WHEN RECORDED RETURN TO: BURTON LUMBER & HARDWARE COMPANY 1170 SOUTH 4000 WEST SALT LAKE CITY, UT 84109 801-952-3767 Entry 2009000648

Book 1125 Page 176-178 \$120.00

21-JAN-09 01:45

RANDY SIMMONS

RECORDER, UINTAH COUNTY, UTAH

BURTON LUMBER & HARDWARE COMPANY

1170 S 4000 W SALT LAKE CITY, UT 84109

Rec By: DEBRA ROOKS , DEPUTY

AMENDED NOTICE OF MECHANIC'S LIEN

Entry 2009000648 Book 1125 Fage 176

BURTON LUMBER & HARDWARE COMPANY, 1170 SOUTH 4000 WEST, SALT LAKE CITY, UT 84109, 801-952-3767, lien claimant, though it's duly limited agent, Financial Management Services, L.L.C., hereby AMENDS THE LIEN DATED DECEMBER 15, 2008 AND RECORDED IN UINTAH COUNTY RECORDERS OFFICE DECEMBER 16, 2008, ENTRY # 2008012409, BOOK 1120 AND PAGE 696, 697 and 698, and claims a lien, pursuant to Section 38-1-1 et. seq. Utah Code Annotated 1953, as amended, upon the property and improvements owned or reputed to be owned by THE ELVA GROUP, LLC and located at approximately HAVEN ESTATES SUBDIVISION, 478 WEST 775 SOUTH, VERNAL, UINTAH County, Utah, more particularly as follows:

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LEGAL: 1. LOT 1, HAVEN ESTATES SUB., PARCEL # 05-054-0101
        2. LOT 2, HAVEN ESTATES SUB., PARCEL # 05-054-0102
        3. LOT 3, HAVEN ESTATES SUB., PARCEL # 05-054-0103
        4. LOT 4, HAVEN ESTATES SUB., PARCEL # 05-054-0104
        5. LOT 5, HAVEN ESTATES SUB., PARCEL # 05-054-0105
        6. LOT 6, HAVEN ESTATES SUB., PARCEL # 05-054-0106
        7. LOT 8, HAVEN ESTATES SUB., PARCEL # 05-054-0108
        8. LOT 9, HAVEN ESTATES SUB., PARCEL # 05-054-0109
        9. LOT 10, HAVEN ESTATES SUB., PARCEL # 05-054-0110
       10. LOT 12, HAVEN ESTATES SUB., PARCEL # 05-054-0112
       11. LOT 13, HAVEN ESTATES SUB., PARCEL # 05-054-0113
       12. LOT 14, HAVEN ESTATES SUB., PARCEL # 05-054-0114
       13. LOT 15, HAVEN ESTATES SUB., PARCEL # 05-054-0115
       14. LOT 19, HAVEN ESTATES SUB., PARCEL # 05-054-0119
       15. LOT 20, HAVEN ESTATES SUB., PARCEL # 05-054-0120
       16. LOT 21, HAVEN ESTATES SUB., PARCEL # 05-054-0121
       17. LOT 22, HAVEN ESTATES SUB., PARCEL # 05-054-0122
       18. LOT 24, HAVEN ESTATES SUB., PARCEL # 05-054-0124
       19. LOT 26, HAVEN ESTATES SUB., PARCEL # 05-054-0126
       20. LOT 27, HAVEN ESTATES SUB., PARCEL # 05-054-0127
       21. LOT 29, HAVEN ESTATES SUB., PARCEL # 05-054-0129
       22. LOT 30, HAVEN ESTATES SUB., PARCEL # 05-054-0130
       23. LOT 32, HAVEN ESTATES SUB., PARCEL # 05-054-0132
       24. LOT 33, HAVEN ESTATES SUB., PARCEL # 05-054-0133
       25. LOT 34, HAVEN ESTATES SUB., PARCEL # 05-054-0134
       26. LOT 35, HAVEN ESTATES SUB., PARCEL # 05-054-0135
       27. LOT 36, HAVEN ESTATES SUB., PARCEL # 05-054-0136
       28. LOT 37, HAVEN ESTATES SUB., PARCEL # 05-054-0137
       29. LOT 38, HAVEN ESTATES SUB., PARCEL # 05-054-0138
       30. LOT 39, HAVEN ESTATES SUB., PARCEL # 05-054-0139
       31. LOT 40, HAVEN ESTATES SUB., PARCEL # 05-054-0140
       32. LOT 41, HAVEN ESTATES SUB., PARCEL # 05-054-0141
       33. LOT 42, HAVEN ESTATES SUB., PARCEL # 05-054-0142
       34. LOT 43, HAVEN ESTATES SUB., PARCEL # 05-054-0143
       35. LOT 44, HAVEN ESTATES SUB., PARCEL # 05-054-0144
       36. LOT 45, HAVEN ESTATES SUB., PARCEL # 05-054-0145
       37. LOT 46, HAVEN ESTATES SUB., PARCEL # 05-054-0146
       38. LOT 47, HAVEN ESTATES SUB., PARCEL # 05-054-0147
       39. LOT 48, HAVEN ESTATES SUB., PARCEL # 05-054-0148
       40. LOT 49, HAVEN ESTATES SUB., PARCEL # 05-054-0149
       41. LOT 50, HAVEN ESTATES SUB., PARCEL # 05-054-0150
       42. LOT 51. HAVEN ESTATES SUB., PARCEL # 05-054-0151
       43. LOT 52, HAVEN ESTATES SUB., PARCEL # 05-054-0152
       44. LOT 54. HAVEN ESTATES SUB., PARCEL # 05-054-0154
       45. LOT 55, HAVEN ESTATES SUB., PARCEL # 05-054-0155
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PAGE TWO OF THREE AMENDED NOTICE OF MECHANIC'S LIEN BURTON LUMBER & HARDWARE COMPANY

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46. LOT 56, HAVEN ESTATES SUB., PARCEL # 05-054-0156
47. LOT 57, HAVEN ESTATES SUB., PARCEL # 05-054-0157
48. LOT 58, HAVEN ESTATES SUB., PARCEL # 05-054-0158
49. LOT 59, HAVEN ESTATES SUB., PARCEL # 05-054-0159
 50. LOT 60, HAVEN ESTATES SUB., PARCEL # 05-054-0160
 51. LOT 61, HAVEN ESTATES SUB., PARCEL # 05-054-0161
 52. LOT 62, HAVEN ESTATES SUB., PARCEL # 05-054-0162
 53. LOT 63, HAVEN ESTATES SUB., PARCEL # 05-054-0163
 54. LOT 64, HAVEN ESTATES SUB., PARCEL # 05-054-0164
 55. LOT 65, HAVEN ESTATES SUB., PARCEL # 05-054-0165
 56. LOT 66, HAVEN ESTATES SUB., PARCEL # 05-054-0166
 57. LOT 67, HAVEN ESTATES SUB., PARCEL # 05-054-0167
58. LOT 68, HAVEN ESTATES SUB., PARCEL # 05-054-0168
 59. LOT 69, HAVEN ESTATES SUB., PARCEL # 05-054-0169
60. LOT 70, HAVEN ESTATES SUB., PARCEL # 05-054-0170
61. LOT 71, HAVEN ESTATES SUB., PARCEL # 05-054-0171
62. LOT 72, HAVEN ESTATES SUB., PARCEL # 05-054-0172
63. LOT 73, HAVEN ESTATES SUB., PARCEL # 05-054-0173
64. LOT 74, HAVEN ESTATES SUB., PARCEL # 05-054-0174
65. LOT 75, HAVEN ESTATES SUB., PARCEL # 05-054-0175
66. LOT 76, HAVEN ESTATES SUB., PARCEL # 05-054-0176
67. LOT 77, HAVEN ESTATES SUB., PARCEL # 05-054-0177
68. LOT 78, HAVEN ESTATES SUB., PARCEL # 05-054-0178
69. LOT 79, HAVEN ESTATES SUB., PARCEL # 05-054-0179
70. LOT 80, HAVEN ESTATES SUB., PARCEL # 05-054-0180
71. LOT 81, HAVEN ESTATES SUB., PARCEL # 05-054-0181
72. LOT 82, HAVEN ESTATES SUB., PARCEL # 05-054-0182
73. LOT 83, HAVEN ESTATES SUB., PARCEL # 05-054-0183
74. LOT 84, HAVEN ESTATES SUB., PARCEL # 05-054-0184
75. LOT 85, HAVEN ESTATES SUB., PARCEL # 05-054-0185
76. LOT 86, HAVEN ESTATES SUB., PARCEL # 05-054-0186
77. LOT 87, HAVEN ESTATES SUB., PARCEL # 05-054-0187
78. LOT 88, HAVEN ESTATES SUB., PARCEL # 05-054-0188
79. LOT 89, HAVEN ESTATES SUB., PARCEL # 05-054-0189
80. LOT 90, HAVEN ESTATES SUB., PARCEL # 05-054-0190
81. LOT 91, HAVEN ESTATES SUB., PARCEL # 05-054-0191
82. LOT 92, HAVEN ESTATES SUB., PARCEL # 05-054-0192
83. LOT 93, HAVEN ESTATES SUB., PARCEL # 05-054-0193
84. LOT 94, HAVEN ESTATES SUB., PARCEL # 05-054-0194
85. LOT 95, HAVEN ESTATES SUB., PARCEL # 05-054-0195
86. LOT 96, HAVEN ESTATES SUB., PARCEL # 05-054-0196
87. LOT 97, HAVEN ESTATES SUB., PARCEL # 05-054-0197
88. LOT 98, HAVEN ESTATES SUB., PARCEL # 05-054-0198
89. LOT 99, HAVEN ESTATES SUB., PARCEL # 05-054-0199
90. LOT 100, HAVEN ESTATES SUB., PARCEL # 05-054-0200
91. LOT 101, HAVEN ESTATES SUB., PARCEL # 05-054-0201
92. LOT 102, HAVEN ESTATES SUB., PARCEL # 05-054-0202
93. LOT 104, HAVEN ESTATES SUB., PARCEL # 05-054-0204
94. LOT 105, HAVEN ESTATES SUB., PARCEL # 05-054-0205
95. LOT 106, HAVEN ESTATES SUB., PARCEL # 05-054-0206
96. LOT 107, HAVEN ESTATES SUB., PARCEL # 05-054-0207
97. LOT 108. HAVEN ESTATES SUB., PARCEL # 05-054-0208
98. LOT 109. HAVEN ESTATES SUB., PARCEL # 05-054-0209
99. LOT 110, HAVEN ESTATES SUB., PARCEL # 05-054-0210
100. LOT 111, HAVEN ESTATES SUB., PARCEL # 05-054-0211
101. LOT 112, HAVEN ESTATES SUB., PARCEL # 05-054-0212
102. LOT 113, HAVEN ESTATES SUB., PARCEL # 05-054-0213
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AMENDED NOTICE OF MECHANIC'S LIEN
BURTON LUMBER & HARDWARE COMPANY

103. LOT 114, HAVEN ESTATES SUB., PARCEL # 05-054-0214 104. LOT 115, HAVEN ESTATES SUB., PARCEL # 05-054-0215 105. LOT 116, HAVEN ESTATES SUB., PARCEL # 05-054-0216 106. LOT 118, HAVEN ESTATES SUB., PARCEL # 05-054-0218 107. LOT 119. HAVEN ESTATES SUB., PARCEL # 05-054-0219

The said lien claimant claims and holds a lien upon the above described property for amounts owing for furnishing SITE WATER AND SEWER SUPPLIES upon or in connection with the improvement of said real property. The lien claimant was employed by STREAMLINE CONSTRUCTION & DESIGN, 7390 SOUTH CREEK ROAD, #203, SANDY, UT 84070 or furnished the aforesaid SITE WATER AND SEWER SUPPLIES to said company. There is currently believed to be owed \$506.94 PER LOT FOR A TOTAL OF \$54,242.58, including lien filing fees plus interest, costs and attorney's fees, which principal amount could change, should additional credits or charges be discovered. BURTON LUMBER & HARDWARE COMPANY furnished the first said SITE WATER AND SEWER SUPPLIES on SEPTEMBER 25, 2008, and the last said SERVICES were furnished on NOVEMBER 12, 2008.

NOTICE:

NOTICE IS HEREBY GIVEN, in accordance with section 38-11-108 of the Utah Code, that under Utah law, an "owner" may be protected against liens and civil action being maintained against an "owner-occupied residence" and from other civil action being maintained to recover monies owed for "qualified services" performed or provided by suppliers and subcontractors as a part of this contract if, and only if, the following conditions are satisfied: 1.) The owner entered into a written contract with an original contractor, a factory built housing retailer or a real estate developer; 2.) The original contractor was properly licensed or exempt from licensor under Title 58, Chapter 55, Utah Construction Trades Licensing Act at the time the contract was executed; 3.) The owner paid, in full, the original contractor factory built housing retailer or real estate developer or their successor or assign, in accordance with the written contract and any written or oral amendments to the contract. And 4) An owner who has satisfied all of these conditions may perfect his protection from liens by applying for a from liens by applying for a Certificate of Compliance with the Division of Occupational and Professional Licensing by calling (801)-530-6628 or toll free in Utah only (866)-275-3675 and requesting to speak to the Lien Recovery Fund.

Dated this 19 January, 2009.

Certified # 7007 2560 0003 1016 0046

STATE OF UTAH)	BURTON LUMBER & HARDWARE COMPANY, claimant By limited agent, Financial Management Services, L.L.C.
COUNTY OF SALT LAKE	: ss)	By: Will & Leen
		William J. Green

On January 19, 2009, being duly sworn and appeared before me, William J. Green, who said he is a member of Financial Management Services, L.L.C., (FMS), executed the above and foregoing instrument as limited agent for the lien claimant, and said instrument was signed in behalf of FMS and acknowledged to me FMS, executed the same. IN WITNESS WHEREOF I have herein set my hand and affixed my seal.

NOTARY PUBLIC, Residing in Salt Lake County, UT

SANDRA STEVENS
NOTARY PUBLIC - STATE OF UTAH
3931 SOUTH FERAMORZ DRIVE
HOLLADAY, UT 84124
My Comm. Exp. 01/30/2011