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GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
FIRST AMERICAN TITLE
BY: CRA, DEPUTY - MI 5 P.

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WHEN RECORDED, RETURN TO:

Kennecott Land Company
Attn: Financial Analyst
4700 West Daybreak Parkway
South Jordan, UT 84009

SUPPLEMENT TO COVENANT FOR COMMUNITY FOR DAYBREAK,

AND

**SUPPLEMENT TO AMENDED AND RESTATED DECLARATION OF COVENANTS,
CONDITIONS AND RESTRICTIONS FOR DAYBREAK VILLAGE,
SUBMITTING ADDITIONAL PROPERTY
(KENNECOTT DAYBREAK VILLAGE 7A PLAT 1 SUBDIVISION)**

AND

NOTICE OF REINVESTMENT FEE COVENANT

**THIS SUPPLEMENT TO COVENANT FOR COMMUNITY FOR DAYBREAK,
AND SUPPLEMENT TO AMENDED AND RESTATED DECLARATION OF
COVENANTS, CONDITIONS AND RESTRICTIONS FOR DAYBREAK VILLAGE,
SUBMITTING ADDITIONAL PROPERTY (KENNECOTT DAYBREAK VILLAGE 7A
PLAT 1 SUBDIVISION) (this “Supplement”) is made this 12th day of November, 2015, by
KENNECOTT LAND COMPANY, as founder under the Covenant for Community for
Daybreak, recorded February 27, 2004, as Entry No. 8989517, in Book 8950, beginning at Page
7722 (as amended and supplemented from time to time, the “Covenant”), and as declarant
 (“Declarant”) under the Amended and Restated Declaration of Covenants, Conditions and
Restrictions for Daybreak Village, recorded on December 30, 2005, as Entry No. 9598233, in
Book 9237, beginning at Page 5395 (as amended and supplemented from time to time, the
 “Declaration”), and is consented to by DAYBREAK DEVELOPMENT LLC, a Delaware
limited liability company (formerly known as Daybreak Development Company, a Delaware
corporation) (“DDLCC”).**

RECITALS:

- A. Declarant executed and recorded the Covenant and Declaration, which documents collectively govern the certain aspects and uses of the development commonly known as “Daybreak” located in South Jordan, Utah.
- B. Declarant has previously recorded or is concurrently herewith recording that certain subdivision map entitled “KENNECOTT DAYBREAK VILLAGE 7A PLAT 1 SUBDIVISION, AMENDING LOTS B3 and WTC2 OF AMENDED LOTS B2, B3,

OS2, T4, V4 and WTC2 KENNECOTT MASTER SUBDIVISION #1", which relates to the real property more particularly described on Exhibit A attached hereto (collectively, the "**Property**"). DDLCC is, or will be, the owner of a portion of the Property.

- C. Declarant desires to submit and subject the Property to the Covenant and the Declaration, including, without limitation, the terms, conditions, covenants and restrictions thereof as they now exist or may hereafter be amended or supplemented.

NOW, THEREFORE, Declarant hereby declares the following:

1. **Definitions.** Unless otherwise defined herein, all capitalized terms shall have the meaning assigned to them in the Declaration.
2. **Submission to Declaration and Covenant.** Pursuant to Section 5.2 of the Covenant and Section 15.1 of the Declaration, Declarant hereby submits and subjects the Property to the Covenant and the Declaration, including, without limitation, all terms, conditions, covenants, easements, restrictions, liens, charges, and assessments contained therein. From and after the recordation of this Supplement, the Property shall be held, transferred, sold, conveyed and occupied subject to the Declaration. In addition, the Property shall be subject to the governance of the Daybreak Village Association, Inc., a Utah nonprofit corporation (the "**Association**"), as more particularly described in the Declaration. DDLCC hereby consents to the submission of the Property to the Declaration, the Covenant, and to the governance of the Association as provided herein.
3. **Notice of Reinvestment Fee Covenant and Assessments.** Notice is hereby given that the Covenant and the Declaration provide, among other things, that certain assessments and fees will be charged against portions of the Property (and their respective owners), as further described in the Covenant and the Declaration, including a "Community Enhancement Fee" as more particularly defined and set forth in the Covenant and the Declaration. 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. **Full Force and Effect.** The Covenant and the Declaration, as supplemented hereby, shall remain in full force and effect.
5. **Incorporation by Reference.** The Recitals and Exhibit to this Supplement are hereby incorporated herein by this reference.

[Signatures on the Following Page]

IN WITNESS WHEREOF, as of this 12th day of Nov., 2015, Declarant has executed this Supplement, and DDLLC has consented to the same.

Declarant: **KENNECOTT LAND COMPANY,**
a Delaware corporation

By: [Signature]
Name: TM MCCUTCHEW
Its: VICE PRESIDENT DAYBREAK

DDLLC: **DAYBREAK DEVELOPMENT LLC,**
a Delaware limited liability company

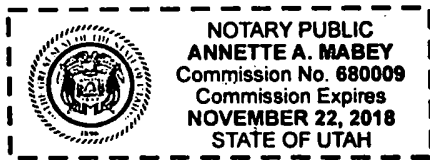
(formerly known as Daybreak Development Company, a Delaware corporation)

By: [Signature]
Name: TM MCCUTCHEW
Its: VICE PRESIDENT

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

On November 2, 2015 personally appeared before me, a Notary Public,
Ty McClutcheon, the vice president Daybreak of
KENNECOTT LAND COMPANY, a Delaware 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 **KENNECOTT LAND
COMPANY**, a Delaware corporation.

WITNESS my hand and official Seal.



Annette A. Mabe
Notary Public in and for said State

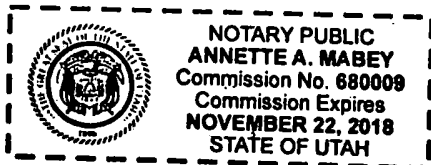
My commission expires: 11/22/2018

[SEAL]

STATE OF UTAH)
) SS.
COUNTY OF

On Nov. 12, 2015, personally appeared before me, a Notary Public,
Ty McClutcheon, the vice president of **DAYBREAK
DEVELOPMENT LLC**, a Delaware limited liability company (formerly known as
Daybreak Development Company, a Delaware 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 **DAYBREAK DEVELOPMENT
LLC**, a Delaware limited liability company (formerly known as Daybreak Development
Company, a Delaware corporation).

WITNESS my hand and official Seal.



Annette A. Mabe
Notary Public in and for said State

My commission expires: 11/22/2018

[SEAL]

EXHIBIT A

LEGAL DESCRIPTION OF THE PROPERTY

All of the real property described on that certain plat entitled "KENNECOTT DAYBREAK VILLAGE 7A PLAT 1 SUBDIVISION, AMENDING LOTS B3 and WTC2 OF AMENDED LOTS B2, B3, OS2, T4, V4 and WTC2 KENNECOTT MASTER SUBDIVISION #1", recorded on November 20, 2015, as Entry No. 12174130, Book 2015P, at Page 261 of the Official Records of Salt Lake County, Utah.

[TO BE FILLED IN UPON NEW PLAT RECORDING]