nd or .5208%
12		A-3	1/192nd or .5208%

Phase	Bldg No.	Unit Type	Unit Par Value Percent of Undivided Interest in Common Area
13	220	B-2	1/192nd or .5208%
13		B-4	1/192nd or .5208%
13		B-5	1/192nd or .5208%
13	221	A-I	1/192nd or .5208%
13		A-2	1/192nd or .5208%
13		A-3	1/192nd or .5208%
13	228	A-l	1/192nd or .5208%
13		A-2	1/192nd or .5208%
13		A-3	1/192nd or .5208%
13	229	A-1	1/192nd or .5208%
13		A-2	1/192nd or .5208%
13		A-3	1/192nd or .5208%
13	230	A-1	1/192nd or .5208%
13		A-2	1/192nd or .5208%
13		A-3	1/192nd or .5208%
14	222	A-1	1/192nd or .5208%
14		A-2	1/192nd or .5208%
14		A-3	1/192nd or .5208%
14	223	A-1	1/192nd or .5208%
14		A-2	1/192nd or .5208%
14		A-3	1/192nd or .5208%
14	224	B-2	1/192nd or .5208%
14		B-4	1/192nd or .5208%
14		B-5	1/192nd or .5208%
14	225	B-2	1/192nd or .5208%
14		B-4	1/192nd or .5208%
14		B-5	1/192nd or .5208%
14	226	A-1	1/192nd or .5208%
14		A-2	1/192nd or .5208%
14		A- 3	1/192nd or .5208%

Phase	Bldg No.	Unit Type	Unit Par Value Percent of Undivided Interest in Common Area
14	227	B-2	1/192nd or .5208%
14		B-4	1/192nd or .5208%
14		B-5	1/192nd or .5208%
15	321	A-1	1/192nd or .5208%
15		A-2	1/192nd or .5208%
15		A-3	1/192nd or .5208%
15	322	A-1	1/192nd or .5208%
15		A-2	1/192nd or .5208%
15		A-3	1/192nd or .5208%
15	323	C-7	1/192nd or .5208%
15		C-2	1/192nd or .5208%
15		C-6	1/192nd or .5208%

Phase	Bldg No.	Unit Type	Unit Par Value Percent of Undivided Interest in Common Area
15	324	A-1	1/192nd or .5208%
15		A-2	1/192nd or .5208%
15		A-3	1/192nd or .5208%
15	325	B-2	1/192nd or .5208%
15		B-4	1/192nd or .5208%
15		B-5	1/192nd or .5208%
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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 ELEVEN AND PHASE 12 AS STATED IN EXHIBIT "A" TO AMENDMENT TWELVE AND PHASE 13 AS STATED IN EXHIBIT "A" TO AMENDMENT THIRTEEN AND PHASE 14 AS STATED IN EXHIBIT "A" TO AMENDMENT THIRTEEN AND PHASE 14 AS STATED IN EXHIBIT "A" TO AMENDMENT FOURTEEN AND PHASE 15 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" TO AMENDMENT TWELVE AND LESS 2.10 ACRES IN PHASE 13 AS STATED IN EXHIBIT "A" TO AMENDMENT THIRTEEN AND LESS 1.70 ACRES IN PHASE 14 AS STATED IN EXHIBIT "A" TO AMENDMENT FOURTEEN AND LESS 1.69 ACRES IN PHASE 15 AS STATED IN EXHIBIT "A" HERETO.