

When Recorded, Return to  
Boyer Holbrook Residential, L.C.  
101 South 200 East, Suite 200  
Salt Lake City, Utah 84111

**FIFTH SUPPLEMENT TO MASTER DECLARATION  
OF COVENANTS, CONDITIONS, AND RESTRICTIONS  
FOR  
HOLBROOK FARMS  
PLAT A, PHASE 6B  
IN  
LEHI, UTAH**

This Fifth Supplement to the Master Declaration of Covenants, Conditions, and Restrictions, and Reservation of Easements for Holbrook Farms Plat A, Phase 6B, located in Lehi, Utah, is made and executed by Boyer Holbrook Residential, L.C. (“Boyer Holbrook Residential”), a Utah limited liability company, with a registered address of 101 South 200 East, Suite 200, Salt Lake City, Utah 84111.

**RECITALS**

**WHEREAS**, that certain Master Declaration of Covenants, Conditions, and Restrictions, and Reservation of Easements for Holbrook Farms was recorded with the County Recorder for Utah County, Utah on March 3, 2017, as Entry No. 21346:2017 (the “Master Declaration”) for the Holbrook Farms development project (the “Project”);

**WHEREAS**, the Master Declaration provides that the Project may be developed in phases and additional land may be annexed into and made part of the Project and made subject to the Master Declaration;

**WHEREAS**, the Master Declaration further provides that said phases and/or additional land may be made subject to additional restrictions, conditions or covenants imposed on a Unit or Owner as part of a discrete phase or neighborhood developed within the Project (collectively, “Additional Covenants”) by the Declarant’s recording of a Supplement to Declaration;

**WHEREAS**, Boyer Holbrook Farm, L.C. is a Declarant as provided in the Master Declaration and, consistent with the rights and authority granted in the Master Declaration, has assigned certain declarant rights to Boyer Holbrook Residential in connection with the development of the Project pursuant to an Assignment Agreement.

**WHEREAS**, Boyer Holbrook Residential is the record fee owner of certain real property located in Utah County, Utah more specifically described in Exhibit “A” hereinto and incorporated herein by this reference (the “Holbrook Farms Plat A, Phase 6B Property”);

**WHEREAS**, Boyer Holbrook Residential, as assignee of Declarant rights for Plat A, Phase 6B of the Project desires to develop the Holbrook Farms Plat A, Phase 6B Property to include additional Units, common area and facilities, and other improvements of a less significant nature;

**WHEREAS**, a final plat for the Holbrook Farms Plat A, Phase 6B has been recorded with the County Recorder for Utah County, Utah on January 29, 2018, as Entry No. 15876-2018; and

**WHEREAS**, Boyer Holbrook Residential now intends that this Holbrook Farms Plat A, Phase 6A shall be subject to and burdened and benefitted by the Master Declaration.

**SUPPLEMENT TO DECLARATION**

**NOW, THEREFORE**, for the reasons recited above, and for the benefit of the Project and the Owners therein, Boyer Holbrook Residential, hereby executes this Fifth Supplement to the Master Declaration of Covenants, Conditions, and Restrictions, and Reservation of Easements for Holbrook Farms.

1. Legal Description. The real property defined herein as the Holbrook Farms Plat A, Phase 6B Property is more fully described in Exhibit "A" hereto. The Holbrook Farms Plat A, Phase 6B Property shall be and hereby is submitted to the provisions of the Master Declaration. Said land and the Units thereon shall be held, transferred, sold, conveyed and occupied subject to the provisions of the Master Declaration, as it may be further supplemented or amended from time to time.

2. Annexation. Consistent with the rights and authority reserved to Declarant and its assigns in the Master Declaration, the Holbrook Farms Plat A, Phase 6B Property shall be and hereby is annexed into the Project and made subject to the Master Declaration, which, upon recordation of this instrument shall constitute and effectuate the expansion of the Project making the Holbrook Farms Plat A, Phase 6B Property subject to the powers, rights, duties, functions, and jurisdiction of the Holbrook Farms Master Association (the "Master Association") and Master Association Design Guidelines.

3. Description of the Project, as Supplemented by the Fifth Supplement to Master Declaration. The initial plat(s) for Holbrook Farms, Phases 1, 2 and 7, collectively, included 109 Units. The Holbrook Farms Phase 6A Plat, as amended, added an additional 20 Units (Lots 601 through 620). The Holbrook Farms Phase 4 Plat added an additional 52 Units (Lots 401 through 452). The Holbrook Farms Plat A, Phase 8 Plat added an additional 55 Units (Lots 801 through 855). The Holbrook Farms Plat A, Phase 5A Plat added an additional 19 Units (Lots 501 through 519). Upon the recordation of the Holbrook Farms Phase Plat A, Phase 6B Plat and this Fifth Supplement to Master Declaration, the total number of Units in the Project will be 261 Units.

4. Benefitted Common Area. Consistent with the Master Declaration, the Holbrook Farms Plat A, Phase 6B Property includes certain Benefitted Common Area (as defined in the Master Declaration). Benefitted Common Area Expenses may be assessed to the Unit owners in Holbrook Farms Plat A Phase 6B.

5. Service Area. Further consistent with the Master Declaration, a distinct Service Area shall be and hereby is created for the Holbrook Farms Plat A, Phase 6B Property, Lots 621 through 626, inclusive.



**EXHIBIT A**

**LEGAL DESCRIPTION**

Holbrook Farms Plat A, Phase 6B, Lots 621 through 626 inclusive, and Parcel A as shown on the official subdivision final plat on file and of record with the County Recorder for Utah County, Utah recorded on January 29, 2018 as Entry No. 2018:8870, and all appurtenant common area and facilities as shown thereon. 41:879:0621 through 0626