

**SECOND AMENDMENT
TO
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS
FOR
COLONY POINTE,
a planned residential development**

This Third Amendment to Declaration of Covenants, Conditions and Restrictions for COLONY POINTE, a planned residential development located in Lehi, Utah (the "Declaration") is executed by Ivory Development, LLC. Of 978 East Woodoak Lane, Salt Lake City, Utah 84117 (the "Developer")

RECITALS

A. The Declaration of Covenants, Conditions and Restrictions for COLONY POINTE was recorded in the office of the County Recorder of Utah County, Utah on March 14, 2005, as Entry No. 26126:2005 of the Official Records of the County Recorder of Utah County, Utah (the "Declaration").

B. This document affects the real property located in Utah County, Utah, described with particularity on Exhibit "A," attached hereto and incorporated herein by this reference (the "Property").

C. Section 37(a) of the Declaration authorizes the Developer to amend the Declaration.

D. The Developer desires to clarify the fencing requirements.

NOW, THEREFORE, for the reasons recited above, and for the benefit of the Project and the Owners thereof, the Developer hereby executes this third Amendment to the Declaration of Covenants, Conditions and Restrictions for COLONY POINTE for and on behalf of and for the benefit of all of the Owners.

1. Section 19(c)(10) of the Declaration is hereby deleted in its entirety and the following provisions are substituted in lieu thereof:

Legal Description

All lots contained within plats 'A' and 'B' of Colony Pointe Subdivision, a Planned Unit Development as shown on the official records of Utah County.