

AFTER RECORDING PLEASE MAIL A COPY TO:

RETURNED

JUL 15 2008

↳ Chestnut Farms LLC
C/O Symphony Development Corp.
526 North 400 West
NSL, UT 84054

E 2379548 B 4574 P 93-94
RICHARD T. MAUGHAN
DAVIS COUNTY, UTAH RECORDER
07/15/2008 09:58 AM
FEE \$49.00 Pgs: 2
DEP RTT REC'D FOR SYMPHONY HOMES

08-425-0001 thru 0038

**AMENDMENT TO THE
DECLARATION OF COVENANTS, CONDITIONS, AGREEMENTS AND RESTRICTIONS
AFFECTING THE REAL PROPERTY KNOWN AS**

CHESTNUT FARMS P.U.D. SUBDIVISION Phase 1

KNOWN ALL MEN BY THESE PRESENTS:

THAT, WHEREAS, the undersigned being Owners of all or part of the following described real property:

Lots 1 through 38, Chestnut Farms, situated in the City of Farmington, in the County of Davis, in the State of Utah, do hereby, amend Section 10 of the Declaration of Covenants, Conditions, Agreements and Restrictions recorded on 7/3/07 as Entry No. 2285431 in Book 4317, Page 939-959, in the office of the Davis County Recorder, as affecting the real property described above.

Section 10 of the originally recorded CCR's for Chestnut Farms (as referenced above), the following changes have been made.

- a. Only single family residential Dwellings are allowed. One story homes shall be a minimum of 1,800 square feet and two story homes shall have a minimum of 2,200 square feet.
- b. The height of the Dwelling shall not exceed two stories above ground.
- c. No slab on grade Dwellings are permitted.
- d. With the prior written consent of the Management Committee, a basement is required for each Dwelling.
- e. Without the prior written consent of the Management Committee, each Dwelling shall have a private garage for not less than three motor vehicles
- f. The dwelling's front exterior shall have 2 or more large full front facing panels (subject to the discretion of the Architectural Control Committee) of brick or rock and the side exterior walls shall have at least a wainscot of brick or rock (to a natural break point down the sides), with the remainder in stucco or comparable product as approved by the Architectural Control Committee. Cedar lapboard or other types of wood siding may be allowed by written approval from the Architectural Control Committee. Any of these exterior material requirements may be waived where the historic style will not permit its use. Vinyl or Aluminum siding shall be not allowed except for the soffit, fascia and/or rain gutter areas. Each dwelling must have at least a 30-year architectural (laminated) asphalt

type shingle. The Architectural Control Committee must approve any other variation from this specification.

IN WITNESS WHEREOF, the undersigned, being the Declarants herein, have hereunto set their hand this 3rd day of July, 2008.

OWNERS ACKNOWLEDGEMENT:

Chestnut Farms LLC

By: [Signature]

Its: Manager

On the 3rd day of July 2008, personally appeared before me Robert Miller, who being by me duly sworn did say that he is the President of Symphony Development Corp., which corporation is known to me to be the Owner of Chestnut Farms LLC, that he signed the foregoing instrument by proper authority, both in its capacity as a corporation, and in its capacity as member of said Limited Liability Company and the said Robert Miller, duly acknowledged to me that said corporation and Limited Liability Company executed the same.

Signed: [Signature] NOTARY PUBLIC
Residing at 1165 N 2325 W Layton, Utah
Davis County
My commission expires January 24, 2009

