

AMENDMENT TO DECLARATION OF
RESTRICTIVE COVENANTS, CONDITIONS AND RESTRICTIONS
OF KAUFMAN AN BROAD AT PILGRIMS LANDING

This Amendment to Declaration of Restrictive Covenants, Conditions and Restrictions of Kaufman and Broad at Pilgrims Landing (the "Amendment"), made this ___ day of January, 1999, is made pursuant to the provisions for amendment of that certain Declaration of Restrictive Covenants, Conditions and Restrictions of Kaufman and Broad at Pilgrims Landing, recorded in the official records of Utah County, State of Utah on November ___, 1998, as Entry No. 119013 in Book 4862, at Pages 692, et seq..

W I T N E S S E T H:

WHEREAS, there has previously been filed a Declaration of Restrictive Covenants, Conditions and Restrictions ("Declaration") concerning the property described on Exhibit "A" and referred to as "the Subdivision", which declarations were recorded in the official records of Utah County, as set forth above;

WHEREAS, Declarant, which as of the date hereof owns all of the Lots within the Subdivision, desire to amend the Declaration, to (1) expressly authorize the Maintenance Association organized pursuant to the Declaration to enter upon each of the Lots within the Subdivision in order to accomplish its maintenance obligations as set forth in the Declaration, and (2) to modify the manner in which the pressurized irrigation system of the Subdivision is procured and billed;

WHEREAS, Section 20 of the Declaration permits amendments to the Declaration by Declarant at any time, at Declarant's sole discretion, so long as Declarant owns a majority of the Lot within the Subdivision;

WHEREAS, Kaufman and Broad of Utah, Inc., a California corporation, the Declarant of the Declarations, has duly approved the following amendments to the Declaration as hereinafter set forth.

NOW, THEREFORE, it is agreed as follows:

1. The Declaration is hereby amended by adding as subparagraph 4.g, thereto the following:

g. Authority of Harbor Point HOA. In order to inspect, repair, and maintain the common areas of the Subdivision and carry out the directives of the Harbor Point Committee as authorized by the Declaration, the Harbor Point HOA is hereby given authority, right and power to enter upon the Lots at reasonable times for those limited purposes.

ENT 17724 BK 4975 PG 252
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
1999 Feb 12 4:26 pm FEE 14.00 BY 55
RECORDED FOR KAUFMAN BROAD

EXHIBIT A

Beginning at a point located 1901.00 feet North 89°51'26" West along the Section line from the South quarter corner of Section 25, Township 4 South, Range 1 West, Salt Lake Base and Meridian and running thence: North 89°51'26" West 424.36 feet; thence North 39°19'21" West 526.02 feet; thence South 1°26'24" West 114.12 feet; thence North 38°44'35" West 900.26 feet; thence North 38°50'43" West 426.24 feet; thence South 89°21'33" East 88.17 feet; thence North 49°38'21" West 350.32 feet; thence North 48°49'11" East 1364.31 feet to a point located 200.00 feet South 0°24'17" West from the West quarter corner of said Section 25; thence North 32°45'59" East 237.67 feet; thence North 32°45'31" East 406.24 feet; thence South 46°07'15" East 409.50 feet; thence South 48°02'33" East 87.42 feet; thence South 47°16'20" East 46.90 feet; thence South 42°38' West 325.00 feet; thence South 47°16' East 546.00 feet; thence North 42°38' East 130.48 feet; thence South 47°22' East 867.50 feet; thence South 56°52' West 19.02 feet; thence South 47°22' East 267.51 feet; thence South 89°56'47" West 1088.23 feet; thence South 1325.82 feet to the point of beginning.

TOGETHER WITH ALL RIGHTS, titles and interest in Grantors Prorata Well right 55-7794 (A-266327).

* * *