

AMENDMENT TO THE
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS
AND RESERVATION OF EASEMENT
FOR
MONTANA VISTA
A Planned Unit Development

THIS AMENDMENT is made this _____ day of June, 2004.

WHEREAS, on May 23, 2003, SHELBOURNE L.L.C., (the "Declarant"), recorded as Entry Number 8661844 a plat with the Salt Lake County Recorder's Office entitled "Montana Vista, a Planned Unit Development," (the "Plat Map"); and

WHEREAS, the Declarant amended the Plat Map by filing for record with the Salt Lake County Recorder's Office a plat entitled "Montana Vista P.U.D. - Amended" (the "Amended Plat") as Entry Number _____ on June ____, 2004; and

WHEREAS, the Declarant desires to encumber the Amended Plat with the covenants, conditions, restrictions and reservation of easement contained in that certain Declaration recorded with the Salt Lake County Recorder's Office as Entry Number 8919143 on December 9, 2003.

NOW, THEREFORE, the Declarant hereby amends the Declaration of Covenants, Conditions and Restrictions and Reservation of Easement for Montana Vista, a Planned Unit Development, as follows:

Declarant hereby amends the Declaration of Covenants, Conditions, and Conditions and Restrictions and Reservation of Easement for Montana Vista, a Planned Unit Development, to provide: (a) that the term "Lot" shall refer to those certain lots reflected on the Amended Plat, and (b) that any references, direct or indirect... to the term "plat" shall refer to the Amended Plat.

9096997
06/22/2004 09:26 AM 46.00
Book - 9004 Pg - 394-397
GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
JOHN G MCGEE
BY: EHB, DEPUTY - WI 4 P.

SHELBOURNE L.L.C.

By


Marvin Hendrickson

By

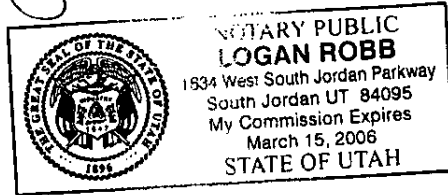
John G. McGee

STATE OF UTAH)
(ss:
COUNTY OF SALT LAKE)

On this 16 day of June, ~~2003~~²⁰⁰⁴, personally appeared before me Marvin Hendrickson, being by me duly sworn and the said individual did say that he is a managing member of SHELBOURNE L.L.C., a Utah limited liability company, and that the within and foregoing Amendment was signed in behalf of the said limited liability company.

Logan Robb
NOTARY PUBLIC
Residing at: Salt Lake

My Commission Expires:
3/15/06

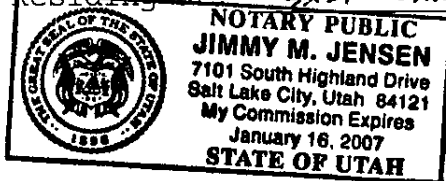


STATE OF UTAH)
(ss:
COUNTY OF SALT LAKE)

On this 5th day of June, ~~2003~~²⁰⁰⁴, personally appeared before me ROBERTO LEONE, being by me duly sworn and the said individual did say that he signed the foregoing Amendment.

Jimmy M. Jensen
NOTARY PUBLIC
Residing at: SALT LAKE

My Commission Expires:
1/16/07

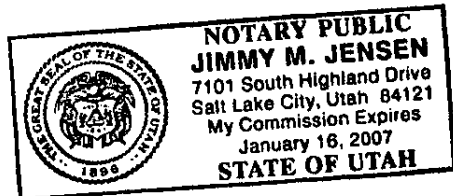


STATE OF UTAH)
(ss:
COUNTY OF SALT LAKE)

On this 16th day of JUNE, ~~2003~~²⁰⁰⁴, personally appeared before me STACY S. JOHNSON and BENJAMIN JOHNSON, being by me duly sworn and the said individuals did say that they signed the foregoing Amendment.

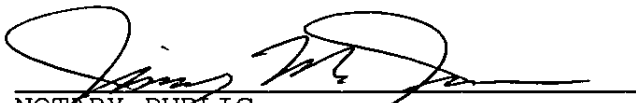
Jimmy M. Jensen
NOTARY PUBLIC
Residing at: SALT LAKE CITY

My Commission Expires:
1/16/07

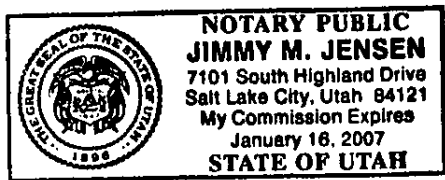


STATE OF UTAH)
(ss:
COUNTY OF SALT LAKE)

On this 8th day of June, ^{2004 (mb)} 2003, personally appeared before me KENGO SHIRATA and ~~KOKO~~ SHIRATA, being by me duly sworn and the said individuals did ^{voluntarily} say that they signed the foregoing Amendment.


NOTARY PUBLIC
Residing at: SALT LAKE CITY

My Commission Expires:
1/16/07



The following owners of Lots in Montana Vista P.U.D. hereby acknowledge that the Declaration has been amended pursuant to the terms of this Amendment and agree to be bound by the terms thereof.

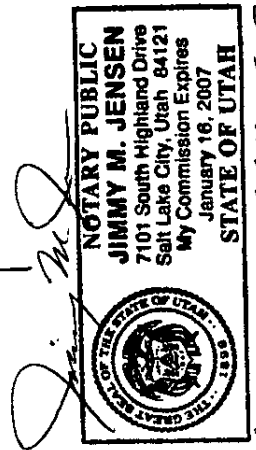
Lot 1
[Signature]
Roberto Leone

Lot 10
[Signature]
Stacy S. Johnson
[Signature]
Benjamin Johnson

Lot 21
[Signature]
Kengo Shirata

[Signature]
~~Kengo Shirata~~
Yoko
[Signature]
PATRICIA K. PETERSON

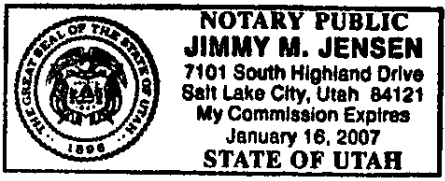
STATE OF UTAH)
(ss:
COUNTY OF SALT LAKE)



On this 8th day of JUNE, 2004, personally appeared before me John G. McGee, being by me duly sworn and the said individual did say that he is a managing member of SHELBOURNE L.L.C., a Utah limited liability company, and that the within and foregoing Amendment was signed in behalf of the said limited liability company.

[Signature]
NOTARY PUBLIC
Residing at: SALT LAKE

My Commission Expires:
1/16/07



Patricia Peterson signed before me June 8th, 2004.