

AMÉNDMENT TO PROTECTIVE COVENANTS FOR RLINGTON HEIGHTS

THIS AMÉNDMENT TO THE PROTECTIVE COVENANTS of Rlington Heights is made pursuant to Section 5.2, and executed this 6 day of October, 1997, AND AMÉNDMENTS THE PROTECTIVE COVENANTS OF RLINGTON HEIGHTS, recorded on the 30th day of July, 1995, as Entry No. 539483 in Book 1022, at Pages 277-305 et seq., records of Washington County, and any amendments thereto, and affects the following described property:

SEE EXHIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN BY THIS REFERENCE

Section 1.18, shall be enacted as follows:

1.18. BUSINESS AND SALES: Notwithstanding any provisions to the contrary herein contained, it shall be expressly permissible for Developer, or its written designee, to maintain such facilities and conduct such activities as in the sole opinion of Developer may be reasonably required, convenient or incidental to the construction and sale of lots during the Development Phase and sale of lots, and upon such portion of the Property including lots or common area, if any, as Developer deems necessary, including but not limited to, a Business office, storage areas, construction yard, signs, model units and sales offices. As part of the overall program of development of the Property into a residential community and to encourage the marketing thereof, the Developer shall have the right of use of any lots or any common area and facilities thereon, including any community buildings, without charge during the sales and construction period to aid in its marketing activities.

IN WITNESS WHEREOF, the undersigned has hereunto executed this document this 6 day of October, 1997.

DEVELOPER:
LANDS LIMITED PARTNERSHIP,
a Nevada limited partnership

By 
Robert L. Mendenhall
General Partner

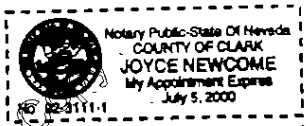
00579325 R-1140 Pa 0000

RUSSELL SHIRTS ■ WASHINGTON CO RECORDER
1997 OCT 10 10440 AM FEE \$15.00 BY DKR
FOR SOUTHERN UTAH TITLE CO

STATE OF NEVADA)
COUNTY OF CLARK) ss.

On this 6th day of October, 1997, before me personally appeared Robert L. Mendenhall, whose identity is personally known to or proved to me on the basis of satisfactory evidence, and who, being by me duly sworn (or affirmed), did say that he is a general partner of L and S Limited Partnership, a limited partnership and that the foregoing document was signed by him on behalf of that partnership by proper authority and he acknowledged before me that the partnership executed the document and the document was the act of the partnership for its stated purpose.

Joyce Newcome
NOTARY PUBLIC
Address: 4420 So. Decatur, Reno NV 89103
My Commission Expires: 7-6-2000



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EXHIBIT A

PART OF RINGTON HEIGHTS PHASE 1

ALL THAT PARCEL OF LAND LOCATED IN SECTION 32, T41S., R.13W., SALT LAKE BASE AND MERIDIAN, WASHINGTON COUNTY, UTAH DESCRIBED AS: BEGINNING ON THE SOUTH LINE OF AND 304.65 FEET WEST OF THE SOUTHEAST CORNER OF SAID SECTION 32 THENCE THE FOLLOWING 10 COURSES:

1. N.89°46'45"W., ALONG SAID SOUTH LINE 1279.09 FEET;
2. N.00°13'03"E., 1572.13 FEET;
3. S.89°43'39"E., 697.21 FEET;
4. S.89°08'57"E., 174.38 FEET;
5. N.34°50'09"E., 293.60 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE TO THE WEST HAVING A CENTRAL ANGLE OF 34°23'56", A RADIUS OF 270.00 FEET AND A RADIAL BEARING OF N.55°09'31"W.;
6. ALONG THE LAST NAMED CURVE NORTHEASTERLY AN ARC DISTANCE OF 162.10 FEET TO A POINT OF TANGENCY;
7. N.00°26'13"E., 331.04 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE TO THE SOUTHWEST HAVING A CENTRAL ANGLE OF 90°33'49", A RADIUS OF 25.00 FEET AND A RADIAL BEARING OF N.89°33'47"W.;
8. ALONG THE NAMED CURVE NORTHWESTERLY 39.52 FEET TO THE SOUTH RIGHT-OF-WAY OF UTAH STATE HIGHWAY U9 AND A POINT OF CUSP;
9. ALONG SAID SOUTH RIGHT-OF-WAY N.89°52'24"E., 210.94 FEET;
10. S.00°01'07"W., 2021.00 FEET TO THE POINT OF BEGINNING.

CONTAINS APPROXIMATELY 48.75 ACRES.
THIS DESCRIPTION IS BASED UPON A FIELD SURVEY.

END OF DESCRIPTION.