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Book - 10899 Pg - 3932-3935
RASHELLE HOBBS
Recorder, Salt Lake County, UT
COTTONWOOD TITLE
BY: eCASH, DEPUTY - EF 4 P.

RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO:

Elkins Kalt Weintraub Reuben Gartside LLP
10345 West Olympic Boulevard
Los Angeles, California 90064
Attention: David A. Levine

CT 120237-CAF

TIN - 21-01-278-027-4001, 21-01-278-027-4002, 21-01-278-028 4
21-01-278-029

(Space above line for Recorder's use only)

MEMORANDUM OF CO-TENANCY AGREEMENT AFFECTING REAL PROPERTY

THIS MEMORANDUM OF CO-TENANCY AGREEMENT AFFECTING REAL PROPERTY ("Agreement") is made and entered into to be effective as of the 21st day of February, 2020, by and among CR METRO AT FIRECLAY COMMUNITIES, LLC, a Delaware limited liability company, METRO OTA, LLC, a Delaware limited liability company, METRO 406 JUNIPER, LLC, a Delaware limited liability company, and METRO LAS LOMAS, LLC, a Delaware limited liability company, each of which is individually referred to as a "Co-Tenant" and collectively as the "Co-Tenants".

Each of the Co-Tenants owns, as tenants-in-common, a portion of certain real property located in the City of Murray, County of Salt Lake, State of Utah, more particularly described in Exhibit "A" attached hereto and incorporated herein by reference (the "Property").

The Co-Tenants each desire to evidence their mutual agreement concerning certain rights and obligations each shall have with respect to the Property.

The Co-Tenants hereby agree to own, operate and manage the Property upon the terms and conditions of that certain Co-Tenancy Agreement Affecting Real Property among the parties dated on or approximately on the date hereof (as may be amended, restated, or otherwise modified from time to time, the "Co-Tenancy Agreement").

The Co-Tenancy Agreement contains, among other terms and provisions, a waiver by each Co-Tenant of its rights to seek a partition of the Property.

[Signature Page Follows]

IN WITNESS WHEREOF, the parties have executed this Agreement as of the day and year first above written.


METRO OTA, LLC,
a Delaware limited liability company

By: GA Manager, LLC,
a Delaware limited liability company,
its Manager

By: 
Dan Gabriel, Manager


METRO LAS LOMAS, LLC,
a Delaware limited liability company

By: SARE Investments, LLC,
a California limited liability company,
its Manager

By: 
Dan Gabriel, Manager

METRO 406 JUNIPER, LLC,
a Delaware limited liability company

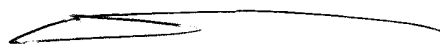
By: GA Manager, LLC,
a Delaware limited liability company,
its Manager

By: 
Dan Gabriel, Manager

CR METRO AT FIRECLAY COMMUNITIES, LLC,
a Delaware limited liability company

By: CR Metro at Fireclay Associates, LLC,
a Delaware limited liability company,
its Sole Member

By: ColRich Multifamily Investments of Utah, LLC,
a Delaware limited liability company,
its Managing Member

By: 
Dan Gabriel, Manager

CALIFORNIA ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

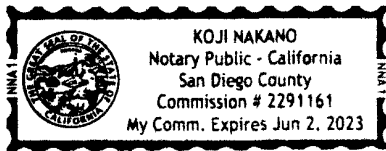
State of California

County of San Diego }

On Feb 10, 2020 before me, KOJI NAKANO
Date Here Insert Name and Title of the Officer

personally appeared Dan Gabriel
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature [Handwritten Signature]
Signature of Notary Public

Place Notary Seal and/or Stamp Above

OPTIONAL

Completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____	Signer's Name: _____
<input type="checkbox"/> Corporate Officer – Title(s): _____	<input type="checkbox"/> Corporate Officer – Title(s): _____
<input type="checkbox"/> Partner – <input type="checkbox"/> Limited <input type="checkbox"/> General	<input type="checkbox"/> Partner – <input type="checkbox"/> Limited <input type="checkbox"/> General
<input type="checkbox"/> Individual <input type="checkbox"/> Attorney in Fact	<input type="checkbox"/> Individual <input type="checkbox"/> Attorney in Fact
<input type="checkbox"/> Trustee <input type="checkbox"/> Guardian or Conservator	<input type="checkbox"/> Trustee <input type="checkbox"/> Guardian or Conservator
<input type="checkbox"/> Other: _____	<input type="checkbox"/> Other: _____
Signer is Representing: _____	Signer is Representing: _____

EXHIBIT "A"

LEGAL DESCRIPTION

PARCEL 1:

Lot 1, THE METRO AT FIRECLAY PLAT "A", according to the official plat thereof as recorded in the office of the Salt Lake County Recorder on May 3, 2016 as Entry No. 12271924 in Book 2016P at Page 101.

PARCEL 2:

Lot 1 and Parcel A, METRO SOUTH PLAT "A", according to the official plat thereof as recorded in the office of the Salt Lake County Recorder on December 15, 2017 as Entry No. 12679772 in Book 2017P at Page 337.