

When recorded, return to:
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9/25/2008 10:38:00 AM \$59.00
Book - 9645 Pg - 5917-5919
Gary W. Ott
Recorder, Salt Lake County, UT
US TITLE OF UTAH
BY: eCASH, DEPUTY - EF 3 P.

**AMENDMENT
TO
DECLARATION OF COVENANTS, CONDITIONS
AND RESTRICTIONS
FOR
COPPER VALLEY PLANNED UNIT DEVELOPMENT**

THIS AMENDMENT TO THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR COPPER VALLEY PLANNED UNIT DEVELOPMENT ("**Amendment**") is made and executed as of this 22 day of September 2008, by Fieldstone Homes Utah, L.L.C., a Utah limited liability company ("**Declarant**").

RECITALS

A. On July 5, 2007, Declarant filed of record in the Salt Lake County Recorder's Office a Declaration of Covenants, Conditions and Restrictions for Copper Valley Planned Unit Development as Entry No. 10153792, in Book 9487 at Pages 3698-3713 (the "**Declaration**").

B. Declarant hereby desires to amend the Declaration to allow for a different color of fencing to be used in the Project.

C. Capitalized terms that are not otherwise defined in this Amendment shall have the same meanings given to them in the Declaration.

AMENDMENT

1. **Incorporation of Recitals.** The foregoing Recitals are hereby incorporated by reference and made a part of this Amendment.
2. **Amendment.** Section 7.3 of the Declaration is hereby amended by replacing the word "white" with the word "tan" in the forth sentence.
3. **Authority to Amend.** Declarant owns more than 75% of the Lots in the Project and has the requisite power and authority to make and record this Amendment.
4. **Ratification.** The Declaration, as amended by this Amendment, is hereby ratified, affirmed and confirmed in all respects, and shall remain in full force and effect.

DATED this 22 day of September 2008.

Fieldstone Homes Utah, L.L.C., a Utah limited liability company

By: Samuel Drown
Its: Assitant Secretary

STATE OF UTAH)

:SS.

COUNTY OF SALT LAKE)

The foregoing instrument was signed, acknowledged and verified before me this ___ day of September 2008, by Samuel Drown, as authorized agent/manager of Fieldstone Homes Utah, L.L.C.

Karen S. Caldwell
NOTARY PUBLIC

SEAL:

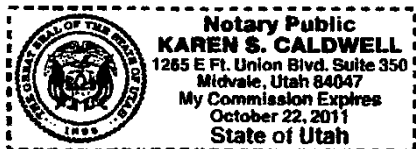


EXHIBIT "A"
(Legal Description)

LOTS 5 THROUGH 51 OF COPPER VALLEY P.U.D. SUBDIVISION
LOCATED IN THE SOUTHEAST QUARTER OF SECTION 30
TOWNSHIP 1 SOUTH, RANGE 2 WEST, SALT LAKE CITY BASE & MERIDIAN
SALT LAKE COUNTY, UTAH