

When Recorded Return To:

D.R. Horton, Inc.
12351 South Gateway Park Place, Suite D-100
Draper, Utah 84020
Attention: Adam Loser

E 3321313 B 7648 P 345-348
RICHARD T. MAUGHAN
DAVIS COUNTY, UTAH RECORDER
12/02/2020 09:13 AM
FEE \$70.00 Pgs: 4
DEP RT REC'D FOR SYRACUSE CITY

15-053-0313 → 0337

**THIRD AMENDMENT AND SUPPLEMENTAL DECLARATION TO THE
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR
CRIDDLE FARMS**

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THIS THIRD AMENDMENT AND SUPPLEMENTAL DECLARATION TO THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR CRIDDLE FARMS (this "Third Supplemental Declaration") is made as of November 16, 2020, by D.R. HORTON, INC., a Delaware corporation ("Declarant"), with reference to the following:

A. On June 15, 2018, Declarant caused to be recorded as Entry No. 3099281 in Book 7037, beginning at Page 389 in the official records of the Office of the Recorder of Davis County, Utah (the "Official Records"), that certain Declaration of Covenants, Conditions and Restrictions for Criddle Farms, as amended by that certain First Amendment and Supplemental Declaration to the Declaration of Covenants, Conditions and Restrictions for Criddle Farms recorded on May 28, 2019 as Entry No. 3162101 in Book 7271, beginning at Page 362 in the official records, and as further amended by that certain Second Amendment and Supplemental Declaration to the Declaration of Covenants, Conditions and Restrictions for Criddle Farms recorded on January 21, 2020, as Entry No. 3219516 in Book 7432, beginning at Page 490 in the official records (collectively, the "Original Declaration") pertaining to a residential unit development known as Criddle Farms.

B. The Original Declaration provides that Declarant shall have the absolute right and option, at any time and from time to time, to subject some or all of the Additional Land described in the Original Declaration to the covenants, restrictions, easements, charges and liens set forth in the Original Declaration, which shall be effective upon recording an amendment and supplemental declaration in the Official Records.

C. Pursuant to Section 8.12 of the Original Declaration, Declarant desires to subject that portion of the Additional Land described on Exhibit "A", which is attached hereto and incorporated herein by this reference (the "Subject Property"), to the Original Declaration.

D. Declarant is executing and recording this Third Supplemental Declaration for the purpose of subjecting the Subject Property to the covenants, restrictions, easements, charges and liens set forth in the Original Declaration.

NOW, THEREFORE, for the reasons recited above, Declarant hereby declares as follows:

1. Recitals. The Recitals set forth above and the Exhibit attached to this Third Supplemental Declaration are each incorporated into the body of this Third Supplemental Declaration as if set forth in full herein.

2. Defined Terms. All defined terms as used in this Third Supplemental Declaration shall have the same meanings as those set forth in the Original Declaration, unless otherwise defined in this Third Supplemental Declaration.

3. Additional Land.

(a) The Subject Property is hereby subjected to the Original Declaration, as amended and supplemented by this Third Supplemental Declaration, and the Subject Property shall be held, transferred, sold, conveyed, occupied, improved and developed subject to the covenants, restrictions, easements, charges and liens set forth in the Original Declaration, as amended and supplemented by this Third Supplemental Declaration, which provisions are hereby ratified, approved, confirmed and incorporated herein by this reference, with the same force and effect as if fully set forth herein and made again as of the date hereof. The Subject Property shall hereafter be deemed to be a part of the Property, as such term is defined in Section 2.40 of the Original Declaration.

(b) The Subject Property shall hereafter be held, transferred, sold, conveyed, occupied, improved and developed subject to the covenants, restrictions, easements, charges and liens set forth in the Original Declaration, as amended and supplemented by this Third Supplemental Declaration. The provisions of the Original Declaration, as amended and supplemented by this Third Supplemental Declaration, shall run with the Subject Property and shall be binding upon all Persons having any right, title, or interest in the Subject Property or any part thereof, their heirs, successors and assigns and shall inure to the benefit of each Owner thereof.

4. Amendment to the Declaration. This Third Supplemental Declaration constitutes an amendment to the Original Declaration. In the event of any conflict or inconsistency between the terms of this Third Supplemental Declaration and the terms of the Original Declaration, the terms of this Third Supplemental Declaration shall control. The Original Declaration, as supplemented by this Third Supplemental Declaration, shall collectively be referred to as the "**Declaration.**"

5. No Other Changes. Except as amended and supplemented by the provisions of this Third Supplemental Declaration, the Original Declaration shall remain unmodified and in full force and effect.

IN WITNESS WHEREOF, Declarant has caused this Third Supplemental Declaration to be executed by a person duly authorized to execute the same on the date first above written.

D.R. HORTON, INC.,
a Delaware corporation

By: 
Name: Adam Jones
Title: Vice President

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

The foregoing instrument was acknowledged to me this 16 day of November, 2020, by Adam Loser, in such person's capacity as the Vice President of D.R. Horton, Inc., a Delaware corporation.

David Lewis IV
NOTARY PUBLIC

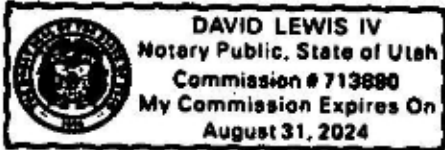


EXHIBIT "A"
TO
THIRD AMENDMENT AND SUPPLEMENTAL DECLARATION TO THE
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS
FOR CRIDDLE FARMS

Legal Description of the Subject Property

The Subject Property consists of that certain real property located in Davis County, Utah more particularly described as follows:

Criddle Farms North Phase 3A Description

Beginning at a Northeast Corner of Criddle Farms North Phase 2 Subdivision, said point being South 0°14'20" West 917.61 feet along the section line and North 89°45'40" West 143.00 feet from the Northeast Corner of Section 7, Township 4 North, Range 2 West, Salt Lake Base and Meridian, and running;

Thence North 89°45'40" West 102.12 feet along the north line to an interior corner of Criddle Farms North Phase 2 Subdivision;
Thence northerly 34.51 feet along the arc of a 280.00 foot radius curve to the right, (center bears North 82°41'57" West and long chord bears North 3°46'12" East 34.49 feet, with a central angle of 7°03'43") along the east line of Criddle Farms North Phase 2 Subdivision;
Thence North 0°14'20" East 5.28 feet along the east line to a Northeast Corner of Criddle Farms North Phase 2 Subdivision;
Thence North 89°45'40" West 160.00 feet along the north line to a Northwest Corner of Criddle Farms North Phase 2 Subdivision;
Thence South 14°23'37" West 175.81 feet along the west line to an angle point in the west line of Criddle Farms North Phase 2 Subdivision;
Thence South 0°01'40" East 27.39 feet along the west line to an interior corner of Criddle Farms North Phase 2 Subdivision;
Thence South 89°58'20" West 95.00 feet along the north line to an interior corner of Criddle Farms North Phase 2 Subdivision;
Thence North 0°01'40" West 15.89 feet along the east line to a Northeast Corner of Criddle Farms North Phase 2 Subdivision;
Thence South 89°58'20" West 191.10 feet along the north line of Criddle Farms North Phase 2 Subdivision;
Thence North 11°06'48" East 365.95 feet;
Thence South 89°45'40" East 160.00 feet;
Thence South 0°14'20" West 24.08 feet;
Thence South 89°45'40" East 100.00 feet;
Thence North 0°14'20" East 430.58 feet;
Thence South 89°54'32" West 8.07 feet;
Thence North 0°05'28" West 160.00 feet;
Thence North 89°54'32" East 269.00 feet;
Thence South 0°14'20" West 783.78 feet to the point of beginning.

Contains 299,165 square feet, 6.868 acres, 25 lots.