AMENDMENT TO DECLARATION OF RESTRICTIVE COVENANTS FOR BRUNDAGE CORNER SUBDIVISION

This Amendment to Declaration of Restrictive Covenants for Brundage Corner Subdivision is executed the <u>20¹</u> day of April, 2009, by T and C LLC, a Wyoming limited liability company ("Developer").

WHEREAS, Developer is the sole owner of the following described property, to wit:

Lots 1, 2, and 3 of the Brundage Corner Subdivision, a subdivision in Sheridan County Wyoming.

WHEREAS, Developer executed a Declaration of Restrictive Covenants for Brundage Corner Subdivision (the "Original Covenants") on May 5, 2008, which was recorded in Book 495, Page 680 of the Sheridan County, Wyoming records.

WHEREAS, there exists a scrivener's error in Section VIII of the Original Covenants to wit: Section VIII reads "This Restrictive Covenant shall create any rights in any third party EXCEPT..." but it should read "This Restrictive Covenant shall not create any rights in an third party EXCEPT...".

WHEREAS, Section VII of the Original Covenants allows amendment thereof by "written instrument signed by the owners of all three (3) lots which is recorded in the Office of the Sheridan County Clerk and Recorder."

NOW THEREFORE, Developer hereby amends the Original Covenants as follows:

Section VIII shall be deleted and replaced in its entirety with the following language:

"VIII. Third Party Rights: This Restrictive Covenant shall not create any rights in any third party EXCEPT that the City of Sheridan, Wyoming shall have the right to bring suit or take any other action required to enforce the provisions of this Restrictive Covenant with regard to the number of parking spaces required under any building permit or applicable law."

Dated this 20 day of April, 2009.

T and C LLC

Bv:

Kon Ho In Manager

STATE OF WYOMING) ss. COUNTY OF SHERIDAN)

The above and foregoing Amendment to Declaration of Restrictive Covenants for Brundage Corner Subdivision was subscribed, sworn to, and acknowledged before me this 20 day of April, 2009, by Kon Ho In, the Manager of T and C LLC.

WITNESS my hand and official seal.

DAVID C. SMITH - NOTARY PUBLIC
County of State of Sheridan Wyoming
My Commission Expires March 18, 2012

Notary Public

My Commission expires: 3/18/12