

MAIL TO: HOLMES & JENSEN, INC.
5140 W 3710 S
Hunter Utah 84120

3593538

May 20, 1981

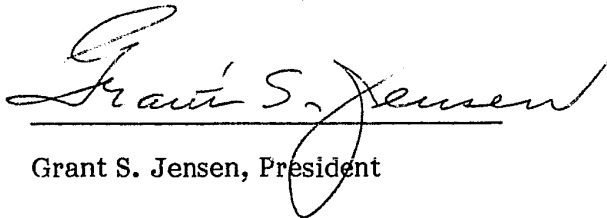
AMENDMENT

Declarant, Holmes & Jensen, Inc., under Article XVI, Section 5, DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS, FOX SHADOW PLANNED UNIT DEVELOPMENT, hereby amends and adds to that document which was recorded in the office of the recorder of Salt Lake County, Utah, on September 5, 1980, in Book 5145 of the official records of said county. The amendment(s) will read:

(1) Under ARTICLE XIII, Section 6, Air Conditioning, this paragraph is amended to allow swamp coolers on the roof of a dwelling so long as those coolers are kept below the ridge line of the roof.

(2) Under ARTICLE VII, which begins on Page 14 of the document and provides for Mortgagee protection, Page 17 was inadvertently omitted when the entire document was recorded originally. This AMENDMENT is to correct that omission and Page 17 (a copy of which is hereby attached) is now to be included with, and be a part of, the COVENANTS, CONDITIONS AND RESTRICTIONS which were recorded September 5, 1980.

HOLMES & JENSEN, INC., DECLARANT


Grant S. Jensen, President

Security Title Co.
REF _____
Regueline Pope
Regueline Pope

AUG 10 3 24 PM '81

5/20
KATIE L. AXON
RECORDER
SALT LAKE COUNTY
UTAH

SECURITY TITLE CO.
No. _____

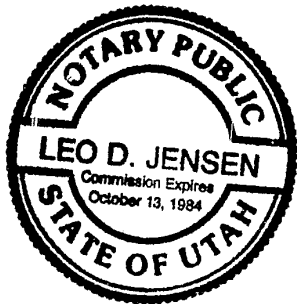
- (3) by act or omission change, waive or abandon any scheme of regulations, or enforcement thereof, pertaining to the architectural design or the exterior appearance of Lots, the exterior maintenance of Lots, the maintenance of the Common Area party walks or common fences and driveways, or the upkeep of lawns and plantings in the Property;
- (4) fail to maintain fire and extended coverage on insurable Common Area property on a current replacement cost basis in an amount not less than one hundred percent (100%) of the insurable value (based on current replacement cost);
- (5) use hazard insurance proceeds for losses to any Common Area property for other than the repair, replacement or reconstruction of such Common Area property.

(h) Common areas and all amenities (such as parking, recreation and service areas) shall be part of Fox Shadow PUD and shall be fully installed, completed, and in operation for use by the Lot Owners prior to the sale or conveyance of the last Lot.

STATE OF UTAH)
COUNTY OF SALT LAKE)

On the 20th day of May, 1981, personally appeared before me GRANT S. JENSEN who being by me duly sworn did say, for himself, that he, the said GRANT S. JENSEN, is the President, of HOLMES & JENSEN, INC., and that the within and foregoing instrument was signed in behalf of said corporation by authority of a resolution of its board of directors and said GRANT S. JENSEN duly acknowledged to me that said corporation executed the same and that the seal affixed is the seal of said corporation.

My Commission Expires: 10/13/84



Leo D. Jensen

NOTARY PUBLIC

Residing at Salt Lake City, Utah