

LISMORE GREENS HOMEOWNERS ASSOCIATION, INC.

**SECOND AMENDMENT TO DECLARATION OF
COVENANTS, CONDITIONS AND RESTRICTIONS**

THIS SECOND AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS ("Second Amendment), is made this ____ day of April, 2003, by LISMORE GREENS, L.L.C., a Utah limited liability company ("Declarant").

WITNESSETH:

WHEREAS, Hamlet made, executed and caused to be recorded, as Declarant, that certain Declaration of Covenants, Conditions and Restrictions dated July 18, 2002 and recorded among the Salt Lake County Recorder's Office in Book 8621, page 4837-4859 et seq., pursuant to which the Declarant subjected all that property described in the Declaration (the "Property") and Declarant formed an association known as, "Lismore Greens Homeowners Association" ("Association"); and

WHEREAS, pursuant to Article 3.2 of the Declaration, Declarant reserved the right to add to the Property additional land within that area described in Exhibit "B" attached to the Declaration; and

WHEREAS, Declarant, is the owner of that certain property described in Exhibit "A" attached hereto and incorporated herein, and that property is within the area described in Exhibit "B" attached to the Declaration, and Declarant wishes to add that property described in Exhibit "A" attached hereto to the Property subjected to the Declaration.

NOW THEREFORE, the Declarant hereby declares that the Declaration of Covenants, Conditions and Restrictions be amended as follows:

1. All that property described in Exhibit "A" attached hereto is annexed to the Property subject to the Declaration, and shall be held, sold and conveyed subject to the easements, declarations, covenants and conditions set forth in the Declaration, which are for the purpose of protecting the value and desirability, and enhancing the attractiveness of the Property, and which shall run with the Property and shall be binding upon all parties having any right, title or interest in the Property or any part thereof, their heirs, personal representatives, successors and assigns, and shall inure to the benefit of each owner of the Property or any part thereof and their respective heirs, personal representatives, successors and assigns, and the Association.

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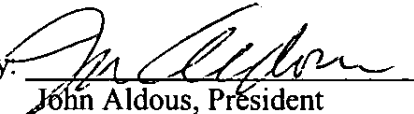
2. The Common Area to be owned by the Association at the time of the conveyance of the first lot contained within the Property described in Exhibit "B" attached hereto, is more particularly described in Exhibit "A" attached hereto and made a part hereof. References to streets and other Common Areas described in Exhibit "A" are for reference only, and the streets and Common Areas are intended for use by the Owners for access, ingress, egress, recreation and other related activities. The designated areas are not dedicated hereby for use by the general public, but are dedicated for the common use and enjoyment of the Owners as more fully set forth in the Declaration herein.

In all other respects, the Declaration, as amended, remains unchanged.

WITNESS the hand and seal of Lismore Greens L.L.C. on the day herein above first written.

WITNESS/ATTEST:

LISMORE GREENS L.L.C.
By: HAMLET HOMES CORPORATION,
Member

By:  (SEAL)
John Aldous, President

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STATE OF UTAH, CITY/COUNTY OF SALT LAKE, TO WIT:

I HEREBY CERTIFY that on this 15th day of April, 2003, before me, the subscriber, a Notary Public of the State of Utah, personally appeared John Aldous, known to me or suitably proven, who acknowledged himself to be President of Hamlet Homes Corporation, Member of Lismore Greens, L.L.C., the entity named in the foregoing instrument, and who, being authorized to do so, in my presence, signed and sealed the same and acknowledged the same to be the act and deed of such entity.

AS WITNESS my hand and seal.

Susan Lister
Notary Public

My Commission Expires: 7-8-06



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Lismore Greens L.L.C.
308 East 4500 South, #200
Murray, Utah 84107

CONSENT AND AGREEMENT OF LENDER AND TRUSTEE

U.S. Title Company of Utah and Wells Fargo Bank Northwest N.A., are, respectively, the Trustee and the Beneficiary under that certain Deed of Trust dated June 21, 2002, and recorded as Entry No. 8275291 in Book 8613 at Pages 1026 of the Official Records of Salt Lake County, Utah hereby join in the foregoing Declaration of Covenants, Conditions and Restrictions for the express purpose of subordinating all of their respective right, title and interest under such Deed of Trust in and to the real property described in Exhibit A such to the operation and effect of such Declaration.

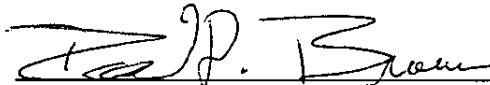
Nothing in the foregoing provisions of this Consent and Agreement of Trustee and Beneficiary shall be deemed in any way to create between the person named in such Declaration as "the Declarant" and any of the undersigned any relationship of partnership or joint venture, or to impose upon any of the undersigned any liability, duty or obligation whatsoever.

IN WITNESS WHEREOF, the Trustee and Beneficiary have executed and sealed this Consent and Agreement of Trustee and Beneficiary or caused it to be executed and sealed on its behalf by its duly authorized representatives, this ____ day of April 2003.

WITNESS OR ATTEST:

TRUSTEE:


U.S. TITLE COMPANY OF UTAH

 (SEAL)
By: Dave Brown
Its: President

WITNESS OR ATTEST:

BENEFICIARY:

WELLS FARGO BANK NORTHWEST, N.A.

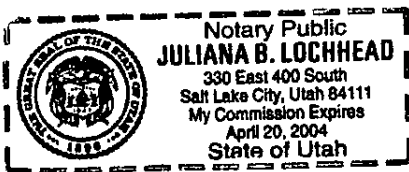
 (SEAL)
By: Harro Van Leeuwen
Its: Vice President

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STATE OF UTAH
COUNTY OF SALT LAKE: TO WIT:

I HEREBY CERTIFY, that on this 16th day of April, 2003, before me, the subscriber, a Notary Public in and for the State of Utah and Salt Lake County aforesaid, personally appeared Dave Brown, on behalf of U.S. Title Company of Utah, Trustee, known to me or satisfactorily proven to be the person whose name is subscribed to the foregoing instrument, who acknowledged that he has executed it on behalf of the Trustee for the purposes therein set forth, and that it is his act and deed.

IN WITNESS WHEREOF, I have set my hand and Notarial Seal, the day and year first above written.



Lochhead
Notary Public

My commission expires: 04/20/04.

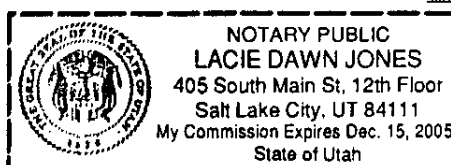
STATE OF UTAH
COUNTY OF SALT LAKE: TO WIT:

I HEREBY CERTIFY, that on this 15th day of April, 2003, before me, the subscriber, a Notary Public in and for the State of Utah and Salt Lake County aforesaid, personally appeared Harro Van Leeuwen, The Vice President of Wells Fargo Bank Northwest N.A., Beneficiary, known to me or satisfactorily proven to be the person whose name is subscribed to the foregoing instrument, who acknowledged that he has executed it on behalf of the Beneficiary for the purposes therein set forth, and that it is his act and deed.

IN WITNESS WHEREOF, I have set my hand and Notarial Seal, the day and year first above written.

Lacie Dawn Jones
Notary Public

My commission expires: Dec 15, 2005



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EXHIBIT "B"

**DESCRIPTION OF COMMON AREAS
TO BE SUBMITTED TO THE HOMEOWNERS ASSOCIATION**

All that area shown as "Common Area Open Space" on the Plats entitled, "Lismore Greens, Phase 2", and "Lismore Greens, Phase 3", which Plat is recorded among the Recorder's Office of Salt Lake County.

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EXHIBIT "A"

**DESCRIPTION OF LOTS
TO BE SUBMITTED TO THE HOMEOWNERS ASSOCIATION**

BEING KNOWN AND DESIGNATED as Lots 201 through and including ²²⁰~~213~~ and the Common Area shown on Plat entitled, "Lismore Greens P.U.D. Phase 2", and Lot Nos. 301 through and including 324 and the Common Area shown on Plat entitled, "Lismore Greens P.U.D. Phase 3" recorded among the Recorder's Office of Salt Lake County in Plat Book ___ No. ___, Folios ___ and ___ on _____, among the Recorder's Offices of Salt Lake County.

PARCEL # 21-32-227-019
21-32-276-016

8617350
04/18/2003 11:32 AM 66.00
Book - 8780 Pg - 4452-4458
GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
HAMLET HOMES
308 E 4500 S STE.200
MURRAY UT 84107
BY: RDJ, DEPUTY - WI 7 P.

BK 8780 PG 4458