

WHEN RECORDED, MAIL TO:

MCACC
2505 E. PARKWAY WAY
SLC, UT 84109

Tax Parcel No.: 16-36-153-021

13065199
9/3/2019 12:46:00 PM \$40.00
Book - 10824 Pg - 6650
RASHELLE HOBBS
Recorder, Salt Lake County, UT
GT TITLE SERVICES SLC
BY: eCASH, DEPUTY - EF 1 P.

AFFIDAVIT
(Regarding Ancillary Garage)

STATE OF UTAH)
) ss.
COUNTY OF SALT LAKE)

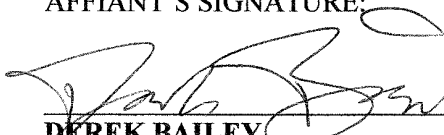
I, DEREK BAILEY, being first duly sworn, do hereby depose and say as follows:

1. I am a resident of Salt Lake County, State of Utah, over the age of twenty-one years, and I have personal knowledge of the facts contained in this Affidavit.
2. I am making this Affidavit at the request of the Millcreek Canyon Architectural Control Committee (the "MCACC").
3. I own fee simple title to the real property known as 3597 East Millcreek Canyon Road, Salt Lake City, Utah 84109, and further described as follows (the "**Property**"): LOT 5, MILLCREEK CANYON SUBDIVISION, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE AND OF RECORD IN THE SALT LAKE COUNTY RECORDER'S OFFICE.
4. Through my general contractor, I have requested the MCACC approve building plans for new construction on the Property, and the proposed plans include an ancillary / detached garage (the "**Ancillary Garage**").
5. The proposed plans for the Ancillary Garage include a loft space.
6. I hereby promise and agree that the Ancillary Garage, and associated loft space therein, shall not be used as a secondary residence or rental property.
7. The above-referenced promise shall be bind me so long as I own the Property and shall bind all successor owners of the Property and shall be considered to be a covenant that runs with the land.
6. In the event any owner of the Property should fail to comply with the above stated promise and agreement, and if the MCACC finds it necessary to bring legal action to enforce said promise and covenant, such breaching owner shall be responsible to pay the MCACC's attorneys' fees and costs, if it is ruled by a court of competent jurisdiction that such owner has breached such covenant.

Further, Affiant sayeth naught.

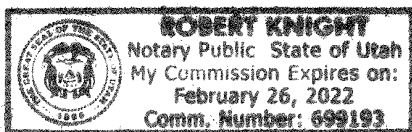
DATED this 29 day of August 2019.


AFFIANT'S SIGNATURE:



DEREK BAILEY

Subscribed and sworn to before me on this 29 day of August 2019 by Derek Bailey.





NOTARY PUBLIC