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WHEN RECORDED MAIL TO: Tuscan Hills HOA
c/o Haskell Homes
96 North 500 West, #150
Bountiful, UT 84010

Tax ID: SG-TUNH-1-(all) and SG-TUNH-2-(all)

**AMENDMENT TO THE CC&R'S OF
TUSCAN HILLS OWNER'S ASSOCIATION**
(see attached Exhibit "A" legal description)
A Non-Profit Corporation of the State of Utah

Pursuant to Article 5.3 of the By-Laws of the Tuscan Hills Owner's Association, the President shall sign, on behalf of the Association, all legal documents approved by the Board. Guy M. Haskell is currently serving as the President.

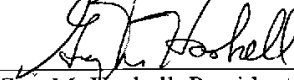
As President, Guy M. Haskell, has amended the CC&R's for Tuscan Hills Owner's Association as follows:

Pursuant to Article 8.02 of the CC&R's the townhouse owners are responsible for the maintenance of the exterior of their units. This Article is to be amended to read that the Tuscan Hills Owner's Association (HOA) will be responsible for the maintenance of the exterior of the units. The homeowner fees have been increased in order for the association to take on this responsibility.

Pursuant to Article 8.07 of the CC&R's, the Owner's Association (HOA) is responsible to provide snow removal and road maintenance for all private streets (those not dedicated to the City). Since these private streets only affect the townhouse owners they will be assessed an additional monthly fee to cover these expenses.


This Amendment was adopted this the 15 day of May, 2007.


Tuscan Hills Owner's Association


Guy M. Haskell, President

ACKNOWLEDGEMENT

On the 15th day of May, 2007, there personally appeared before me, Guy M. Haskell, who being duly sworn did say that he is the President of the Tuscan Hills Owner's Association and the foregoing instrument was signed on behalf of said Corporation.

Notary Public: 
Residence: Kaysville, UT
Commission Expires: 2/06/10


**NOTARY PUBLIC
KELLY C WALDRON**
33 South Main
Kaysville Utah 84037
My Commission Expires
February 6 2010
STATE OF UTAH

ATTENTION
DOC # 20070026264
ACCON

Amended Restrictive Covenants Page 1 of 6
Russell Shirts Washington County Recorder
05/22/2007 02:18:49 PM Fee \$ 29.00
By SOUTHERN UTAH TITLE CO

EXHIBIT "A" - LEGAL DESCRIPTION

PARCEL 1:

PROOFREAD □

Beginning at a point being on the East line of TUSCAN HILLS PHASE 2, said point being located South 89°22'47" East 1701.58 feet along the Section Line and South 944.81 feet from the North Quarter Corner of Section 2, Township 43 South, Range 16 West, Salt Lake Base and Meridian, and running thence North 32°59'24" West, 102.86 feet; thence North 45°06'08" East, 173.16 feet; thence South 50°00'00" East, 103.55 feet; thence Easterly 173.39 feet along an arc of a 225.00 foot radius curve to the right (center bears South 31°32'09" East long chord bears North 80°32'26" East, 169.13 feet with a central angle of 44°09'09"); thence North 17°00'00" East, 110.71 feet; thence Northwesterly 6.53 feet along an arc of a 201.50 foot radius curve to the right (center bears North 21°45'44" East long chord bears North 67°18'34" West 6.53 feet with a central angle of 01°51'23") thence North 23°37'07" East, 33.00 feet; thence North 01°59'06" West, 117.06 feet; thence North 29°58'40" East, 133.09 feet; thence South 62°41'20" East, 545.88 feet; thence Easterly 138.95 feet along an arc of a 420.00 foot radius curve to the left (center bears North 27°17'03" East long chord bears South 72°11'36" East, 138.31 feet with a central angle of 18°57'18"); thence North 87°07'46" East, 110.00 feet; thence Easterly 158.36 feet along an arc of a 416.030 foot radius curve to the left (center bears North 06°50'03" West long chord bears North 72°15'40" East, 157.41 feet with a central angle of 21°48'35"); thence Northerly 30.85 feet along an arc of a 20.00 foot radius curve to the left (center bears North 28°38'38" West long chord bears North 17°10'18" East 27.88 feet with a central angle of 88°22'09"); thence North 62°59'12" East, 12.00 feet to the Easterly Right of Way line of Dixie Drive; thence Southeasterly 94.87 feet along said Easterly Right of Way line along the arc of a 1240.31 foot radius curve to the left (center bears North 62°59'12" East long chord bears South 29°12'17" East, 94.85 feet with a central angle of 04°22'57"); thence leaving said Easterly Right of Way line of Dixie Drive and running Westerly 37.84 feet along the arc of a 25.00 foot radius curve to the left (center bears South 58°36'15" West long chord bears North 74°45'11" West, 34.33 feet with a central angle of 86°42'51"); thence South 61°53'24" West 13.53 feet; thence Westerly 285.11 feet along an arc of a 465.00 foot radius curve to the right (center bears North 28°06'36" West long chord bears South 79°27'20" West 280.67 feet with a central angle of 35°07'51"); thence South 26°13'18" West 76.73 feet; thence South 59°06'02" West 54.85 feet; thence South 00°55'02" West 136.46 feet; thence North 89°04'58" West 101.76 feet; thence Southerly 17.88 feet along an arc of a 234.30 foot radius curve to the right (center bears North 82°04'41" West long chord bears South 10°06'29" West 17.88 feet with a central angle of 04°22'20"); thence North 77°42'21" West 33.00 feet; thence Southerly 14.10 feet along an arc of a 201.30 foot radius curve to the right (center bears North 77°42'21" West long chord bears South 14°18'04" West 14.10 feet with a central angle of 04°00'49"); thence South 88°55'02" West 128.66 feet; thence North 68°02'22" West 113.30 feet; thence North 19°38'06" West 99.23 feet; thence Westerly 149.49 feet along an arc of a 220.00 foot radius curve to the right (center bears North 19°38'06" West long chord bears South 89°49'54" West 146.63 feet with a central angle of 38°56'00"); thence South 27°00'00" West 91.70 feet; thence North 74°14'58" West 84.78 feet; thence South 81°23'49" West 50.61 feet; thence South 45°15'21" West 190.42 feet; thence North 43°00'00" West 80.87 feet; thence North 33°34'01" West 21.29 feet; thence North 26°57'01" West 50.00 feet to the Point of Beginning.

(TUSCAN HILLS TOWNHOMES PHASE 1)

(CONTINUED)

EXHIBIT "A" - LEGAL DESCRIPTION - CONTINUED

LESS AND EXCEPTING THEREFROM the following described Parcels A, B and C:

PARCEL A:

Beginning at a point South 89°22'47" East, 2390.95 feet along the North Section line and South 538.45 feet from the North Quarter Corner of Section 2, Township 43 South, Range 16 West, Salt Lake Base and Meridian; thence South 26°37'11" West, 87.13 feet; thence South 88°04'19" West, 298.17 feet to a point on the West boundary line of TUSCAN HILLS PHASE 1 as per TUSCAN HILLS PHASE 1 FINAL PLAT (unrecorded to date); thence along said West boundary of said TUSCAN HILLS PHASE 1 with the following Three (3) courses: North 01°59'06" West, 114.46 feet; thence North 29°58'40" East, 133.09 feet; thence South 62°41'20" East, 308.94 feet to the point of beginning.

PARCEL B:

Beginning at a point South 89°22'47" East, 2636.38 feet along the North Section line and South 952.25 feet from the North Quarter Corner of Section 2, Township 43 South, Range 16 West, Salt Lake Base and Meridian; thence South 00°55'02" West, 13.66 feet to a point on the South boundary of TUSCAN HILLS PHASE 1 as per TUSCAN HILLS PHASE 1 FINAL PLAT (unrecorded to date); thence along said South boundary line of TUSCAN HILLS PHASE 1 with the following Five (5) courses: North 89°04'58" West, 83.88 feet to the point of a 234.30 foot non-tangent curve concave to the West; bearing to center North 82°04'41" West; thence Southerly along the arc of said curve 17.88 feet through a central angle of 04°22'20"; thence North 77°42'21" West 33.00 feet to the point of a 201.30 foot non tangent curve concave to the West, bearing to center North 77°42'21" West; thence Southerly along the arc of said curve 14.10 feet through a central angle of 04°00'49"; thence South 88°55'02" West, 109.40 feet; thence leaving said South boundary line of said TUSCAN HILLS PHASE 1 North 35°58'31" East, 34.49 feet; thence North 87°06'41" East, 212.34 feet to the point of beginning.

PARCEL C:

Beginning at a point South 89°22'47" East, 1836.57 feet along the North Section line and South 792.18 feet from the North Quarter Corner of Section 2, Township 43 South, Range 16 West, Salt Lake Base and Meridian, said point being the beginning of a 202.34 foot radius curve concave to the South bearing to center South 42°56'06" East; thence Southwesterly 7.05 feet along the arc of said curve through a central angle of 01°59'44"; thence North 44°51'02" West, 78.08 feet to a point on the North boundary of TUSCAN HILLS PHASE 1 as per TUSCAN HILLS PHASE 1 (unrecorded to date); thence along the North boundary line of TUSCAN HILLS PHASE 1 South 50°00'00" East, 78.51 feet to the point of beginning.

(CONTINUED)

EXHIBIT "A" - LEGAL DESCRIPTION - CONTINUED

PARCEL 2:

Beginning at a point on the West line of TUSCAN HILL PHASE 1, said point being located South 89°22'47" East 1701.58 feet along the section line and South 944.81 feet; from the North Quarter Corner of Section 2, Township 43 South, Range 16 West, Salt Lake Base and Meridian, and running thence South 26°57'01" East 50.00 feet along the West line of said TUSCAN HILLS PHASE 1; thence Westerly 178.24 feet along an arc of a 225.00 foot radius curve to the right (center bears North 26°57'01" West long chord bears South 85°44'40" West 173.62 feet with a central angle of 45°23'21"); thence South 44°51'46" West 176.40 feet; thence North 36°34'43" West 219.56 feet; thence West 32.81 feet; thence South 15°10'48" East 277.69 feet; thence South 53°57'43" West 143.03 feet to the 1/16th line; thence North 88°41'07" West 378.33 feet along said 1/16th line; thence North 00°58'21" East 126.28 feet; thence Northwesterly 36.81 feet along an arc of a 210.00 foot radius curve to the right (center bears North 20°11'02" East long chord bears North 64°47'42" West 36.76 feet with a central angle of 10°02'32"); thence North 30°13'34" East 50.00 feet; thence North 32°24'46" East 152.04 feet; thence North 16°58'44" East 174.26 feet; thence North 16°58'44" East 365.62 feet; thence South 80°12'12" East 128.53 feet; thence South 50°04'13" East 147.20 feet; thence South 77°01'32" East 120.26 feet; thence South 66°55'26" East 159.35 feet; thence South 00°52'55" East 102.41 feet; thence South 41°56'58" East 53.91 feet; thence South 32°59'24" East 157.23 feet to and along the Westerly Line of said TUSCAN HILLS PHASE 1 to the point of beginning.

(TUSCAN HILLS PHASE 2)

LESS AND EXCEPTING THEREFROM the following described parcel:

Beginning at a point South 89°22'47" East, 1921.63 feet along the North Section line and South 1316.85 feet from the North Quarter Corner of Section 2, Township 43 South, Range 16 West, Salt Lake Base and Meridian, and running thence North 88°41'07" West, 701.74 feet to a point on the South boundary of TUSCAN HILLS PHASE 2 as per TUSCAN HILLS PHASE 2 FINAL PLAT (unrecorded to date); thence continuing along said South boundary line of TUSCAN HILLS PHASE 2 378.33 feet; thence along the West boundary line of TUSCAN HILLS PHASE 2 with the following Five (5) courses: North 00°58'21" East, 126.28 feet to the point of a 210.00 foot non tangent curve concave to the Northeast, bearing to center North 20°11'02" East; thence Northwesterly along the arc of said curve 36.81 feet through a central angle of 10°02'32"; thence North 30°13'34" East, 50.00 feet; thence North 32°24'46" East, 152.04 feet; thence North 16°58'44" East, 539.88 feet; thence leaving the West boundary of said TUSCAN HILL PHASE 2 North 16°58'44" East, 341.21 feet; thence South 44°51'02" East, 766.51 feet; thence South 15°32'13" West, 363.01 feet; thence South 07°37'55" West, 39.95 feet; thence South 82°18'38" East, 317.04 feet; thence South 01°28'27" West, 205.83 feet to the point of beginning.

(CONTINUED)

EXHIBIT "A" - LEGAL DESCRIPTION - CONTINUED

PARCEL 3:

Beginning at a point South 89°22'47" East, 1921.63 feet along the North Section line and South 1316.85 feet from the North Quarter Corner of Section 2, Township 43 South, Range 16 West, Salt Lake Base and Meridian, and running thence North 88°41'07" West, 701.74 feet to a point on the South boundary of TUSCAN HILLS PHASE 2 as per TUSCAN HILLS PHASE 2 FINAL PLAT (unrecorded to date); thence continuing along said South boundary line of TUSCAN HILLS PHASE 2 378.33 feet; thence along the West boundary line of TUSCAN HILLS PHASE 2 with the following Five (5) courses: North 00°58'21" East, 126.28 feet to the point of a 210.00 foot non tangent curve concave to the Northeast, bearing to center North 20°11'02" East; thence Northwesterly along the arc of said curve 36.81 feet through a central angle of 10°02'32"; thence North 30°13'34" East, 50.00 feet; thence North 32°24'46" East, 152.04 feet; thence North 16°58'44" East, 539.88 feet; thence leaving the West boundary of said TUSCAN HILLS PHASE 2 North 16°58'44" East, 341.21 feet; thence South 44°51'02" East, 766.51 feet; thence South 15°32'13" West, 363.01 feet; thence South 07°37'55" West, 39.95 feet; thence South 82°18'38" East, 317.04 feet; thence South 01°28'27" West, 205.83 feet to the point of beginning.

PARCEL 4:

Beginning at a point South 89°22'47" East, 2390.95 feet along the North Section line and South 538.45 feet from the North Quarter Corner of Section 2, Township 43 South, Range 16 West, Salt Lake Base and Meridian; thence South 26°37'11" West, 87.13 feet; thence South 88°04'19" West, 298.17 feet to a point on the West boundary line of TUSCAN HILLS PHASE 1 as per TUSCAN HILLS PHASE 1 FINAL PLAT (unrecorded to date); thence along said West boundary of said TUSCAN HILLS PHASE 1 with the following Three (3) courses: North 01°59'06" West, 114.46 feet; thence North 29°58'40" East, 133.09 feet; thence South 62°41'20" East, 308.94 feet to the point of beginning.

PARCEL 5:

Beginning at a point South 89°22'47" East, 2636.38 feet along the North Section line and South 952.25 feet from the North Quarter Corner of Section 2, Township 43 South, Range 16 West, Salt Lake Base and Meridian; thence South 00°55'02" West, 13.66 feet to a point on the South boundary of TUSCAN HILLS PHASE 1 as per TUSCAN HILLS PHASE 1 FINAL PLAT (unrecorded to date); thence along said South boundary line of TUSCAN HILLS PHASE 1 with the following Five (5) courses: North 89°04'58" West, 83.88 feet to the point of a 234.30 foot non-tangent curve concave to the West; bearing to center North 82°04'41" West; thence Southerly along the arc of said curve 17.88 feet through a central angle of 04°22'20"; thence North 77°42'21" West 33.00 feet to the point of a 201.30 foot non tangent curve concave to the West, bearing to center North 77°42'21" West; thence Southerly along the arc of said curve 14.10 feet through a central angle of 04°00'49"; thence South 88°55'02" West, 109.40 feet; thence leaving said South boundary line of said TUSCAN HILLS PHASE 1 North 35°58'31" East, 34.49 feet; thence North 87°06'41" East, 212.34 feet to the point of beginning.

(CONTINUED)

EXHIBIT "A" - LEGAL DESCRIPTION - CONTINUED

PARCEL 6:

Beginning at a point South 89°22'47" East, 1836.57 feet along the North Section line and South 792.18 feet from the North Quarter Corner of Section 2, Township 43 South, Range 16 West, Salt Lake Base and Meridian, said point being the beginning of a 202.34 foot radius curve concave to the South bearing to center South 42°56'06" East; thence Southwesterly 7.05 feet along the arc of said curve through a central angle of 01°59'44"; thence North 44°51'02" West, 78.08 feet to a point on the North boundary of TUSCAN HILLS PHASE 1 as per TUSCAN HILLS PHASE 1 (unrecorded to date); thence along the North boundary line of TUSCAN HILLS PHASE 1 South 50°00'00" East, 78.51 feet to the point of beginning.

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