FIRST AMENDMENT DECLARATION OF COVENANTS, CONDITIONS & RESTRICTIONS

LONE TREE PLAT "B" AT CIRCLE FIVE RANCH

| whose project is known as Lone Tree Plat "B" at Circle Five Ranch. The following amendment shall appropriation of Covenants, Conditions and Restrictions for Lone Tree Plat "B" at Circle Five Ranch which were September 16th 2005 as entry number 104320:2005 and the conditions and Restrictions for Lone Tree Plat "B" at Circle Five Ranch which were | clarant"), |
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| September 16 th , 2005 as entry number 104329:2005 and the property description is attached as Exhibit A. | recorded |
| Amend SECTION 8.03 to Read: | |
| SECTION 8.03. Front Yard Landscaping. Front yard landscaping shall be completed no la ninety (90) calendar days following the completion of construction of any dwelling on any lot, or the occupancy dwelling, whichever comes first. The front yard of a lot is defined as the area of the lot beginning at the front line on any adjacent public street or roadway to a distance at least to the rear most part of the residence from suc street or roadway. If the lot is on a corner of two or more public streets or roadways then the side yard adjacent public street or roadway, all the way to the rear property line, shall be included in the area to be landscaped. Addit if the rear yard adjoins a dedicated public open space, including parks, alleys, trailways, or other such public are landscaped by the developer, then the rear yard also shall be included in the landscaped area. All areas defines shall be planted or sodded or otherwise maintained in a natural and native material or setting as approved by the Review Committee, and shall be included in any landscape plan submitted to the Committee for approval. All such shall be irrigated as necessary and cut or maintained to reflect a weed-free and attractive appearance. Each area residence open to public view shall be surrounded by irrigated green space. | of such property h public at to the tionally, as to be d herein Design |
| A. The Builder/Lot Owner is also responsible to sod the park strip area, with a type of sod to be determ the Declarant, on his/her Lot (including an irrigation system). The park strip trees will also be provided by the Owner/Builder. At time of occupancy, the Lot Owner shall be responsible to water particles. IN WITNESS WHEREOF, Declarant has executed this Declaration the day and year first above written. | 1 1 . |
| | |
| KHM Lone Tree, L.C. | |
| By: Zin Hour | |
| Managing Member | |
| D: 11 1 11 | |
| ATTEST RANDALL A. COVÍNG UTAH COUNTY RECOI 2006 Feb 10 4:04 pm FEE 52.00 BY S RECORDED FOR CENTURY TITLE COMPANY | RDER B |
| STATE OF UTAH) ELECTRONICALLY RECORDED | |
| COUNTY OF UTAH) | |
| The foregoing instrument was subscribed and sworn to before me this B day of February 20 by Brian Hasical of KHM Lone Tree, L.C. |)06, |
| NOTARY PUBLIC STATE OF UTAH My Commission Expires September 20, 2007 JESSA KAY FASENON 8043 North Ridge Loop E #5 Eagle Mountain, Utah 84043 Notary Public | |

EXHIBIT A

LONE TREE AT PLAT "B" CIRCLE 5 RANCH PROPERTY DESCRIPTION

Beginning at a point which is South 02 degrees 27"43" West 2354.25 and East 74.43 from the Northwest Corner of Section 30 Township 5 South Range 1 West, Salt Lake Base and Meridian; thence North 55 degrees 15'00" West 160.56; thence South 34 degrees 45'00" West 151.00; thence North 55 degrees 15'00" West 81.34; thence South 45 degrees 33'20" West 65.16'; thence along the arc of a 35.00' radius curve to the left 31.28' (CD= South 03 degrees 41'33" East 30.25'); thence South 34 degrees 45'00" West 108.53'; thence North 55 degrees 15'00" West 16.00'; thence South 34 degrees 45'00" West 100.00); thence South 06 degrees 51'33" West 56.57'; thence South 34 degrees 45'00" West 200.00; thence South 18 degrees 38'15" West 52.04'; thence South 34 degrees 45'00" West 165.00'; thence North 55 degrees 15'00" West 277.27'; thence North 65 degrees 48'04" West 124.84'; thence North 34 degrees 45'00" East 187.86'; thence North 55 degrees 15'00" West 51.94'; thence North 34 degrees 45'00" East 250.00'; thence North 55 degrees 15'00" West 87.09 thence along the arc of a 225.00' radius curve to the left 39.27' (CD = North 60 degrees 15'00" West 39.22'); thence North 65 degrees 15'00" West 30.88'; thence along the arc of a 125.00' radius curve to the left 15.83' (CD = North 68 degrees 52'41"West 15.82'); thence North 17 degrees 29'39" East 153.56"; thence South 83 degrees 24'12" East 20.64'; thence North 11 degrees 32'39" East 164.00'; thence along the arc of a 734.00' radius curve to the rights 76.36' (CD = South 75 degrees 28'33" East 76.32'); thence along the arc of a 11.00 radius curve to the left 10.93' (CD = North 79 degrees 01'37" East 10.49'); thence along the arc of a 79.00' radius curve to the right 17.82' (CD = North 57 degrees 00'49" East 17.79'); thence along the arc of a 11.00' radius curve the left 11.52' (CD = North 33 degrees 28'38" East 11.00') thence South 86 degrees 31'22" East 68.00'; thence along the arc of a 11.00' radius curve the left 11.52' (CD = South 26 degrees 31'22" East 11.00'); thence along the arc of a 79.00' radius curve to the right 39.87' (CD = South 42 degrees 03'51" East 39.45'); thence North 62 degrees 23'40" East 148.13' thence South 34 degrees 43'48" East 37.66'; thence South 55 degrees 15'00" East 300.00'; thence North 126.86'; thence South 85 degrees 45'15" East 290.35'; thence South 04 degrees 14'45" West 280.79' to the point of beginning.