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 03/22/2004 11:06 AM **NO FEE**
 Book - 8960 Pg - 3062-3063
GARY W. OTT
 RECORDER, SALT LAKE COUNTY, UTAH
 CITY OF HOLLADAY
 4707 HOLLADAY BLVD
 SLC UT 84117-5402
 BY: ZJM, DEPUTY - MA 2 P.

AFTER RECORDING RETURN TO:

City of Holladay
 4707 S. Holladay Boulevard
 Holladay, UT 84117

SECOND KITCHEN COVENANT AND AGREEMENT

THE UNDERSIGNED, as the owner(s) and/or occupant(s) of the real property (the "*Property*") that is described below, hereby jointly and severally states as follows for the benefit of the City of Holladay and its successors and assigns (the "*City*"):

1. The undersigned acknowledges that the City's zoning ordinance permits only single family dwellings on the Property.

2. The undersigned acknowledges that a building containing more than one kitchen or set of cooking facilities (a "*kitchen*") could be considered, under applicable City ordinances, to contain more than one dwelling unit.

3. The undersigned hereby requests the City's consent to the construction and/or maintenance of a second kitchen in the structure (the "*Residence*") on the Property located at:

Address: 5010 Marilyn Drive, Holladay, Utah

Parcel Number: 22-10-330-001

Legal description: LOT 9 FAIRVIEW GARDENS 6158-1732 6340-1972 6533-1237
 parcel # 22103300010000

Building permit number: 03-1230

4. To induce, and in consideration for, the City's permission to maintain a second kitchen in the Residence, the undersigned hereby represents, warrants and certifies to the City that, notwithstanding the existence of a second kitchen in the Residence or the City's consent to such second kitchen, **the Residence and the Property may not at any time be used for any purpose other than as a single family dwelling unless another use hereafter is specifically authorized by the City in writing.**

5. The undersigned further acknowledges and agrees that any use of the Residence or the Property which increases the number of dwelling units therein beyond one (1) may cause the undersigned to incur civil and/or criminal liability for violation of the City's zoning ordinance.

6. This agreement shall constitute a covenant running with the land and shall be binding on the undersigned and the undersigned's heirs, assigns and successors-in-interest as to the Property.


 Lee Conant
 5010 Marilyn Drive, Holladay UT 84117



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5010 Marilyn Drive, Holladay UT 84117

State of Utah

County of Salt Lake

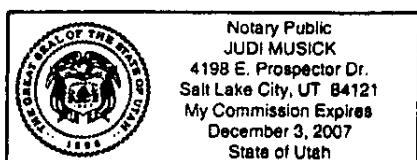
On January 12th, 2004 Lee Conant personally appeared before me,

Who is personally known to me

Whose identity I proved on the basis of _____

Whose identity I proved on the oath/affirmation of _____
a credible witness

to be the signer of the above document, and he/she acknowledged that he/she signed it.



Judi Musick
Notary Public