

**FIRST AMENDMENT TO THE  
DECLARATION OF COVENANTS CONDITIONS AND RESTRICTIONS OF  
WHISPERING WILLOWS TOWN HOMES**

THIS IS AN AMENDMENT TO the Declaration of Covenants Conditions and Restrictions of Whispering Willows Town Homes (hereafter "Declaration"), which was recorded on the 23<sup>rd</sup> day of June, 2006, as Entry No. 78849:2006, in the records of the Utah County Recorder. The Declaration, and any amendments, supplements, or annexations thereto affects the following described property in Utah County, Utah: See Exhibit A attached herto and incorporated herein by this reference. This Amendment is made pursuant to Article 14.02, which gives the Declarant authority to amend the Declaration. Pursuant to its authority, Declarant amends the Declaration as follows.

**ARTICLE XV  
ADDENDUM 1**

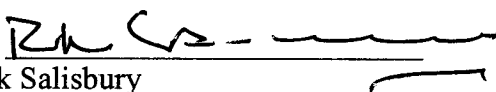
ENT 133229:2006 PG 1 of 3  
RANDALL A. COVINGTON  
UTAH COUNTY RECORDER  
2006 Oct 06 3:06 pm FEE 34.00 BY KH  
RECORDED FOR PROVO LAND TITLE CO.  
ELECTRONICALLY RECORDED

15.01 **Declarant's Right to Sell Units.** Until Declarant has completed and sold all of the Units within the Project, the Unit Owners who have purchased Units from Declarants shall not interfere with the completion of the contemplated improvements and the sale of all remaining Units. Declarant may make such use of the unsold Units and the Common Areas as may facilitate such completion and sale, including but not limited to, the maintenance of a sales office and models, the showing of the Units, and the display of signs.

15.02 **Signs.** No signs or other advertising shall be displayed which are visible from the exterior of any Unit, or on the Common Areas, including but not limited to "For Sale", or "For Rent" signs, except in conformity with the Rules and Regulations promulgated by the Board of Trustees.

IN WITNESS WHEREOF, the undersigned, being the Declarant, has hereunto set its hand this 5 day of October, 2006.

DECLARANT  
Whispering Willows, LLC

By:   
Rick Salisbury

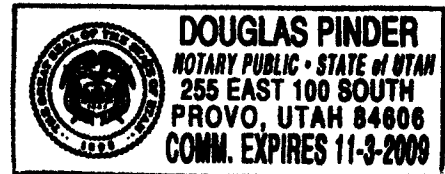
Lot 4, 5, 6, 7  
Alan F. Sevy

By:   
Alan F. Sevy

STATE OF UTAH )  
 )ss.  
COUNTY OF UTAH )

On this 6<sup>th</sup> day of October, 2006, before me personally appeared RICK SALISBURY whose identity is personally known to me on the basis of satisfactory evidence, and who, being by me duly sworn (or affirmed), did say that he is an authorized agent of Whispering Willows, LLC, a Utah limited liability company and that the foregoing document was signed by him on behalf of that Company by proper authority and he acknowledged before me that the Company executed the document and the document was the act of the Company for its stated purpose.

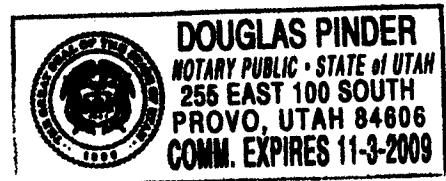
*Douglas Pinder*  
NOTARY PUBLIC



STATE OF UTAH )  
 )ss.  
COUNTY OF UTAH )

On this 6<sup>th</sup> day of October, 2006, before me personally appeared ALAN F. SEVY whose identity is personally known to me on the basis of satisfactory evidence.

*Douglas Pinder*  
NOTARY PUBLIC



**EXHIBIT A**  
to  
**DECLARATION OF EASEMENTS, COVENANTS,  
CONDITIONS AND RESTRICTIONS**  
of  
**WHISPERING WILLOWS TOWN HOMES**  
A Planned Unit Development (Expandable)  
Spanish Fork, Utah County, Utah

**THIS DESCRIPTION OF THE ADDITIONAL LAND IS SET FORTH AND ATTACHED IN THIS EXHIBIT A TO THE DECLARATION SOLELY FOR PURPOSES OF IDENTIFICATION. THE DECLARATION NOT INTENDED AS AND SHOULD NOT BE DEEMED TO CONSTITUTE ANY LIEN, ENCUMBRANCE, RESTRICTION, OR LIMITATION UPON ANY PORTION OF THE EXPANSION LAND UNLESS AND UNTIL SUCH PORTION IS ADDED TO THE DEVELOPMENT IN ACCORDANCE WITH THE PROVISIONS OF THE DECLARATION.**

Located in Spanish Fork City, Utah County, Utah:

**Plat "F"**

Lots 1 thru 21, Plat "F", Whispering Willows Townhomes, Spanish Fork Utah, according to the official plat thereof on file in the office of the Recorder, Utah County, Utah.