

When Recorded Return to:
Dee Thatcher, Manager
Duck Creek Development, L.L.C.
1882 East Maple Street
Mapleton, Utah 84664

FIRST AMENDMENT TO
AMENDED AND RESTATED
DECLARATION OF CONDOMINIUM
OF
DUCK CREEK CONDOMINIUMS
A UTAH CONDOMINIUM PROJECT

THIS AMENDMENT is made this 24 day of August, 2007, by Duck Creek Development, L.L.C., a Utah limited liability company ("Declarant"), for itself and its successors and assigns, including all Owners in the Duck Creek Condominiums Project.

RECITALS

A. Declarant is the owner of the following described real property ("Property") in Utah County, Utah, to-wit:

Units A1-A12, Building A, and Units B13-B24, Building B, and Units C25-C36, Building C, and Units D37-D48, Building D, DUCK CREEK CONDOMINIUMS, according to the Record of Survey Map recorded on June 20, 2006 as Entry No. 76760:06, Map Filing No. 1713-130, and according to the Declaration of Condominium recorded on June 20, 2006 as Entry No. 76761:06, and amended by a Declaration recorded on June 7, 2007 as Entry No. 84050:2007, together with all of the assigned Parking Stall Units as designated on the Map, and together with an undivided 1/48 interest in the Common Areas and Facilities for each Unit and its exclusive right of use in the Limited Common Areas for each Unit.

B. Pursuant to Section 4.14 of the Declaration described above in Recital A, Declarant as the sole owner of the Property desires to correctly describe the Units set forth in Exhibit B attached to the above-described Declarations.

FIRST AMENDMENT TO DECLARATION

NOW, THEREFORE, for the purpose stated above, Declarant hereby amends and restates the description of the Units by herewith attaching a new Exhibit "B" ("New Exhibit B"). The New Exhibit B supersedes and replaces the Exhibit B attached to the prior Declarations described in the above Recital A. Except for this Amendment, the

terms and covenants and restrictions set forth in the Declaration recorded June 7, 2007 as Entry No. 84050:2007 shall remain unchanged and shall be in full force and effect.

IN WITNESS WHEREOF, the Declarant has executed this First Amendment the day and year first above written.

Duck Creek Development, L.L.C., a Utah limited liability company

By [Signature]
Its Manager

STATE OF UTAH)
 : ss.
COUNTY OF UTAH)

The foregoing instrument was acknowledged before me this 24 day of August, 2007, by Dee Thatcher, Manager of Duck Creek Development, L.L.C., a Utah limited liability company.

My Commission Expires:
7-31-2010

Melanie McIntosh
NOTARY PUBLIC
Residing: Cedar Hills

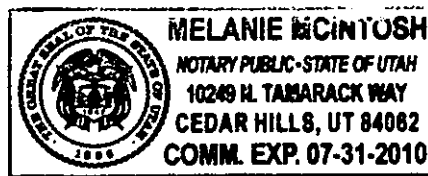


EXHIBIT "B"

| Unit Number | Building Number | Square Footage | Undivided Interest |
|--------------|-----------------|----------------|--------------------|
| A1 | A | 1350 | 1/48 |
| A2 | A | 1350 | 1/48 |
| A3 | A | 1350 | 1/48 |
| A4 | A | 1350 | 1/48 |
| A5 | A | 1350 | 1/48 |
| A6 | A | 1350 | 1/48 |
| A7 | A | 1350 | 1/48 |
| A8 | A | 1350 | 1/48 |
| A9 | A | 1350 | 1/48 |
| A10 | A | 1350 | 1/48 |
| A11 | A | 1350 | 1/48 |
| A12 | A | 1350 | 1/48 |
| A1 | B | 1350 | 1/48 |
| A2 | B | 1350 | 1/48 |
| A3 | B | 1350 | 1/48 |
| A4 | B | 1350 | 1/48 |
| A5 | B | 1350 | 1/48 |
| A6 | B | 1350 | 1/48 |
| A7 | B | 1350 | 1/48 |
| A8 | B | 1350 | 1/48 |
| A9 | B | 1350 | 1/48 |
| A10 | B | 1350 | 1/48 |
| A11 | B | 1350 | 1/48 |
| A12 | B | 1350 | 1/48 |
| A1 | C | 1350 | 1/48 |
| A2 | C | 1350 | 1/48 |
| A3 | C | 1350 | 1/48 |
| A4 | C | 1350 | 1/48 |
| A5 | C | 1350 | 1/48 |
| A6 | C | 1350 | 1/48 |
| A7 | C | 1350 | 1/48 |
| A8 | C | 1350 | 1/48 |
| A9 | C | 1350 | 1/48 |
| A10 | C | 1350 | 1/48 |
| A11 | C | 1350 | 1/48 |
| A12 | C | 1350 | 1/48 |
| A1 | D | 1350 | 1/48 |
| A2 | D | 1350 | 1/48 |
| A3 | D | 1350 | 1/48 |
| A4 | D | 1350 | 1/48 |
| A5 | D | 1350 | 1/48 |
| A6 | D | 1350 | 1/48 |
| A7 | D | 1350 | 1/48 |
| A8 | D | 1350 | 1/48 |
| A9 | D | 1350 | 1/48 |
| A10 | D | 1350 | 1/48 |
| A11 | D | 1350 | 1/48 |
| A12 | D | 1350 | 1/48 |
| Total | | | 1.00 |