HORIZON NEIGHBORHOOD AT POWDER MOUNTAIN PRUD, AMENDMENT I

AMENDING THE HORIZON NEIGHBORHOOD AT POWDER MOUNTAIN PRUD, AND LOT 120 OF THE SUMMIT EDEN PHASE IA AMENDMENT 4

LOCATED IN THE SOUTHEAST QUARTER OF SECTION 6, TOWNSHIP 7 NORTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN

PLAT NOTES:

THIS PLAT AMENDS IS SUBJECT TO ALL LEGALLY ENFORCEABLE RESTRICTIONS, RIGHTS AND LIMITATIONS SET FORTH IN THE PLAT NOTES THAT APPEAR ON THE HORIZON NEIGHBORHOOD AT POWDER MOUNTAIN PRUD (ENTRY# 2826293) UNLESS OTHERWISE NOTED

PLAT NOTE #2 IS HEREBY REPLACED IN ITS ENTIRETY AS FOLLOWS:

PURSUANT TO THE NEIGHBORHOOD DECLARATION, THE HORIZON NEIGHBORHOOD AT POWDER MOUNTAIN ASSOCIATION, INC., A UTAH NONPROFIT CORPORATION ("NEIGHBORHOOD ASSOCIATION") IS RESPONSIBLE FOR MAINTAINING ALL COMMON AREA, AND SHALL HAVE A PERPETUAL NON-EXCLUSIVE EASEMENT OVER ALL LOTS AND PARCELS FOR SUCH MAINTENANCE PURPOSES AS FURTHER DESCRIBED IN THE NEIGHBORHOOD DECLARATION. SUCH RESPONSIBILITY AND EASEMENT MAY BE DELEGATED AND ASSIGNED TO THE POWDER MOUNTAIN OWNERS ASSOCIATION, INC., A UTAH NONPROFIT CORPORATION ("COMMUNITY ASSOCIATION"). DECLARANT SHALL CONVEY ALL COMMON AREA PARCELS TO THE NEIGHBORHOOD ASSOCIATION IN ACCORDANCE WITH THE NEIGHBORHOOD DECLARATION.

PLAT NOTE #23 IS HEREBY REPLACED IN ITS ENTIRETY AS FOLLOWS:

23. ALL PARKING GARAGES. BOARDWALKS. AND DRIVEWAYS SHOWN ON THIS PLAT ARE PART OF THE COMMON AREA AND ARE SHOWN FOR REFERENCE ONLY AND MAY NOT BE BUILT EXACTLY AS SHOWN.

PLAT NOTE #24 IS HEREBY ADDED AS FOLLOWS.

24. THIS PLAT INCLUDES THE REMOVAL OF THE 100' SKI EASEMENT PREVIOUSLY LOCATED IN THE NORTHEAST PORTION OF THE PROJECT BOUNDARY. SAID EASEMENT IS SHOWN CENTERED ON THE SHARED LOT LINE OF LOTS 20 AND 21 OF SUMMIT EDEN PHASE 1A, ENTRY NO. 2672943. SAID EASEMENT IS ALSO SHOWN ON LOTS 120 AND 121 OF SUMMIT EDEN PHASE 1A AMENDMENT4, ENTRY NO. 2812752. THE ENTIRE PORTION OF SAID EASEMENT THAT LIES WITHIN THE PROJECT BOUNDARY IS HEREBY REMOVED.

OWNER'S DEDICATION:

SMHG PHASE 1, LLC, "DECLARANT" AS THE OWNER OF THE HEREIN DESCRIBED TRACTS OF LAND, DOES HEREBY SET APART AND SUBDIVIDE THE SAME INTO LOTS AND COMMON AREA PARCELS AS SHOWN HEREON, TO BE KNOWN HEREAFTER AS HORIZON NEIGHBORHOOD AT POWDER MOUNTAIN PRUD AMENDMENT 1, AND DOES HEREBY GRANT AND DEDICATE TO THE COUNTY A PERPETUAL OPEN SPACE RIGHT AND EASEMENT ON AND OVER THE COMMON AREA PARCELS FOR THE LIMITED PURPOSE OF GUARANTEEING TO WEBER COUNTY THAT THE COMMON AREA PARCELS REMAIN OPEN AND UNDEVELOPED EXCEPT FOR APPROVED RECREATIONAL, PARKING AND OPEN SPACE PURPOSES. THE FOREGOING SHALL NOT CONSTITUTE A DEDICATION OF THE COMMON AREA PARCELS FOR PUBLIC USE, SUCH PARCELS BEING RESTRICTED TO USE BY THE ASSOCIATION MEMBERS AND THEIR GUESTS AND OTHERS AS SET FORTH IN THE NEIGHBORHOOD DECLARATION AND THE MASTER DECLARATION. DECLARANT DOES ALSO HEREBY GRANT AND DEDICATE A PERPETUAL EASEMENT OVER, UPON, AND UNDER THE LANDS DESIGNATED AS COMMON AREA PARCELS HEREON AS A PUBLIC UTILITY EASEMENT, THE SAME TO BE USED FOR INSTALLATION, MAINTENANCE, AND OPERATION OF PUBLIC UTILITY SERVICE LINES, AS NECESSARY, WITH NO BUILDINGS OR STRUCTURES BEING ERECTED WITHIN SUCH EASEMENTS. DECLARANT ALSO HEREBY CONVEYS AND ESTABLISHES THE OTHER EASEMENTS, COVENANTS AND RESTRICTIONS AS SHOWN ON THIS PLAT OR STATED IN THE PLAT NOTES, TO THE PARTIES INDICATED AND FOR THE PURPOSES SHOWN OR STATED HEREON.

IN WITNESS WHEREOF, DECLARANT HAS EXECUTED THIS OWNER'S DEDICATION AS OF THE _____ DAY OF

SMHG, PHASE 1, LLC, A DELAWARE LIMITED LIABILITY COMPANY.

BY: SMHG INVESTMENTS, LLC, A DELAWARE LIMITED LIABILITY COMPANY ITS: SOLE MEMBER

JEFF WERBELOW TITLE: AUTHORIZED SIGNATORY

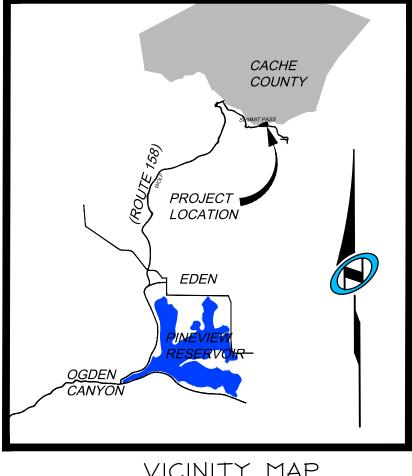
_____, 20____.

ACKNOWLEDGEMENT:

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS _____ DAY OF_____, 20___, BY JEFF WERBELOW, THE AUTHORIZED SIGNATORY FOR SMHG INVESTMENTS LLC, THE SOLE MEMBER OF SMHG PHASE I LLC.

NOTARY PUBLIC MY COMMISSION EXPIRES: _____

RESIDING IN:



VICINITY MAP

SURVEYOR'S CERTIFICATE

I, RICHARD W. MILLER, DO HEREBY CERTIFY THAT I AM A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF UTAH IN ACCORDANCE WITH TITLE 58, CHAPTER 22, PROFESSIONAL ENGINEERS AND LAND SURVEYORS ACT, AND THAT I HAVE COMPLETED A SURVEY OF THE PROPERTY DESCRIBED ON THIS PLAT IN ACCORDANCE WITH SECTION 17-23-17 AND HAVE VERIFIED ALL MEASUREMENTS AND HAVE PLACED MONUMENTS AS REPRESENTED ON THIS PLAT, AND THAT THIS PLAT, HORIZON NEIGHBORHOOD AT POWDER MOUNTAIN PRUD AMENDMENT 1, IN WEBER COUNTY, UTAH, HAS BEEN DRAWN CORRECTLY TO THE DESIGNATED SCALE AND IS A TRUE AND CORRECT REPRESENTATION OF THE HEREON DESCRIBED LANDS. BASED UPON DATA COMPILED FROM RECORDS IN THE WEBER COUNTY RECORDER'S OFFICE AND FROM SAID SURVEY MADE ON THE GROUND. I FURTHER CERTIFY THAT THE REQUIREMENTS OF APPLICABLE STATUTES AND ORDINANCES OF WEBER COUNTY CONCERNING ZONING REQUIREMENTS REGARDING LOT MEASUREMENTS HAVE BEEN COMPLIED WITH.

RICHARD W. MILLER PROFESSIONAL LAND SURVEYOR UTAH CERTIFICATE NO. 155641

LEGAL DESCRIPTION

ALL OF LOT 120 OF THE SUMMIT EDEN PHASE 1A, AMENDMENT 4 SUBDIVISION AS RECORDED AND ON FILE WITH THE WEBER COUNTY RECORDER'S OFFICE, AND ALL HORIZON NEIGHBORHOOD AT POWDER MOUNTAIN PRUD SUBDIVISION AS RECORDED AND ON FILE WITH THE WEBER COUNTY

MORE PARTICULARLY DESCRIBED AS:

WEST PARCEL:

BEGINNING AT A POINT BEING THE NORTHWEST CORNER OF HORIZON NEIGHBORHOOD AT POWDER MOUNTAIN PRUD AS RECORDED IN THE OFFICE OF THE WEBER COUNTY RECORDER, SAID POINT BEING SOUTH 01"09"01" WEST 1,740.81 FEET AND WEST 1,060.38 FEET FROM THE EAST QUARTER CORNER OF SECTION 6, T.7N., R.2E., S.L.B.&M. (BASIS-OF-BEARING BEING N 89°55'51" W ALONG THE LINE BETWEEN THE NORTHEAST CORNER OF SECTION 1, T.7N., R.1E., S.L.B.&M. AND THE SET WEBER COUNTY MONUMENT AT THE INTERSECTION OF THE WEBER/CACHE COUNTY LINE AND THE SECTION LINE), AND RUNNING THENCE ALONG THE SOUTH LINE OF SUMMIT PASS, A 66.00 WIDE PUBLIC ROAD, THE NEXT FIVE (5) COURSES AND DISTANCES, 1) NORTHEASTERLY 91.59 FEET ALONG THE ARC OF A 283.00 FOOT RADIUS CURVE TO THE LEFT HAVING A CENTRAL ANGLE OF 18*32'34" AND A LONG-CHORD OF N 80°35'36" E 91.19 FEET; 2) N 71°19'19" E 174.07 FEET; 3) NORTHEASTERLY 181.70 FEET ALONG THE ARC OF A 967.00 FOOT RADIUS CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 10°45'58" AND A LONG-CHORD OF N 76°42'19" E 181.44 FEET; 4) N 82°05'18" E 101.93 FEET; 5) NORTHEASTERLY 22.75 FEET ALONG THE ARC OF A 393.15 FOOT RADIUS CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 3"18"56" AND A LONG-CHORD OF N 83*44 45" E 22.75 FEET LEAVING SUMMIT PASS RIGHT-OF-WAY; THENCE ALONG THE NORTHWESTERLY RIGHT-OF-WAY LINE OF HORIZON RUN, 50 FOOT WIDE PRIVATE RIGHT-OF-WAY, THE NEXT NINE (9) COURSES AND DISTANCES, 1) SOUTHWESTERLY 29.59 FEET ALONG THE ARC OF A 10.00 FOOT RADIUS CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 169*31*14" AND A LONG-CHORD OF S 9*50*10" W 19.92 FEET; 2) S 74°55'27" W 57.18 FEET; 3) SOUTHWESTERLY 110.23 FEET ALONG THE ARC OF A 175.00 FOOT RADIUS CURVE TO THE LEFT HAVING A CENTRAL ANGLE OF 36°05'29" AND A LONG-CHORD OF S 56°52'43" W 108.42 FEET; 4) S 39°49'58" W 150.49 FEET; 5) SOUTHWESTERLY 88.17 FEET ALONG THE ARC OF A 225.00 FOOT RADIUS CURVE TO THE LEFT HAVING A CENTRAL ANGLE OF 22 27 08" AND A LONG-CHORD OF N 27*36'24" E 87.61 FEET; 6) S 16*22'50" W 55.51 FEET; 7) SOUTHWESTERLY 136.93 FEET ALONG THE ARC OF A 175.00 FOOT RADIUS CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 44°49'50" AND A LONG-CHORD OF S 38°47'45" W 133.46 FEET; 8) S 61°12'40" W 111.34 FEET; 9) SOUTHWESTERLY 91.93 FEET ALONG THE ARC OF A 275.00 RADIUS CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 190916" AND A LONG-CHORD OF S 70.4717" W 91.51 FEET TO THE SOUTHWEST CORNER OF LOT 22R OF SAID PHASE 1A SUBDIVISION; THENCE LEAVING HORIZON RUN RIGHT-OF-WAY N 00°50'02" E 400.76 FEET TO THE POINT OF BEGINNING.

CONTAINS 126,602 S.F. OR 2.906 ACRES.

TOGETHER WITH:

BEGINNING AT A POINT BEING THE NORTHEAST CORNER OF LOT 20, SUMMIT EDEN PHASE 1A AMENDMENT 4 SUBDIVISION AS RECORDED IN THE OFFICE OF THE WEBER COUNTY RECORDER, SAID POINT BEING SOUTH 01°09'01" WEST 1.620.57 FEET AND WEST 353.66 FEET FROM THE EAST QUARTER CORNER OF SECTION 6, T.7N., R.2E., S.L.B.&M. (BASIS-OF-BEARING BEING N 89'55'51" W ALONG THE LINE BETWEEN THE NORTHEAST CORNER OF SECTION 1, T.7N., R.1E., S.L.B.&M. AND THE SET WEBER COUNTY MONUMENT AT THE INTERSECTION OF THE WEBER/CACHE COUNTY LINE AND THE SECTION LINE) AND RUNNING THENCE S 19'48'51" E 190.92 FEET; THENCE S 12"3'35" W 328.90 FEET; THENCE S 17"13'34" E 234.64 FEET; THENCE S 57'03'17" W 77.42 FEET TO THE SOUTHEAST CORNER OF LOT 18. SAID PHASE 1A SUBDIVISION: THENCE N 25'49'22" W 565.38 FEET: THENCE N 84°59'22" W 116.50 FEET TO A POINT ON THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF HORIZON RUN; THENCE ALONG THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF HORIZON RUN. 50 FOOT WIDE PRIVATE RIGHT-OF-WAY, THE NEXT SIX (6) COURSES AND DISTANCES, 1) NORTHEASTERLY 18.07 FEET ALONG THE ARC OF A 175.00 FOOT RADIUS CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 5"54"56" AND A LONG-CHORD OF N 35'52'30" E 18.06 FEET, 2) N 38'49'58" E 150.49 FEET, 3) NORTHEASTERLY 78.74 FEET ALONG THE ARC OF A 125.00 FOOT RADIUS CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 36°05'29" AND A LONG-CHORD OF N 56°52'43" E 77.44 FEET, 4) N 74°55'27" E 58.91 FEET, 5) NORTHEASTERLY 79.90 FEET ALONG THE ARC OF A 100 FOOT RADIUS CURVE TO THE LEFT HAVING A CENTRAL ANGLE OF 45*46'38" AND A LONG-CHORD OF N 52'02'08" E 77.79 FEET, 6) NORTHEASTERLY 34.76 FEET ALONG THE ARC OF A 30.00 FOOT RADIUS CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 66°23'10" AND A LONG-CHORD OF N 62°20'24" E 32.85 FEET LEAVING HORIZON RUN RIGHT OF WAY; THENCE ALONG THE SOUTHERLY LINE OF SUMMIT PASS RIGHT-OF-WAY S 84*28'01 E 45.85 FEET TO THE NORTHEAST CORNER OF LOT 20 AND THE POINT OF

CONTAINS 148,348 S.F. OR 3.406 ACRES

SURVEYOR'S NARRATIVE:

1. THE PURPOSE FOR THIS SURVEY AND PLAT IS TO AMEND THE HORIZON NEIGHBORHOOD AT POWDER MOUNTAIN P.R.U.D., AND LOT 120 OF THE SUMMIT EDEN PHASE 1A AMENDMENT 4 SUBDIVISION, FOR THE PURPOSE OF SUBDIVIDING THOSE LOTS TO CREATE THIS P.R.U.D. FOR BUILDABLE RESIDENTIAL LOTS. THIS PLAT ALSO REMOVES THE PORTION OF THE 100' SKI EASEMENT THAT LIES WITHIN THE BOUNDARY OF THIS SUBDIVISION. SAID EASEMENT IS SHOWN ON THE SUMMIT EDEN PHASE 1A, SUMMIT EDEN PHASE 1A AMENDMENT 4, AND HORIZON NEIGHBORHOOD AT POWDER

2. THE BASIS-OF-BEARING FOR THIS PLAT IS N 89°55'51"W ALONG THE NORTH SECTION LINE BETWEEN THE NORTHEAST CORNER OF SECTION 1, T.7N., R.1E., S.L.B.&M., AND A FOUND WEBER COUNTY MONUMENT AT THE INTERSECTION OF THE WEBER/CACHE COUNTY LINE AND SAID SECTION SECTION LINE. (THIS BEARING DIFFERS FROM THE WEBER COUNTY SURVEYOR'S BEARING BY 00°0014" AS SHOWN ON THE COUNTY LINE DECLARATION RECORD PLAT BOOK 74, PAGE 64.)

3. THE BOUNDARY LINES WERE SET BY THE EXISTING PLATS OF HORIZON NEIGHBORHOOD AT POWDER MOUNTAIN PRUD, AND LOT 120 OF THE SUMMIT EDEN PHASE 1 A AMENDMENT 4 SUBDIVISION. THE LOCATION OF SAID PLATS WERE DETERMINED BY THE FOUND CENTERLINE MONUMENTS IN SUMMIT PASS, AND HORIZON RUN, AND SECTION CORNER MONUMENTS AS REFERENCED ON EXISTING PLAT. FOUND SURVEY MONUMENT USED ARE SHOWN



Sheet 1 of 2

WEBER COUNTY COMMISSION ACCEPTANCE

RECORDED #
TATE OF UTAH, COUNTY OF WEBER, ECORDED AND FILED AT THE
EQUEST OF:
NTRY NO:
ATE:TIME:
OOK:PAGE:
EE \$
EBER COUNTY RECORDER

WEBER COUNTY ATTORNEY OWNER

SMHG PHASE I, LLC 3632 N. WOLF CREEK DR. EDEN, UT 84310

I HAVE EXAMINED THE FINANCIAL GUARANTEE AND OTHER DOCUMENTS ASSOCIATED WITH THIS SUBDIVISION PLAT AND IN MY OPINION THEY CONFORM WITH THE COUNTY ORDINANCE APPLICABLE THERETO AND NOW IN FORCE AND SIGNED THIS _____ DAY OF _____ , 20 _____.

SIGNATURE

I HEREBY CERTIFY THAT THE WEBER COUNTY SURVEYOR'S OFFICE HAS REVIEWED THIS PLAT AND ALL CONDITIONS FOR APPROVAL BY THIS OFFICE HAVE BEEN SATISFIED. THE APPROVAL OF THIS PLAT BY THE WEBER COUNTY SURVEYOR DOES NOT RELIEVE THE LICENSED LAND SURVEYOR WHO EXECUTED THIS PLAT FROM THE RESPONSIBILITIES AND/OR LIABILITIES ASSOCIATED THEREWITH. SIGNED THIS ______ DAY OF ______, 20_____.

COUNTY SURVEYOR

WEBER COUNTY SURVEYOR

HEREBY CERTIFY THAT THE REQUIRED PUBLIC MPROVEMENT STANDARDS AND DRAWINGS FOR THIS SUBDIVISION CONFORM WITH COUNTY STANDARDS AND THE AMOUNT OF THE FINANCIAL GUARANTEE IS SUFFICIENT FOR | 20 _____. THE INSTALLATION OF THESE IMPROVEMENTS. SIGNED THIS _____ DAY OF _____ , 20 ____ .

SIGNATURE

WEBER COUNTY ENGINEER

WEBER COUNTY PLANNING COMMISSION APPROVAL THIS IS TO CERTIFY THAT THIS SUBDIVISION PLAT WAS DULY APPROVED BY THE WEBER COUNTY PLANNING COMMISSION ON THE DAY OF _____

CHAIRMAN-WEBER COUNTY PLANNING COMMISSION

THIS IS TO CERTIFY THAT THIS SUBDIVISION PLAT, THE DEDICATION OF STREETS AND OTHER PUBLIC WAYS AND FINANCIAL GUARANTEE OF PUBLIC IMPROVEMENTS ASSOCIATED WITH THIS SUBDIVISION THEREON ARE HEREBY APPROVED AND ACCEPTED BY THE COMMISSIONERS OF WEBER COUNTY, UTAH THIS ______ , 20_____ , 20____ . CHAIRMAN, WEBER COUNTY COMMISSION ATTEST: