

WHEN RECORDED MAIL TO:

Douglas D. Terry
Attorney at Law
150 North 200 East, Suite 202
St. George, Utah 84770

FIRST AMENDMENT TO THE
PROTECTIVE COVENANTS FOR DIAMOND VALLEY ACRES
WASHINGTON COUNTY, STATE OF UTAH
Phase IIA

WHEREAS, Diamond Valley Ranch, Inc., a Utah Corporation, hereinafter referred to as "Developer" established the Protective Covenants for Diamond Valley Acres and recorded the same on November 24, 1980, in Book 281 at pages 31-36, as Entry No. 222323, in the official records of the Washington County Recorder, State of Utah, and

WHEREAS, Diamond Valley Acres Water Company, Inc., a Utah Corporation, being the successor of Diamond Valley Ranch, Inc., and desiring to amend said Protective Covenants.

NOW, THEREFORE, Diamond Valley Acres Water Company, Inc., does hereby amend the protective covenants for Diamond Valley Acres as follows:

ARTICLE I - GENERAL RESTRICTIONS, paragraph 2. ARCHITECTURAL CONTROL, is amended to read as follows:

A. No fence, wall, swimming pool or other construction shall be erected, placed, or altered on any lot without approval of the architectural control committee. Provided, however, that no such building or dwelling shall have a ground floor area, exclusive of one story open porches, garages, and carports, less than 2000 square feet on the ground level.

B. All such buildings and dwellings located on any lot shall be constructed, erected and fabricated on the property. No buildings or dwellings shall be constructed or fabricated at any other location and transported to the property for placement on the property. No modular, manufactured or prefabricated homes shall be allowed on the property.

IN WITNESS WHEREOF, the undersigned has hereunto executed this document this 18 day of May, 1994.

DIAMOND VALLEY ACRES WATER COMPANY, INC.


President

00470292 Bk0828 Pg0090

RUSSELL SHIRTS * WASHINGTON CO RECORDER
1994 JUN 14 16:33 PM FEE \$12.00 BY CB
FOR: TERRY DOUGLAS D

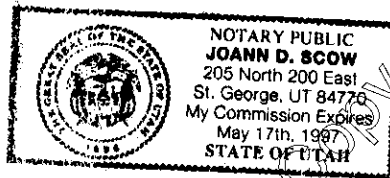
~~00468195 Bk0822 Pg0576~~

~~RUSSELL SHIRTS * WASHINGTON CO RECORDER
1994 MAY 23 16:55 PM FEE \$12.00 BY CB
FOR: TERRY DOUGLAS~~

STATE OF UTAH)
SS.
COUNTY OF WASHINGTON)

On this 18 day of May, 1994, personally appeared before me Coop Pulsipher, President of Diamond Valley Acres Water Company, Inc., the signer of the above and foregoing instrument who duly acknowledged to me that he executed the same for the purposes therein set forth.

Joann D. Scow
NOTARY PUBLIC



00470292 Bk0828 Pg0091

~~00468195 Bk0822 Pg0577~~