

**1st Amendment
DECLARATION OF
COVENANTS, CONDITIONS & RESTRICTIONS
LONE TREE "E" AT CIRCLE 5 RANCH**

The following amendment to the recorded Declaration of Covenants, Conditions, and Restrictions for Lone Tree Plat E recorded on September 27, 2007 at the office of the County Recorder of Utah County, Utah, entry number 140561:2007, shall replace the section identified. To the extent that anything in this amendment modifies or conflicts with any previously recorded Covenants, Conditions, or Restrictions this amendment shall control. All other recorded Covenants, Conditions, and Restrictions not modified by this amendment shall remain the same.

SECTION 3.03. **Architecture - Elevation Articulation Ratio (EAR).** *The Elevation Articulation Ratio is intended to establish a measure of acceptable architectural material and massing for an elevation. This ratio shall be established for all elevations of a dwelling as well as averaged in order to meet the minimum requirements. For lots 501- 533 the EAR shall meet the criteria of Design Guidelines as recorded by the County Recorder in Utah County, Utah for "First Time Move-up Neighborhood", found on page 38, paragraph 6.4.2.3.1 of the Design Guidelines, (except that the exterior elevations shall require stucco, or other cementitious material be used on all front elevations; while vinyl siding may be used, only on the rear and side elevations). For lots 534- 550 the EAR shall meet the criteria of Design Guidelines as recorded by the County Recorder in Utah County, Utah for "Second Time Move-up Neighborhood", found on page 38, paragraph 6.4.2.3.2 of the Design Guidelines, (except that the exterior elevations shall consist of stucco, or other cementitious material, with brick/rock accents totaling approximately 10% of the front exterior surface area of the home). The architectural requirements found in Exhibit C are recommended and optional for all homes.*

IN WITNESS WHEREOF, Declarant has executed this Amendment on this 10 day of December, 2008.

Lone Tree Partners, L.C.

By: _____

Managing Member
John W. Wallace

By: _____

Managing Member
G. Scott Weber, Manager
Alta Vista Homes, LLC

ATTEST

STATE OF UTAH)

ss.

COUNTY OF UTAH)

The foregoing instrument was subscribed and sworn to before me this 10th day of December, 2008, by John W. Wallace & G. Scott Weber of Lone Tree Partners, L.C.

Notary Public

My commission expires: 12/9/09

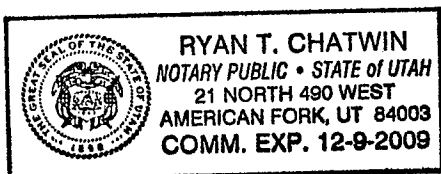


EXHIBIT A

LOTS 501-550, PLAT "E", LONE TREE AT CIRCLE FIVE RANCH SUBDIVISION,
EAGLE MOUNTAIN CITY, UTAH COUNTY, ACCORDING TO THE OFFICIAL
PLAT THEREOF ON FILE AND OF RECORD IN THE UTAH COUNTY
RECORDER'S OFFICE.