

14246591 B: 11494 P: 7924 Total Pages: 5  
05/30/2024 03:50 PM By: tpham Fees: \$40.00  
Rashelle Hobbs, Recorder, Salt Lake County, Utah  
Return To: COTTONWOOD TITLE INSURANCE AGENCY, INC.  
1996 EAST 6400 SOUTH SUITE 120SALT LAKE CITY, UT 84121

RECORDING REQUESTED BY  
AND WHEN RECORDED MAIL TO:

VV Management, LLC  
15 West South Temple, Suite 640  
Salt Lake City, Utah 84101  
Attn: Jed B. Millburn

Tax Parcels 14-32-376-007 and 14-32-376-008

(Space above line for Recorder's use only)

**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 May 30, 2024, by and among by and among (i) Valley View Apartments SPE, LLC, a Delaware limited liability company ("VVA"), as to a 78.637% interest, (ii) VV Stowley SPE, LLC, a Delaware limited liability company ("VVS"), as to a 12.064% interest, and (iii) VV MMC SPE, LLC, a Delaware limited liability company ("VVMMC"), as to a 5.017% interest, (iv) VV AC SPE, LLC, a Delaware limited liability company ("VVAC"), as to a 2.711% interest, and (v) VV SGJ SPE, LLC, a Delaware limited liability company ("VVSGJ"), as to a 1.571% interest each of whom are 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 Magna, 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 of even date herewith (the "Co-Tenancy Agreement").

[Signature Page Follows]

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

**Valley View Apartments SPE, LLC,**  
a Delaware limited liability company

By: VV Management, LLC,  
a Utah limited liability company,  
its Manager

By: M&C Properties Utah JS, LLC,  
a Utah limited liability company,  
its Manager

By: J.B. Millburn  
Name: Jed B. Millburn  
Its: Manager

**VV Stowley SPE, LLC,**  
a Delaware limited liability company

By: VV Management, LLC,  
a Utah limited liability company,  
its Manager

By: M&C Properties Utah JS, LLC,  
a Utah limited liability company,  
its Manager

By: J.B. Millburn  
Name: Jed B. Millburn  
Its: Manager

[Signatures continue on following page]

**VV MMC SPE, LLC,**  
a Delaware limited liability company

By: VV Management, LLC,  
a Utah limited liability company,  
its Manager

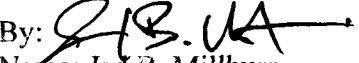
By: M&C Properties Utah JS, LLC,  
a Utah limited liability company,  
its Manager

By:   
Name: Jed B. Millburn  
Its: Manager

**VV AC SPE, LLC,**  
a Delaware limited liability company

By: VV Management, LLC,  
a Utah limited liability company,  
its Manager

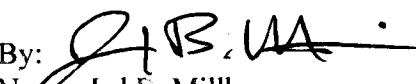
By: M&C Properties Utah JS, LLC,  
a Utah limited liability company,  
its Manager

By:   
Name: Jed B. Millburn  
Its: Manager

**VV SGJ SPE, LLC,**  
a Delaware limited liability company

By: VV Management, LLC,  
a Utah limited liability company,  
its Manager

By: M&C Properties Utah JS, LLC,  
a Utah limited liability company,  
its Manager

By:   
Name: Jed B. Millburn  
Its: Manager

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 Utah )  
County of Salt Lake )

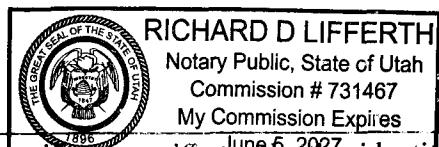
On 24 May 2024, before me, Richard D. Liffert,  
(insert name and title of the officer)

Notary Public, personally appeared Jed Millbum, 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 Utah that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature RD Liffert



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.

EXHIBIT "A"

LEGAL DESCRIPTION

Lot 1 and Parcel "A", ASCEND AT LITTLE VALLEY PLAT, according to the official plat thereof as recorded in the Salt Lake County Recorder's office on October 25, 2021 as Entry No. 13806621 in Book 2021P at Page 267.