RECORDING REQUESTED BY AND WHEN RECORDED MAIL TO:

THE KRASNOVE LAW FIRM Torrance Executive Plaza West 3838 Carson Street, Suite 210 Torrance, California 90503 Attention: Edward Krasnove, Esq. 00696045 RKOLLI PG01779-01787A

ALAN SPRIGGS, SUMMIT OU RECORDER 2004 APR 23 11:44 AM FEE \$126.00 BY GGB REQUEST: METRO NATIONAL TITLE

(SPACE ABOVE THIS LINE FOR RECORDER'S USE)

AMENDMENT TO DECLARATION OF CONTENANTS, CONDITIONS AND > RESTRICTIONS FOR NORTH BENCH FARMS

THIS AMENDMENT TO DECLARATION OF COVENANTS CONDITIONS AND RESERVETIONS FOR NORTH BENCH FARMS (this "Amendment") is made as of , 2004, by NOŘTH BENCH FARMS, LLC, a Útah limited liability the Way of Upu çempany ("Developer").

RECITALS

- On December 11, 2001, Developer recorded a Declaration of Covenants, A. Conditions and Restrictions for North Bench Farms (the "CC&Rs") as Entry No. 00605683 in the Office of the Summit County Recorder against certain real property located in Summit County, Utah, and more particularly described in Exhibit 1 attached hereto (the Property").
- Developer now desires to make certain amendments to the CC&Rs, as more fully set forth below.

NOW, THEREFORE, for the reasons recited above the Developer hereby coverants agrees and declares as follows:

- CAPITALIZED TERMS. All initially capitalized terms, unless specifically defined 1. herein, shall have the meanings ascribed thereto in the CC&Rs.
- AMENDMENT OF CC&Rs (THE CC&Rs is amended as follows:
 - A new paragraph is added to Section 4 of the C&Rs to read as follows: (a)
- Approved Plans. Every dwelling and constructed on the Property shall 'nn. fully conform to Developer's residential floor plans, including drawings and elevations, in all material respects. No dwelling units constructed on the Property shall have less than 1,270 square feet of above ground floor area, excluding basements, garages and covered patios. "

Grosse\NorthBench\ Amendment to CC&Rs 3.25.04

- A new paragraph o" is added to Section 4 of the CC&Rs to read as follows:
- Exterior Finishes. Every dwelling unit constructed on the Property shall have exterior finishes of the same materials and colors identified on the attached Exhibit 2."
 - A new paragraph "p" is added to Section 4 of the CC&Rs to read as follows:
 - Front Yard Landscaping. Every dwelling unit constructed on the Lots shall at a minimum have the following front yard landscaping:
 - two (2) trees in the front yards each being one inch (1") to one and a half inch (1-1/2") minimum caliper;
 - ten (10) to twelve (12) shrubs in the front yard, each being a minimum of 2 gallons
 - (iii) sod in the front yard, extending five (5) feet down both sides of the dwelling unit from the front wall of the unit; and
 - (iv) landscape sprinkler system."
 - A new paragraph (p) is added to Section 4 of the Coaks to read as follows:
 - Completion Work. Any "sweat equity" completion work on a dwelling unit shall be performed Between the hours of 8 a.m., and 9 p.m. Monday through Friday, and between the hours of A.a.m. and 6 p.m. on Saturday and Sunday. Any work performed shall be in keeping with the principle of "quiet use and enjoyment" and with full consideration being given to the subdivision residents."

CMISCELLANEOUS.

- Confirmation of CC&Rs. Except as amended hereby, all of the terms covenants and conditions of the CC&Rs shall remain in full force and effect.
- Entire Agreement. This Amendment constitutes the entire agreement with respect to the subject matter hereof.
- Governing Law. This Amendment shall be governed by and construed in accordance with the laws of the State of (Hah)
- Recordation. This Amendment shall be recorded in the Office of the Summit der. County Recorder.

BK1614 PG1780

IN WITNESS WHEREOF, the Developer has executed this Amendment as of the day ar first above written.

H BENCH FARMS, LLC limited liability company

We Rroject, LLC,

Utah limited liability company and year first above written NORTH BENCH FARMS, LLC Una official Color a Utah limited liability company By: Utah limited liability company Manager of North Bench Farms, LLC FOURSQUARE PROPERTIES, INC., By: a California corporation Manager of JL Project, LLC STATE OF UTAH COUNTY OF SALT LAKE Hart Jugat before me Vitch personativ personally known to me (or proved to me on the basis of satisfactory evidence) to be the persons whose mame(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/thex executed the same in his/her/their authorized capacity, and that by his/her/their signature on the instrument, the person stor the entity upon behalf of which the persons acted, executed the instrument. dico 189 WITNESS myhand and official seal. Signature August 10, 2006 Anna IRONS 345 East Broadway O Salt Lake City, Stat (86) 1 OFFIGION COPY BK1614 PG1781 Amendment to CC&Rs 3.25.04

and lots of North Bench Farms according to the official plat thereof recorded December 11, 2001 as Entry No. 605682 in the Office of the Summit County Recorder Unofficial Copy Una Affiliation Colory Umofficial copy Unofficial copy Umorriela.

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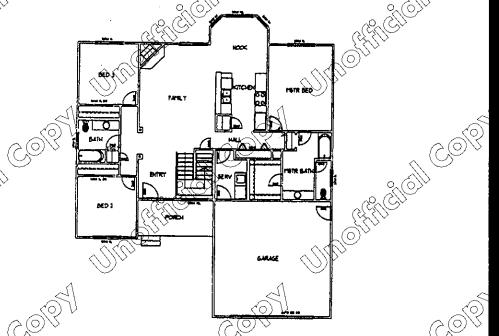


Umorrigical colory Square Footage

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Finished Unfi-1365

Unfinished



Base price does not include optional features. Location of house to be determined by builder. Reported square footage is approximate and based upon architects design, some areas may vary depending upon construction. Stated price may not include lot premium and options or any items shown by artist's rendition. Plans, financing terms, availability and specifications may change without notice. Final purchase price will include adjustments for options, costs incurred due to lot configuration, and lot premium for size, location, et as these items are not included in the base price. All homes subject to prior sale.

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PKAN 1510

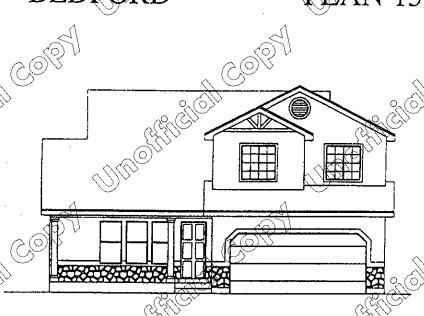
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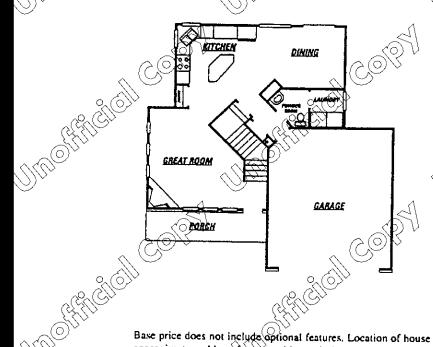
Main Floor 713

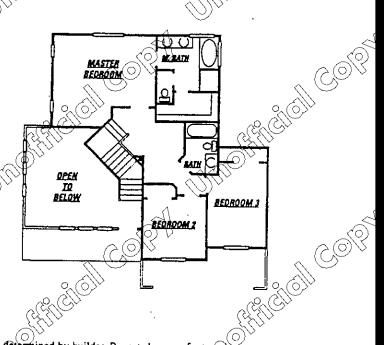
Upper Floor 798

Unfinished

Total







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PLAN N 1560



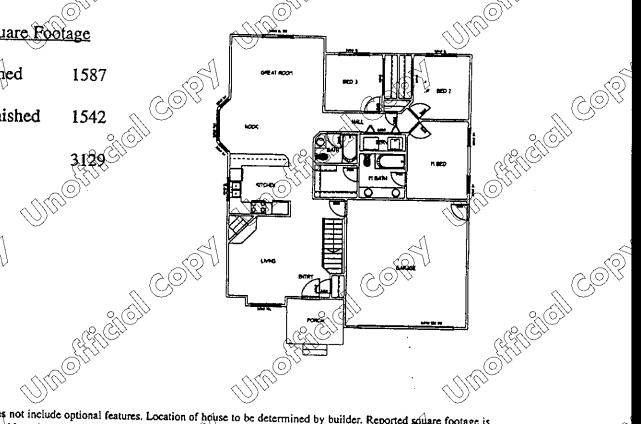
Square Pootage

Umorralell Golovi

Finished

OV Unfinished

Total



Uno Africal Gold Base price does not include optional features. Location of house to be determined by builder. Reported square footage is BK1614 PC1786 approximate and based upon architects design, some areas may vary depending upon construction. Stated price may not include lot premium and options or any items shown by artist's rendition. Plans, financing terms, availability and specifications may change without notice. Final purchase price will include adjustments for options, costs incurred due to lot configuration, and lot premium for size, location, etc. as these items are not included in the base price. All homes subject to prior sale.

CAMBRIDGE

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Square Footage

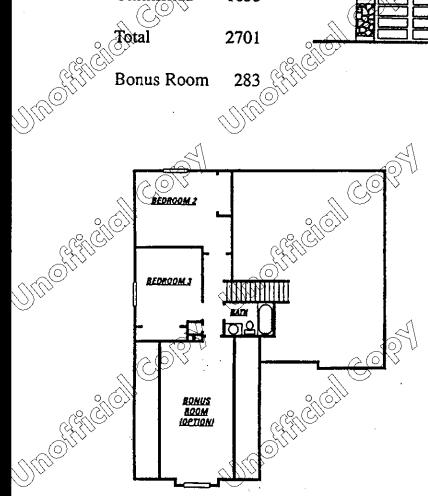
Main Flor 1185

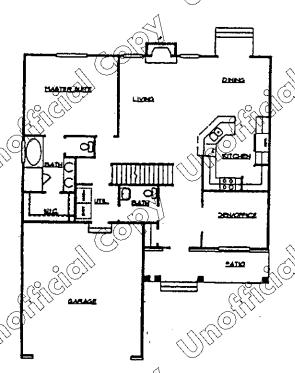
1053 Unfinished

2701

Bonus Room







Base price does not include optional features. Location of house to be determined by builder Reported square footage is appreximate and based upon architects design, some areas may vary depending upon construction. Stated price may not include tot premium and options or any items shown by artist's rendition. Plans, financing terms availability and specifications may change without notice. Final purchase price will include adjustments for options, costs incurred due to lot configuration, and to premium for size, location, etc. (18 these items are not included in the base price All-homes subject to prior sale.

DORCHESTER

PLAN 1790

Square Footage

Ura Efficient Colors

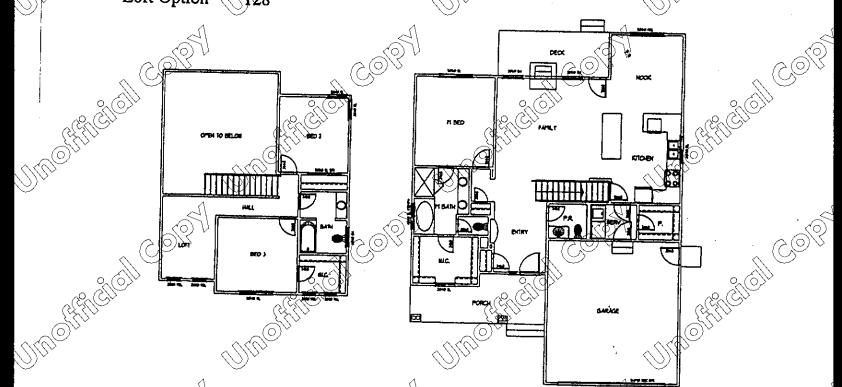
Finished 1790

Unfinished 1380

Total 3170

Loft Option 128





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