

8873132

When Recorded, Mail To:

Donald E. Wallace
2511 South West Temple
Salt Lake City, UT 84115

8873132
10/30/2003 10:56 AM 16.00
Book - 8903 Pg - 7842-7845
GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
DONALD E WALLACE
2511 S WEST TEMPLE
SLC UT 84115
BY: ZJM, DEPUTY - WI 4 P.

Space Above This Line For Recorder's Use

**FIRST AMENDMENT TO
MASTER DEVELOPMENT AGREEMENT FOR THE ROSECREST
MASTER PLANNED UNIT DEVELOPMENT (the "MDA")
(To remove 14.25 acres from the MDA)**

THIS FIRST AMENDMENT TO THE MDA (This "First Amendment") is made the 17th day of October, 2003, by and between Town of Herriman, a Utah municipal corporation ("Town") and Rosecrest Inc., a Utah corporation ("Master Developer").

Recitals

A. On or about June 26, 2000, Town and Master Developer executed the MDA for a real estate development ("RoseCrest") located in Salt Lake County, State of Utah. The MDA was recorded on August 7, 2000, as Entry #7693577, in Book 837, at Pages 6863-6980 in the Official Records of the Salt Lake County Recorder.

B. Section 26 of the MDA provides that the MDA may be amended by an instrument signed by the Master Developer and the Town.

C. Master Developer and the Town now desire to amend the MDA to conditionally release approximately 14.25 acres of land (as more fully defined below, the "Released Property") from the MDA.

Terms and Conditions

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Town and Master Developer hereby amend the MDA as follows:

1. So long as the Released Property, as more fully set forth on Exhibit "A" attached hereto and made a part hereof, is used for a house of worship (the "Permitted Use"), then the Released Property is hereby fully released from all of the provisions of the MDA. If, however, any of the Released Property is used for any purpose other than the Permitted Use, then the MDA shall be fully applicable upon that portion.

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First Amendment to Master Development Agreement - excluding 14.25 acres_v1

BK 8903 PG 7842

2. Town and Master Developer agree they will not make any further amendments to the MDA that affect the Released Property without the express written consent of the owner(s) of the Released Property.

IN WITNESS WHEREOF, the Town and the Master Developer have caused these presents to be signed.

"TOWN"

ATTEST:

Town of Herriman,
a municipal corporation

Kristi Peterson
Town Recorder

By:

[Signature]
Mayor

"MASTER DEVELOPER"

Rosecrest Inc.,
a Utah corporation



By:
Its:

[Signature]
Vice President of Operations

TOWN ACKNOWLEDGEMENT

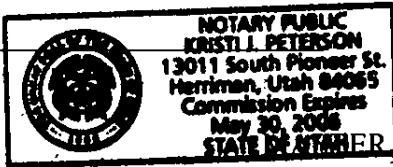
STATE OF UTAH)
) ss
COUNTY OF SALT LAKE)

On this 17 day of October, 2003, before me, appeared Lynn Crane, to me personally known, who being by me duly sworn, did say that he is the Mayor of the Town of Herriman, a municipal corporation, and that the said instrument was signed on behalf of the Town by authority of its governing body and said Mayor acknowledged to me that the Town executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal on the day and year last above written.

Kristi J. Peterson
Notary Public in and for said County and State
Print Notary=s Name: _____

My Commission Expires:



DEVELOPER ACKNOWLEDGEMENT

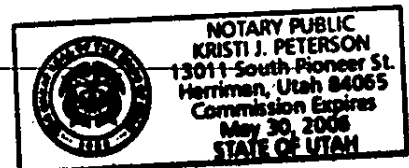
STATE OF UTAH)
) ss
COUNTY OF SALT LAKE)

On this 17 day of October, 2003, before me, appeared Donald E. Wallace, to me personally known, who being by me duly sworn, did say that he is the Vice President of Rosecrest Inc., a Utah corporation, and that the said instrument was signed on behalf of the Master Developer by authority of its governing body and said Donald E. Wallace acknowledged to me that the Master Developer executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal on the day and year last above written.

Kristi J. Peterson
Notary Public in and for said County and State
Print Notary=s Name: _____

My Commission Expires:



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First Amendment to Master Development Agreement - excluding 14.25 acres_v1

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Exhibit "A"
to
This First Amendment
(14.25 acres)

Real property located in Salt Lake County, State of Utah, and more particularly described as follows:

BEGINNING at the Northeast corner of Section 13, Township 4 South, Range 2 West, Salt Lake Base and Meridian, and running thence South 00°36'54" West for 672.421 feet along the section line; thence leaving said section line South 88°54'02" West for 235.009 feet; thence North 88°52'34" West for 342.798 feet; thence North 77°44'05" West for 416.175 feet; thence North 14°12'42" East for 521.214 feet; thence North 26°27'57" East for 194.788 feet to a point on the southerly right-of-way line of future Juniper Crest Road; thence along said right-of-way the following (2) calls: A curve to the left having a radius of 1053.000 feet, a central angle of 23°51'39" (chord bearing and distance of South 77°29'19" East – 435.358 feet) and for an arc distance of 438.520 feet; thence South 89°25'08" East for 351.818 feet to the POINT OF BEGINNING.

32-12-200-004