

WHEN RECORDED, RETURN TO:

VP Daybreak Operations LLC
9350 South 150 East, Suite 900
Sandy, Utah 84070
Attn: John Warnick

14256091 B: 11499 P: 9584 Total Pages: 13
06/24/2024 03:42 PM By: dsalazar Fees: \$336.00
Rashelle Hobbs, Recorder, Salt Lake County, Utah
Return To: VP DAYBREAK OPERATIONS LLC
9350 S 150 E STE 900 SANDY, UT 84070



SUPPLEMENT TO COMMUNITY CHARTER FOR DAYBREAK

and

**SUPPLEMENT TO COVENANT FOR COMMUNITY FOR DAYBREAK,
SUBMITTING ADDITIONAL PROPERTY
(DAYBREAK VILLAGE 9 PLAT 5)**

and

NOTICE OF REINVESTMENT FEE COVENANT

and

EXPANSION OF TELECOMMUNICATIONS SERVICE AREA NO. 1

THIS SUPPLEMENT TO COMMUNITY CHARTER FOR DAYBREAK AND SUPPLEMENT TO COVENANT FOR COMMUNITY FOR DAYBREAK, SUBMITTING ADDITIONAL PROPERTY (DAYBREAK VILLAGE 9 PLAT 5) AND NOTICE OF REINVESTMENT FEE COVENANT AND EXPANSION OF TELECOMMUNICATIONS SERVICE AREA NO. 1 (this “**Supplement**”) is made this June 24, 2024, by **VP DAYBREAK OPERATIONS LLC**, a Delaware limited liability company (as successor-in-interest to Kennecott Land Company), as founder (“**Founder**”) under the Community Charter for Daybreak, recorded on February 27, 2004, as Entry No. 8989518, in Book 8950, beginning at Page 7784 in the Salt Lake County Recorder’s Office, as amended by that certain Amendment No. 1 to Community Charter for Daybreak, recorded August 26, 2004, as Entry No. 9156782, in Book 9030, beginning at Page 3767 in the Salt Lake County Recorder’s Office, as further amended by that certain Amendment No. 2 to Community Charter for Daybreak, recorded October 19, 2005, as Entry No. 9528104, in Book 9205, beginning at Page 4743 in the Salt Lake County Recorder’s Office, as further amended by that certain Amendment No. 3 to Community Charter for Daybreak, recorded March 13, 2007, as Entry No. 10031889, in Book 9434, beginning at Page 6467 in the Salt Lake County Recorder’s Office, as further amended by that certain Amendment No. 4 to Community Charter for Daybreak, recorded March 2, 2010, as Entry No. 10907211, in Book 9807, beginning at Page 7337 in the Salt Lake County Recorder’s Office, as further amended by that certain Amendment No. 5 to Community Charter for Daybreak, recorded November 24, 2010, as Entry No. 11082445, in Book 9882, beginning at Page 1049 in the Salt Lake County Recorder’s Office, as

further amended by that certain Amendment No. 6 to Community Charter for Daybreak, recorded July 1, 2016, as Entry No. 12312667, in Book 10448, beginning at Page 4380 in the Salt Lake County Recorder's Office, as further amended by that certain Amendment No. 7 to Community Charter for Daybreak, recorded July 3, 2018, as Entry No. 12804618, in Book 10690, beginning at Page 7505 in the Salt Lake County Recorder's Office, as further amended by that certain Amendment No. 8 to Community Charter for Daybreak, recorded June 29, 2021, as Entry No. 13702903, in Book 11198, beginning at Page 2431 in the Salt Lake County Recorder's Office, as further amended by that certain Amendment No. 9 to Community Charter for Daybreak, recorded March 9, 2022, as Entry No. 13907339, in Book 11314, beginning at Page 7633 in the Salt Lake County Recorder's Office, and as further amended by that certain Amendment No. 10 to Community Charter for Daybreak, recorded December 26, 2023, as Entry No. 14188903, in Book 11463, beginning at Page 5321 in the Salt Lake County Recorder's Office (as amended and/or supplemented from time to time, the "**Charter**") and under the Covenant for Community for Daybreak, recorded on February 27, 2004, as Entry No. 8989517, in Book 8950, beginning at Page 7722 in the Salt Lake County Recorder's Office (as amended and/or supplemented from time to time, the "**Covenant**"), and is consented to by **VP DAYBREAK INVESTCO 7 LLC**, a Utah limited liability company ("**Investco 7**"), **VP DAYBREAK DEVCO LLC**, a Delaware limited liability company ("**Devco**"), **VP DAYBREAK DEVCO 2, INC.**, a Utah corporation ("**Devco 2**"), and **SOUTH JORDAN CITY**, a Utah municipal corporation ("**City**").

RECITALS:

- A. Pursuant to the Charter, Founder is the successor "Founder" of the community commonly known as "*Daybreak*" located in South Jordan, Utah.
- B. Founder and/or Investco 7, Devco, Devco 2, and City have recorded or are concurrently recording herewith that certain subdivision map entitled "DAYBREAK VILLAGE 9 PLAT 5 AMENDING LOT Z101 OF THE VP DAYBREAK OPERATIONS-INVESTMENTS PLAT 1" (the "**Plat**") which relates to the real property more particularly described on Exhibit A attached hereto (the "**Property**"). Investco 7, Devco, Devco 2, and City are the fee simple owner(s) of the Property.
- C. Pursuant to that certain Supplement to Community Charter for Daybreak Creating Service Area (Telecommunications Service Area No. 1), recorded on March 23, 2006, as Entry No. 9671594, in Book 9270, beginning at Page 4287 in the Salt Lake County Recorder's Office (the "**Telecommunications Service Area Supplement**"), Founder created the Telecommunications Service Area No. 1 (the "**Telecommunications Service Area**").
- D. Founder and Investco 7, Devco, Devco 2, and City desire to (i) submit and subject the Property to the Charter and Covenant, including, without limitation, the terms, conditions, covenants and restrictions thereof as they now exist or may hereafter be amended, and (ii) expand the boundaries of the Telecommunications Service Area to include the Property.

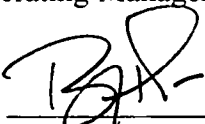
NOW, THEREFORE, Founder hereby declares the following:

1. **Definitions.** Unless otherwise defined herein, all capitalized terms shall have the meaning assigned to them in the Covenant and/or Charter.
2. **Submission to Charter and Covenant.** Pursuant to Section 16.1 of the Charter and Section 5.2 of the Covenant, Founder hereby submits and subjects the Property to the Charter and the Covenant, including, without limitation, all terms, conditions, covenants, easements, restrictions, liens, charges, and assessments contained therein. Investco 7, Devco, Devco 2, and City, as the fee simple owners of the Property, hereby consent to the subjection of the Property to the Covenant and Declaration, as herein provided.
3. **Notice of Reinvestment Fee.** Notice is hereby given that the Covenant and the Charter provide, among other things, that certain assessments and fees will be charged against the Property (and their respective owners), as further described in the Covenant and Charter including a “Community Enhancement Fee”, as more particularly defined and set forth in the Covenant. The Community Enhancement Fee is a “reinvestment fee covenant” under Utah law, and pursuant to Utah law, a separate Notice of Reinvestment Fee Covenant of even date herewith has been concurrently recorded against the Property.
4. **Expansion of Telecommunications Service Area.** Pursuant to the Telecommunications Service Area Supplement and Section 3.4 of the Charter, Founder hereby expands the boundaries of the Telecommunications Service Area to include the Property and hereby designates the Residential Units located within the Property, or that may in the future be located within the Property, to the Telecommunications Service Area, including all applicable terms, conditions, rules, assessments, liens, charges, and regulations associated with such Telecommunications Service Area (in accordance with the terms of the Charter).
5. **Full Force and Effect.** The Charter and the Covenant, as supplemented hereby, shall remain in full force and effect.
6. **Incorporation by Reference.** The Recitals and Exhibit to this Supplement are hereby incorporated herein by this reference.

[Signatures on the Following Page]

Devco: VP DAYBREAK DEVCO LLC,
a Delaware limited liability company

By: LHMRE, LLC,
a Utah limited liability company
Its: Operating Manager

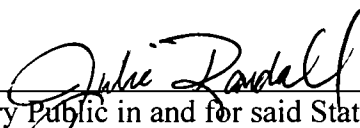
By: 
Brad Holmes, President

ACKNOWLEDGMENT

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

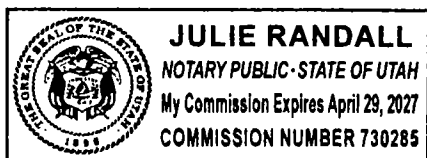
On June 18, 2024, personally appeared before me, a Notary Public, Brad Holmes, President of LHMRE, LLC, the Operating Manager of VP DAYBREAK DEVCO LLC, a Delaware limited liability company, personally known or proved to me to be the person whose name is subscribed to the above instrument who acknowledged to me that he executed the above instrument on behalf of VP DAYBREAK DEVCO LLC, a Delaware limited liability company.

WITNESS my hand and official Seal.


Notary Public in and for said State

My commission expires: April 29, 2027

[SEAL]



IN WITNESS WHEREOF, as of this June 18, 2024, Founder has executed this Supplement, and Investco 7, Devco, Devco 2, and City have consented to the same.

Founder: VP DAYBREAK OPERATIONS LLC,
a Delaware limited liability company

By: LHMRE, LLC,
a Utah limited liability company
Its: Operating Manager

By: [Signature]
Brad Holmes, President

ACKNOWLEDGMENT

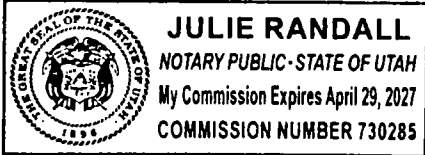
STATE OF UTAH)
) SS.
COUNTY OF SALT LAKE)

On June 18, 2024, personally appeared before me, a Notary Public, Brad Holmes, the President of LHMRE, LLC, a Utah limited liability company, the Operating Manager of VP DAYBREAK OPERATIONS LLC, a Delaware limited liability company, personally known or proved to me to be the person whose name is subscribed to the above instrument who acknowledged to me that he executed the above instrument on behalf of VP DAYBREAK OPERATIONS LLC, a Delaware limited liability company.

WITNESS my hand and official Seal.

[Signature]
Notary Public in and for said State
My commission expires: April 29, 2027

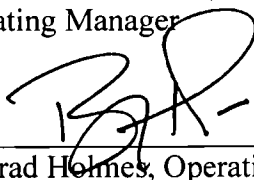
[SEAL]



Investco: VP DAYBREAK INVESTCO 7 LLC,
a Utah limited liability company

By: MRE INVESTMENT MANAGEMENT,
L.L.C., a Utah limited liability company

By: MILLER FAMILY REAL ESTATE,
L.L.C., a Utah limited liability company
Its: Operating Manager

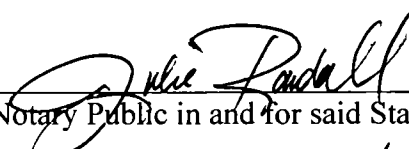
By: 
Brad Holmes, Operating Manager

ACKNOWLEDGMENT

STATE OF UTAH)
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COUNTY OF SALT LAKE)

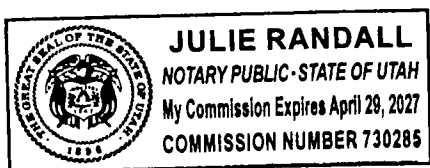
On June 18, 2024, personally appeared before me, a Notary Public, Brad Holmes, Operating Manager of MILLER FAMILY REAL ESTATE, L.L.C., the Authorized Manager of MRE INVESTMENT MANAGEMENT, L.L.C., the Authorized Manager of VP DAYBREAK INVESTCO 7 LLC, a Utah limited liability company, personally known or proved to me to be the person whose name is subscribed to the above instrument who acknowledged to me that he executed the above instrument on behalf of VP DAYBREAK INVESTCO 7, LLC, a Utah limited liability company.

WITNESS my hand and official Seal.



Notary Public in and for said State

My commission expires: April 29, 2027

[SEAL]



Devco 2: VP DAYBREAK DEVCO 2, INC.,
a Utah corporation

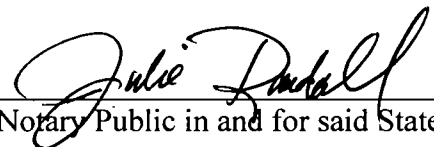
By: 
Brad Holmes, President

ACKNOWLEDGMENT

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

On June 18, 2024, personally appeared before me, a Notary Public, Brad Holmes, President of VP DAYBREAK DEVCO 2 INC., a Utah corporation, personally known or proved to me to be the person whose name is subscribed to the above instrument who acknowledged to me that he executed the above instrument on behalf of VP DAYBREAK DEVCO 2 INC., a Utah corporation.

WITNESS my hand and official Seal.


Notary Public in and for said State

My commission expires: April 29, 2027

[SEAL]

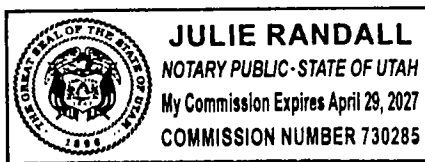


EXHIBIT A

LEGAL DESCRIPTION OF THE PROPERTY

All of the real property described on that certain plat entitled "DAYBREAK VILLAGE 9 PLAT 5, AMENDING LOT Z101 OF THE VP DAYBREAK OPERATIONS-INVESTMENTS PLAT 1, LOT P-115 OF THE DAYBREAK VILLAGE 12A PLAT 3 & LOT V5 OF THE KENNECOTT MASTER SUBDIVISION #1 AMENDED", recorded on June 24, 2024 as Entry No. 14256089 Book 11499, at Page 9579 of the Official Records of Salt Lake County, Utah.

[TO BE FILLED IN UPON PLAT RECORDING]

Boundary Description:

Proposed DAYBREAK VILLAGE 9 PLAT 5, Amending Lot Z101 of the VP Daybreak Operations-Investments Plat 1, Lot P-115 of the Daybreak Village 12A Plat 3 & Lot V5 of the Kennecott Master Subdivision #1 Amended, being more particularly described as follows:

Being a portion of Lot Z101 of the VP Daybreak Operations-Investments Plat 1 Subdivision, according to the official plat thereof, recorded as Entry No. 12571292 in Book 2017P at Page 176, in the Office of the Salt Lake County Recorder and a portion of Lot V5 of the Kennecott Master Subdivision #1 Amended, according to the official plat thereof, recorded as Entry No. 8824749 in Book 2003P at Page 303 in the Office of the Salt Lake County Recorder, more particularly described as follows:

TRACT 1

Beginning at the Southeast Corner of Lot P-115 of the Daybreak Village 12A Plat 3, recorded as Entry No. 13912513 in Book 2022P at Page 81 in the Office of the Salt Lake County Recorder, said point lies South 89°56'37" East 2458.880 feet along the Daybreak Baseline Southwest (Being South 89°56'37" East 10583.405 feet between the Southwest Corner of Section 22, T3S, R2W and the Southeast Corner of Section 23, T3S, R2W) and North 3813.634 feet from the Southwest Corner of Section 22, Township 3 South, Range 2 West, Salt Lake Base and Meridian and running thence along said Lot P-115 North 50°00'00" West 3.315 feet; thence North 27°24'13" East 15.540 feet; thence North 50°00'00" West 32.858 feet; thence North 32°06'11" East 11.948 feet; thence North 40°00'00" East 1.000 feet to the Northerly Line of said Lot P-115; thence along said Lot P-115 the following (2) courses, 1) South 50°00'00" East 34.946 feet; 2) South 27°24'13" West 28.691 feet to the point of beginning.

ALSO AND TOGETHER WITH the following described tract of land:

TRACT 2

Beginning at the intersection of the Westerly Right-of-Way Line of Bingham Rim Road and the Northerly Right-of-Way Line of South Jordan Parkway, said point also being a point on a 685.000 foot radius non tangent curve to the right, (radius bears North 36°48'34" East, Chord: North 51°35'43" West 38.141 feet), said point lies South 89°56'37" East 2514.705 feet along the Daybreak Baseline Southwest (Being South 89°56'37" East 10583.405 feet between the Southwest Corner of Section 22, T3S, R2W and the Southeast Corner of Section 23, T3S, R2W) and North 3864.180 feet from the Southwest Corner of Section 22, Township 3 South, Range 2 West, Salt Lake Base and Meridian and running thence along said South Jordan Parkway the following (2) courses, 1) along the arc of said curve 38.146 feet through a central angle of 03°11'26"; 2) North 50°00'00" West 24.464 feet; thence North 25°42'36" East 92.417 feet; thence North 26°47'36" East 81.277 feet to a point on a 777.000 foot radius tangent curve to the right, (radius bears South 63°12'24" East, Chord: North 28°23'48" East 43.480 feet); thence along the arc of said curve 43.486 feet through a central angle of 03°12'24"; thence North 30°00'00" East 93.674 feet to a point on a 249.000 foot radius tangent curve to the left, (radius bears North 60°00'00" West, Chord: North 25°32'52" East 38.660 feet); thence along the arc of said curve 38.699 feet through a central angle of 08°54'17" to a point of reverse curvature with a 527.000 foot radius tangent curve to the right, (radius bears South 68°54'17" East, Chord: North 27°31'15" East 117.954 feet); thence along the arc of said curve 118.202 feet through a central angle of 12°51'04"; thence North 33°56'47" East 101.449 feet to a point on a 473.000 foot radius tangent curve to the left, (radius bears North 56°03'13" West, Chord: North 31°58'23" East 32.572 feet); thence along the arc of said curve 32.579 feet through a central angle of 03°56'47"; thence North 30°00'00" East 262.589 feet to a point on a 527.000 foot radius tangent curve to the right, (radius bears South 60°00'00" East, Chord: North 30°18'26" East 5.652 feet); thence along the arc of said curve 5.652 feet through a central angle of 00°36'52"; thence South 59°23'08" East 37.500 feet to a point on a 489.500 foot radius non tangent curve to the left, (radius bears South 59°23'08" East, Chord: South 30°18'26" West 5.250 feet); thence along the arc of said curve 5.250 feet through a central angle of 00°36'52"; thence South 30°00'00" West 0.778 feet; thence South 60°00'00" East 75.480 feet to said Westerly Right-of-Way Line of Bingham Rim Road and a point on a 1288.500 foot radius non tangent curve to the left, (radius bears South 48°48'49" East, Chord: South 39°47'15" West 62.916 feet); thence along said Bingham Rim Road and the arc of said curve 62.922 feet through a central angle of 02°47'53"; thence South 60°00'00" East 11.120 feet to a point on a 1277.500 foot radius non tangent curve to the left, (radius bears South 51°32'19" East, Chord: South 34°13'50" West 188.486 feet); thence along the arc of said curve 188.657 feet through a central angle of 08°27'41"; thence South 30°00'00" West 528.910 feet to a point on a 510.500 foot radius tangent curve to the left, (radius bears South 60°00'00" East, Chord: South 28°42'07" West 23.131 feet); thence along the arc of said curve 23.133 feet through a central angle of 02°35'47"; thence South 27°24'13" West 48.543 feet; thence North 60°00'00" West 27.723 feet to said Westerly Right-of-Way Line of Bingham Rim Road; thence along said Bingham Rim Road South 30°00'00" West 21.727 feet to the point of beginning.

ALSO AND TOGETHER WITH the following described tract of land:

TRACT 3

Beginning at the Southerly Corner of Less & Except Parcel WW of the Daybreak West Villages Roadway Dedication In Lieu of Condemnation, recorded as Entry No. 13061700 in Book 2019P

at Page 239 in the Office of the Salt Lake County Recorder, said point also being a point on the Northerly Right-of-Way Line of South Jordan Parkway, said point also being a point on a 1519.500 foot radius non tangent curve to the right, (radius bears North 12°37'23" East, Chord: North 63°41'18" West 719.157 feet), said point lies South 89°56'37" East 3297.140 feet along the Daybreak Baseline Southwest (Being South 89°56'37" East 10583.405 feet between the Southwest Corner of Section 22, T3S, R2W and the Southeast Corner of Section 23, T3S, R2W) and North 3318.876 feet from the Southwest Corner of Section 22, Township 3 South, Range 2 West, Salt Lake Base and Meridian and running thence along said Less & Except Parcel WW and Less & Except Parcel VV of said Daybreak West Villages Roadway Dedication In Lieu of Condemnation the following (9) courses, 1) along the arc of said curve 726.044 feet through a central angle of 27°22'37"; 2) North 50°00'00" West 173.109 feet; 3) North 30°00'00" East 37.807 feet to a point on a 740.500 foot radius non tangent curve to the left, (radius bears North 31°26'54" East, Chord: South 60°34'26" East 52.263 feet); 4) along the arc of said curve 52.274 feet through a central angle of 04°02'41"; 5) South 62°35'47" East 129.796 feet; 6) South 69°41'12" East 81.013 feet; 7) South 62°35'47" East 575.697 feet to a point on a 730.500 foot radius tangent curve to the left, (radius bears North 27°24'13" East, Chord: South 64°20'51" East 44.648 feet); 8) along the arc of said curve 44.655 feet through a central angle of 03°30'09"; 9) South 24°35'09" West 71.418 feet to the point of beginning.

ALSO AND TOGETHER WITH the following described tract of land:

TRACT 4

Beginning at the Intersection of the Westerly Right-of-Way Line of Silver Pond Drive and the Northerly Right-of-Way Line of South Jordan Parkway, said point also being a point on a 685.000 foot radius non tangent curve to the right, (radius bears North 23°51'21" East, Chord: North 64°22'13" West 42.411 feet), said point lies South 89°56'37" East 3345.786 feet along the Daybreak Baseline Southwest (Being South 89°56'37" East 10583.405 feet between the Southwest Corner of Section 22, T3S, R2W and the Southeast Corner of Section 23, T3S, R2W) and North 3425.245 feet from the Southwest Corner of Section 22, Township 3 South, Range 2 West, Salt Lake Base and Meridian and running thence along said South Jordan Parkway the following (3) courses, 1) along the arc of said curve 42.417 feet through a central angle of 03°32'53"; 2) North 62°35'47" West 785.887 feet to a point on a 685.000 foot radius tangent curve to the right, (radius bears North 27°24'13" East, Chord: North 60°30'55" West 49.749 feet); 3) along the arc of said curve 49.760 feet through a central angle of 04°09'43" to the Easterly Right-of-Way Line of Bingham Rim Road; thence along said Bingham Rim Road the following (2) courses, 1) North 30°00'00" East 626.831 feet to a point on a 1240.000 foot radius tangent curve to the right, (radius bears South 60°00'00" East, Chord: North 35°23'37" East 233.113 feet); 2) along the arc of said curve 233.458 feet through a central angle of 10°47'14" to a point of reverse curvature with a 25.000 foot radius non tangent curve to the left, (radius bears North 56°24'30" East, Chord: South 46°47'45" East 11.421 feet); thence along the arc of said curve 11.523 feet through a central angle of 26°24'30"; thence South 60°00'00" East 8.951 feet to a point on a 4.500 foot radius tangent curve to the left, (radius bears North 30°00'00" East, Chord: South 82°30'00" East 3.444 feet); thence along the arc of said curve 3.534 feet through a central angle of 45°00'00"; thence North 75°00'00" East 2.929 feet to a point on a 5.500 foot radius tangent curve to the right, (radius bears South 15°00'00" East, Chord: South 82°30'00" East 4.210

feet); thence along the arc of said curve 4.320 feet through a central angle of 45°00'00"; thence South 60°00'00" East 83.473 feet; thence South 30°00'00" West 42.500 feet; thence South 30°54'11" West 100.012 feet; thence South 60°00'00" East 164.937 feet; thence South 28°40'03" West 10.774 feet; thence South 61°19'57" East 222.714 feet; thence North 28°40'03" East 10.000 feet; thence South 61°19'57" East 281.000 feet to said Westerly Right-of-Way Line of Silver Pond Drive; thence along said Silver Pond Drive the following (5) courses, 1) South 28°40'03" West 204.257 feet to a point on a 530.000 foot radius tangent curve to the left, (radius bears South 61°19'57" East, Chord: South 23°52'44" West 88.487 feet); 2) along the arc of said curve 88.590 feet through a central angle of 09°34'37"; 3) South 19°05'25" West 223.051 feet to a point on a 470.000 foot radius tangent curve to the right, (radius bears North 70°54'35" West, Chord: South 21°50'17" West 45.063 feet); 4) along the arc of said curve 45.081 feet through a central angle of 05°29'44"; 5) South 24°35'09" West 135.257 feet to the point of beginning.

ALSO AND TOGETHER WITH the following described tract of land:

TRACT 5

Beginning at the intersection of the Northerly Right-of-Way Line of South Jordan Parkway and the Easterly Right-of-Way Line of Silver Pond Drive, said point lies South 89°56'37" East 3412.981 feet along the Daybreak Baseline Southwest (Being South 89°56'37" East 10583.405 feet between the Southwest Corner of Section 22, T3S, R2W and the Southeast Corner of Section 23, T3S, R2W) and North 3403.926 feet from the Southwest Corner of Section 22, Township 3 South, Range 2 West, Salt Lake Base and Meridian and running thence along said Silver Pond Drive the following (5) courses, 1) North 24°35'09" East 101.585 feet; 2) North 15°30'50" East 81.891 feet; 3) North 19°05'25" East 218.080 feet to a point on a 470.000 foot radius tangent curve to the right, (radius bears South 70°54'35" East, Chord: North 23°52'44" East 78.470 feet); 4) along the arc of said curve 78.561 feet through a central angle of 09°34'37"; 5) North 28°40'03" East 165.296 feet; thence South 72°35'56" East 84.006 feet; thence North 17°24'04" East 28.000 feet; thence South 72°35'56" East 166.453 feet to a point on a 877.000 foot radius non tangent curve to the left, (radius bears South 62°19'15" East, Chord: South 26°58'08" West 21.744 feet); thence along the arc of said curve 21.745 feet through a central angle of 01°25'14"; thence South 63°44'29" East 100.000 feet to the Westerly Right-of-Way Line of Watercourse Road and a point on a 777.000 foot radius non tangent curve to the left, (radius bears South 63°44'29" East, Chord: South 25°15'15" West 27.239 feet); thence along said Watercourse Road the following (4) courses, 1) along the arc of said curve 27.240 feet through a central angle of 02°00'31"; 2) South 24°15'00" West 223.246 feet to a point on a 327.000 foot radius tangent curve to the left, (radius bears South 65°45'00" East, Chord: South 12°07'30" West 137.369 feet); 3) along the arc of said curve 138.400 feet through a central angle of 24°15'00"; 4) South 153.028 feet to said Northerly Right-of-Way Line of South Jordan Parkway; thence along said South Jordan Parkway the following (3) courses, 1) West 225.355 feet to a point on a 1431.000 foot radius non tangent curve to the right, (radius bears North, Chord: North 89°45'23" West 12.175 feet); 2) along the arc of said curve 12.175 feet through a central angle of 00°29'15" to a point of compound curvature with a 681.000 foot radius tangent curve to the right, (radius bears North 00°29'15" East, Chord: North 80°46'58" West 206.720 feet); 3) along the arc of said curve 207.522 feet through a central angle of 17°27'35" to the point of beginning.

ALSO AND TOGETHER WITH the following described tract of land:

TRACT 6

Beginning at the Southeast Corner of Less & Except Parcel FF of the Daybreak West Villages Roadway Dedication In Lieu of Condemnation, recorded as Entry No. 13061700 in Book 2019P at Page 239 in the Office of the Salt Lake County Recorder, said point lies South 89°56'37" East 3854.561 feet along the Daybreak Baseline Southwest (Being South 89°56'37" East 10583.405 feet between the Southwest Corner of Section 22, T3S, R2W and the Southeast Corner of Section 23, T3S, R2W) and North 3282.697 feet from the Southwest Corner of Section 22, Township 3 South, Range 2 West, Salt Lake Base and Meridian and running thence along said Less & Except Parcel FF the following (9) courses, 1) West 225.355 feet to a point on a 1519.500 foot radius tangent curve to the right, (radius bears North, Chord: North 84°51'00" West 272.786 feet); 2) along the arc of said curve 273.154 feet through a central angle of 10°17'59"; 3) North 24°35'09" East 50.573 feet to a point on a 740.500 foot radius non tangent curve to the left, (radius bears North 19°15'37" East, Chord: South 76°30'44" East 148.958 feet); 4) along the arc of said curve 149.210 feet through a central angle of 11°32'42"; 5) North 87°34'58" East 82.723 feet to a point on a 730.500 foot radius non tangent curve to the left, (radius bears North 01°18'54" East, Chord: South 89°05'56" East 10.551 feet); 6) along the arc of said curve 10.551 feet through a central angle of 00°49'39" to a point of compound curvature with a 1480.500 foot radius tangent curve to the left, (radius bears North 00°29'15" East, Chord: South 89°45'23" East 12.596 feet); 7) along the arc of said curve 12.596 feet through a central angle of 00°29'15"; 8) East 225.355 feet; 9) South 39.000 feet to the point of beginning.

ALSO AND TOGETHER WITH the following described tract of land:

TRACT 7

Beginning at the Southeast Corner of Less & Except Parcel X of the Daybreak West Villages Roadway Dedication In Lieu of Condemnation, recorded as Entry No. 13061700 in Book 2019P at Page 239 in the Office of the Salt Lake County Recorder, said point also being a point on a 500.500 foot radius non tangent curve to the left, (radius bears South 03°47'41" East, Chord: South 85°22'50" West 14.409 feet), said point lies South 89°56'37" East 4113.076 feet along the Daybreak Baseline Southwest (Being South 89°56'37" East 10583.405 feet between the Southwest Corner of Section 22, T3S, R2W and the Southeast Corner of Section 23, T3S, R2W) and North 3299.355 feet from the Southwest Corner of Section 22, Township 3 South, Range 2 West, Salt Lake Base and Meridian and running thence along said Less & Except Parcel X the following (10) courses, 1) along the arc of said curve 14.410 feet through a central angle of 01°38'58"; 2) South 84°33'20" West 136.899 feet to a point on a 499.500 foot radius tangent curve to the right, (radius bears North 05°26'40" West, Chord: South 87°16'40" West 47.445 feet); 3) along the arc of said curve 47.463 feet through a central angle of 05°26'40"; 4) West 6.480 feet; 5) North 39.000 feet; 6) East 4.575 feet to a point on a 499.500 foot radius non tangent curve to the right, (radius bears South, Chord: South 87°07'18" East 50.163 feet); 7) along the arc of said curve 50.184 feet through a central angle of 05°45'23"; 8) South 84°14'37" East 134.169 feet to a point on a 500.500 foot radius tangent curve to the left, (radius bears North

05°45'23" East, Chord: South 85°10'58" East 16.407 feet); 9) along the arc of said curve 16.407 feet through a central angle of 01°52'42''; 10) South 5.243 feet to the point of beginning.