

SUPPLEMENT TO AMENDED  
DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS  
AND EASEMENTS FOR THE SPLIT MOUNTAIN VILLAGE

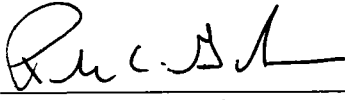
THIS SUPPLEMENT TO AMENDED DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS FOR THE SPLIT MOUNTAIN VILLAGE is made as of the date hereinafter set forth by SPLIT MOUNTAIN VILLAGE, LLC, a Utah limited liability company ("**Declarant**").

- A. Declarant filed that certain Amended and Restated Declaration of Covenants, Conditions, and Restrictions for The Split Mountain Village (the "Amended Declaration") on December 7, 2006, Entry No. 2006012235 Book 1005 Pg 796-844 in the records of the Uintah County Recorder's Office.
- B. The Amended Declaration was filed without correct and complete exhibits, namely Exhibits A, C, D, and E.
- C. This Supplement clarifies the Amended Declaration by clarifying the status of Exhibits A, C, D and E.
- D. The Amended Declaration does not contain Exhibit A. The real property description of The Development Area, as defined in the Amended Declaration, is identical to the real property description set forth for the Premises in Exhibit B of the Amended Declaration. Accordingly, Exhibit A to the Amended Declaration is rendered superfluous and is superseded by this Supplement.
- E. The Amended Declaration does not contain Exhibit C, the Site Plan. The Site Plan, intended to be included on Exhibit C, has been previously recorded in the records of the Uintah County Recorder's Office on December 7, 2006, Entry No. 2006012239, Book 1005 and Page 796-844.
- F. The Amended Declaration does not contain Exhibit D. Special Use and Occupancy Restrictions, as referenced in Exhibit D, shall be maintained, and made available for inspection, by Declarant until the Turnover Date at which time they shall be maintained, and made available for inspection, by the Community Association.
- G. The Amended Declaration does not contain Exhibit E. The Split Mountain Village Design Guidelines, as referenced in Exhibit E, shall be shall be maintained, and made available for inspection, by Declarant until the Turnover Date at which time they shall be maintained, and made available for inspection, by the Community Association.

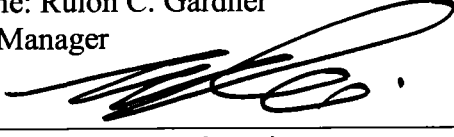
IN WITNESS WHEREOF, Declarant has executed this SUPPLEMENT TO AMENDED DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS FOR THE SPLIT MOUNTAIN VILLAGE as of this 4<sup>th</sup> day of September, 2008.

DECLARANT:

SPLIT MOUNTAIN VILLAGE, LLC  
a Utah limited liability company

By: 

Name: Rulon C. Gardner  
Its: Manager

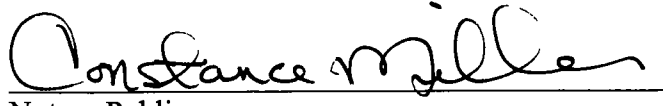
By: 

Name: R. Scott McQuarrie  
Its: Manager

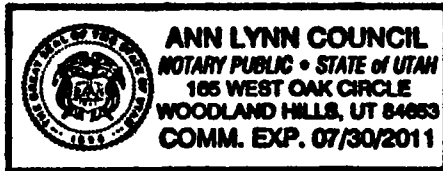
STATE OF UTAH }  
COUNTY OF ~~UINTAH~~ SALT LAKE :SS }

The foregoing instrument was acknowledged before me this 4<sup>th</sup> day of September 2008, by Rulon C. Gardner in his respective capacities as Manager of Split Mountain Village, LLC.

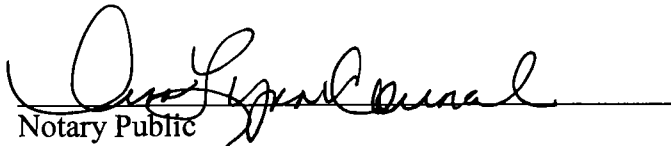


  
Notary Public

STATE OF UTAH }  
COUNTY OF ~~UINTAH~~ Utah :SS }



The foregoing instrument was acknowledged before me this 4<sup>th</sup> day of September 2008, by R. Scott McQuarrie in his respective capacities as Manager of Split Mountain Village, LLC.

  
Notary Public

110 UNITS

EXHIBIT A

LEGAL DESCRIPTION OF THE PROPERTY

SPLIT MOUNTAIN VILLAGE AMENDED A PLANNED RESIDENTIAL  
UNIT DEVELOPMENT

05-051-0101 THRU

05-051-0230

**EXHIBIT B**

BYLAWS OF BRICKYARD VILLAGE CONDOMINIUM ASSOCIATION

**EXHIBIT C**

CONDOMINIUM PLAT

**EXHIBIT D**

ALLOCATION OF INTERESTS TO UNITS

**EXHIBIT E**

FORM OF SETTLEMENT AGREEMENT