

AMENDMENT TO DECLARATION OF PROTECTIVE COVENANTS

Whereas, Benchmark Real Estate Company is the owner and possessor of the following described property situated in Davis County, Utah:

All of Lots 37 through 73, HUCKLEBERRY SUBDIVISION NO. 2, according to the official plat thereof, recorded in the office of the County Recorder of Davis County, Utah.

12-311-0037 thru 0073

Whereas, on December 4, 1996 there was recorded in the office of the County Recorder of Davis County the original Declaration of Protective Covenants which was recorded as Entry No. 1291125, in Book 2070, at page 1080. Said Declaration runs with the land known as Huckleberry Subdivision No. 1.

Now therefore the undersigned Benchmark Real Estate Company states and declares the following:

- A. The lots in Huckleberry Subdivision No. 2 are hereby made subject to the original Declaration of Protective Covenants.
- B. Therefore, all lots contained in Huckleberry Subdivision No. 1 and Huckleberry Subdivision No. 2 shall be subject to the original Declaration of Protective Covenants referred to above.

Witness my hand this 5th day of April, 1998

12-260-0001 thru 0036

BENCHMARK REAL ESTATE COMPANY

BY: *Brent A. Nelson*
BRENT A. NELSON, President

STATE OF UTAH
SS.
COUNTY OF DAVIS

E 1395560 B 2271 P 448
JAMES ASHAUER, DAVIS CNTY RECORDER
1998 APR 8 1:55 PM FEE 80.00 DEP MEC
REC'D FOR FOUNDERS TITLE COMPANY

On the 5th day of April, 1998, personally appeared before me BRENT A. NELSON, who being by me duly sworn did say that (s)he, the said BRENT A. NELSON is the President of BENCHMARK REAL ESTATE COMPANY, and that the within and foregoing instrument was signed in behalf of said Corporation by authority of a resolution of its Board of Directors, and said Corporation executed the same.

Jim C. Morris
NOTARY PUBLIC

My Commission Expires: 10-30-99
Residing at: Davis County

