

RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO:

David A. Levine
ELKINS KALT WEINTRAUB
REUBEN GARTSIDE LLP
2049 Century Park East, Suite 2700
Los Angeles, California 90067

Tax ID 26-26-226-004-0000

(Space above line for Recorder's use only)

MEMORANDUM OF 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 13th day of February, 2019, by and among CR TIMBERGATE COMMUNITIES, LLC, a Delaware limited liability company and TIMBERGATE LINDA VISTA, LLC, a Delaware limited liability company, each of which is 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 the City of Herriman, County of Salt Lake, State of 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.

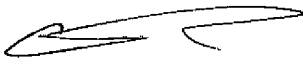
The Co-Tenants hereby agree to own, operate and manage the Property upon the terms and conditions of that certain Co-Tenancy Agreement Affecting Real Property between the parties of even date herewith (as may be amended, restated, or otherwise modified from time to time, the "Co-Tenancy Agreement").

[Signature Page Follows]

NIA 18-312148

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

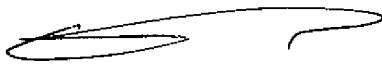
CR TIMBERGATE COMMUNITIES, LLC,
a Delaware limited liability company

By: 

Danny Gabriel, President

TIMBERGATE LINDA VISTA, LLC,
a Delaware limited liability company

By: GA Manager, LLC,
a Delaware limited liability company, Manager

By: 

Danny Gabriel, Manager

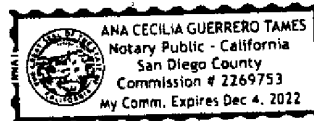
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA
COUNTY OF San Diego

On February 11, 2019, before me, Ana C. Guerrero Tames, Notary Public, personally appeared Danny Gabriel who proved to me on the basis of satisfactory evidence to be the person(s) whose name 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 on the instrument, the person(s) or the entity(ies) upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.



Signature Ana C. Guerrero Tames

(This area for official notarial seal)

EXHIBIT "A"

LEGAL DESCRIPTION

PARCEL 1:

Lot 102, 2 CREEK SUBDIVISION PLAT AMENDED AND EXTENDED, according to the official plat thereof recorded October 15, 2010 as Entry No. 11053661 in Book 2010P at Page 163 in the Salt Lake County Recorder's Office.

PARCEL 2:

Appurtenant Easements and the rights contained therein as granted by and through that certain STORM DRAIN EASEMENT dated December 18, 2008 and recorded December 19, 2008 as Entry No. 10582529 in Book 9666 at Page 5209 of Official Records, and being more particularly described as follows:

A non-exclusive easement for the discharge of storm waters through a storm water outfall line under the following real property:

Beginning at a point North 89°59'00" West 274.60 feet along the Section line and South 00°23'30" West 915.71 feet from the Northeast corner of Section 26, Township 3 South, Range 2 West, Salt Lake Base and Meridian; and running thence South 89°36'30" East 730.77 feet; thence South 00°23'30" West 20.00 feet; thence North 89°36'30" West 730.77 feet; thence North 00°23'30" East 20.00 feet to the point of beginning.

Also, beginning at a point South 89°53'31" East 331.48 feet along the Section line and South 939.17 feet from the Northeast corner of Section 26, Township 3 South, Range 2 West, Salt Lake Base and Meridian; and running thence South 89°36'30" East 30.00 feet; thence South 58.81 feet; thence North 78°21'35" West 30.63 feet; thence North 52.83 feet to the point of beginning.

Said property is also known by the street address of:
5537 West 11800 South, Herriman, Utah 84096

EXHIBIT "A"

TO MEMORANDUM OF CO-TENANCY AGREEMENT