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2/7/2019 3:00:00 PM \$16.00  
Book - 10751 Pg - 2990-2993  
RASHELLE HOBBS  
Recorder, Salt Lake County, UT  
HOLLAND & HART LLP CO  
BY: eCASH, DEPUTY - EF 4 P.

RECEIVED

FEB 11 2019

Environmental Response &  
Remediation

When Recorded Return To:

Danielle Gonzalez, Esquire  
Greenberg Traurig, P.A.  
333 S.E. 2<sup>nd</sup> Avenue  
Miami, FL 33131

With Copy To:

Project Manager, Voluntary Cleanup Program Site ID C082  
Utah Department of Environmental Quality  
Division of Environmental Response and Remediation  
P.O. Box 144840  
Salt Lake City, UT 84114-4840

Parcel No. 150110803300

**ENVIRONMENTAL COVENANT  
AMENDMENT ASSIGNING HOLDER**

1. This Environmental Covenant Amendment (Amendment) is made pursuant to the Utah Uniform Environmental Covenants Act, Utah Code Ann. Section 57-25-101, *et seq.*, specifically Section 57-25-110 of that Act, to assign the original Environmental Covenant to a new Holder, Gateway Residences, LP, a Delaware limited partnership. It amends that Environmental Covenant created by Alta Gateway Owner, LLC, Grantor, recorded on September 28, 2018, with the Salt Lake County County Recorder's Office, Entry Number 12857864 at Book 10716 Page 8848.

2. Paragraph 5, Holder, is replaced in its entirety by the following:

Holder. Gateway Residences, LP, shall be the grantee ("Holder") of this environmental covenant as defined in Sections 57-25-102(6), 103(1), 103(3)(b). Holder may enforce this environmental covenant. Holder's obligations hereunder are limited to the specific provisions and the limited purposes described herein. Subject to the provisions hereof, Holder's rights and obligations survive the transfer of the Property.

3. Paragraph 17, Notice, is replaced in its entirety by the following:

Notice. Unless otherwise notified in writing by or on behalf of the pertinent party any document or communication required by this environmental covenant shall be submitted to:

Environmental Covenant  
Amendment Assigning Holder  
Gateway Residences, LP, Property  
Page 2

*If to the UDEQ:*

Project Manager, Voluntary Cleanup Program Site ID C082  
Division of Environmental Response and Remediation  
Utah Department of Environmental Quality  
P.O. Box 144840  
Salt Lake City, UT 84114-4840

*If to Gateway Residences, LP:*

Attention: Asset Manager-Gateway Residences (Utah)  
2001 Ross Avenue, Suite 3400  
Dallas, TX 75201

4. All other terms of the original Environmental Covenant remain unaffected by this Amendment.
5. Under paragraph 13, Amendment or Termination, any Grantor or previous Holder who has no fee simple interest in the Property subject to the Environmental Covenant has waived rights to consent to or to receive notice of amendment of the Environmental Covenant. Neither the Grantor nor any previous Holder not named as a Holder under this Amendment has a fee simple interest in the Property. Therefore, the signatories to this Amendment are Gateway Residences, LP, who is also the current owner, and the Department of Environmental Quality.


*[CONTINUES ON FOLLOWING PAGE]*

GATEWAY RESIDENCES, LP, a Delaware Limited Partnership  
as Holder and Owner

By: Gateway Residences GP, LLC, a Delaware Limited  
Liability Company, its General Partner

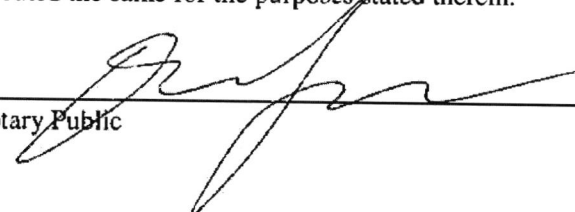
By: Ron Ragsdale

Its: Vice President

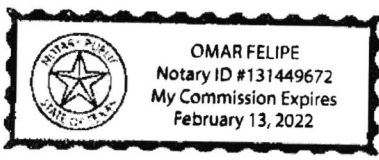
  
\_\_\_\_\_ Date: 1/11/2019  
Ron Ragsdale, Vice President

State of Texas ) )  
County of Dallas ) ) SS:

On this 11<sup>th</sup> day of January, 2019 appeared before me Ron Ragsdale, as Vice  
President of Gateway Residences GP, LLC, as General Partner of Gateway Residences, LP, who,  
his identity and position having been satisfactorily established to me, affirmed to me upon oath  
that the governing body of Gateway Residences, LP, Holder herein has authorized him to  
execute the foregoing Environmental Covenant Amendment Assigning Holder, and did duly  
acknowledge in my presence having executed the same for the purposes stated therein.

  
\_\_\_\_\_  
Notary Public

My Commission Expires:  
2/13/22



**UTAH DEPARTMENT OF ENVIRONMENTAL QUALITY**

The Utah Department of Environmental Quality authorized representative identified below hereby approves the foregoing Environmental Covenant Amendment Assigning Holder pursuant to Utah Code Ann. Sections 57-25-102(2) and 57-25-104(1)(e).

Brent H. Everett  
Brent H. Everett, Director  
Division of Environmental Response and Remediation  
Utah Department of Environmental Quality

2/5/2019  
Date

State of Utah            )  
                                  )     ss:  
County of Salt Lake    )

On this 5<sup>th</sup> day of February, 2019 appeared before me Brent H. Everett, an authorized representative of the Utah Department of Environmental Quality, personally known to me, or whose identity has been satisfactorily established to me, who acknowledged to me that he executed the foregoing Environmental Covenant Amendment Assigning Holder.

Shane R. Bekkellom  
Notary Public

My Commission Expires:  
October 3, 2020

