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ADAM GARDINER  
RECORDER, SALT LAKE COUNTY, UTAH  
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BY: BAP, DEPUTY - WI 4 P.

WHEN RECORDED, RETURN TO:

VP Daybreak Operations LLC  
11248 Kestrel Rise Road, Suite 201  
South Jordan, UT 84009  
Attention: Gary Langston

**SUPPLEMENT TO  
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR  
DAYBREAK SOUTH STATION TOWNHOME PROJECT  
(ADDING ADDITIONAL LAND – DAYBREAK SOUTH STATION MULTI FAMILY #2)**

**THIS SUPPLEMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR DAYBREAK SOUTH STATION TOWNHOME PROJECT (ADDING ADDITIONAL LAND – DAYBREAK SOUTH STATION MULTI FAMILY #2)** (this “**Supplement**”) is made as of December 13, 2017, by **VP DAYBREAK OPERATIONS LLC**, a Delaware limited liability company, as successor-in-interest to Kennecott Land Company, as declarant (“**Declarant**”) under that certain Declaration of Covenants, Conditions and Restrictions for Daybreak South Station Townhome Project, recorded on October 30, 2015, as Entry No. 12161465, in Book 10375, beginning at Page 2925, as amended and/or supplemented from time to time (collectively, the “**Declaration**”).

**RECITALS:**

- A.** Pursuant to the Declaration, Declarant has established the *Daybreak South Station Townhome* project (the “**Project**”) initially consisting of various residential “Lots” as more particularly defined and described therein, which Lots are to be improved with certain attached residential units called “townhomes”. The Project is located within the community commonly known as “*Daybreak*” located in South Jordan, Utah.
- B.** Declarant owns certain parcels of real property (collectively, “**Additional Land**”) adjacent to the Project. The Additional Land is legally described in **Exhibit A**, attached hereto and incorporated herein by this reference.
- C.** Declarant desires to add the Additional Land to the Project and to submit and subject the same to the Declaration, as the terms, conditions, covenants and restrictions thereof now exist or may hereafter be amended.

**NOW, THEREFORE**, Declarant hereby declares the following:

- 1. Definitions.** Unless otherwise defined herein, all capitalized terms used herein shall have the meanings ascribed to such terms in the Declaration.

2. **Submission of Additional Land (Lots) to Declaration.** Pursuant to Article 14 of the Declaration, Declarant hereby exercises its option to expand the Project and add the Additional Land to the Project, effective as of the recording of this Supplement; and Declarant submits and subjects the Additional Land to the Declaration, including, without limitation, all covenants, restrictions, easements, conditions, charges and liens set forth in the Declaration. Holmes hereby consents to the submission of the Additional Land to the Declaration. From and after the recordation of this Supplement, the Additional Land shall be held, transferred, sold, conveyed and occupied subject to the Declaration, including, without limitation, all covenants, restrictions, easements, conditions, charges, and liens set forth in the Declaration. In addition, the Additional Land shall be subject to the governance of the Daybreak South Station Townhome Owners Association, Inc., a Utah nonprofit corporation, as more particularly described in the Declaration.
3. **Full Force and Effect.** The Declaration, as amended hereby, remains in full force and effect.
4. **Incorporation by Reference.** The Recitals and Exhibits to this Supplement are hereby incorporated into this Supplement by this reference.

*[Signatures on Following Page]*



**EXHIBIT A**

**LEGAL DESCRIPTION OF ADDITIONAL LAND ADDED TO PROJECT**

All of the real property described on that certain plat entitled "DAYBREAK SOUTH STATION MULTI FAMILY #2 SUBDIVISION, AMENDING LOTS C-101, C-102, C-103, C-111, C-112, C-113, C-114, M-101 & M-102 OF THE DAYBREAK SOUTH STATION PLAT 1 SUBDIVISION", recorded on JANUARY 26, 2018, as Entry No. 12705641, Book 298 P, at Page 42 of the Official Records of Salt Lake County, Utah.

[TO BE FILLED IN UPON PLAT RECORDATION]