

ASSIGNMENT OF DECLARANT'S RIGHTS

This assignment of Declarant's Rights is made by Millcreek Homes, Inc., a Utah corporation ("Declarant"), to Goldsworth Real Estate Inc., a Utah corporation ("Successor Declarant").

RECITALS

A. Millcreek Homes, Inc., ("Declarant") is a Utah corporation that developed the Gables at Saratoga Springs in Saratoga Springs, Utah County, Utah. Declarant is the present "Declarant" pursuant to the Declaration of Covenants, Conditions, and Restrictions for the Gables at Saratoga Springs, recorded June 13, 2008, as Entry No. 69123:2008, in the Utah County Recorder's Office ("Declaration");

B. Goldsworth Real Estate Inc. ("Successor Declarant") is a Utah corporation engaged in developing, building, and marketing real estate.

C. Declarant desires to assign all rights reserved to it in the Declaration to Successor Declarant;

NOW, THEREFORE, Declarant for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, agrees as follows:

1. Declarant assigns, transfers, and grants to the Successor Declarant any rights or interest Declarant has or hereafter may have as reserved and identified in the Declaration, as amended, supplemented, or replaced from time to time.
2. Declarant hereby warrants and represents, for the benefit of Successor Declarant, that Declarant is "Declarant", as defined in the Declaration, having full right and power to assign Declarant's rights as set forth in the Declaration; and there has been no prior assignment of Declarant's rights as set forth in the Declaration to any other person or entity.
3. Successor Declarant hereby accepts the assignment and assumes all of the rights and obligations as defined in Declaration from the date this Assignment is executed going forward into the future. Successor Declarant does not assume any prior obligations or liabilities of Declarant, including without limitation: home warranties; express or implied warranties; defects in the design or construction of the Common Areas, Lots, or any Improvements constructed thereon; for unpaid monetary obligations; for the completion of the Common Areas; or prior breaches of the Declaration by Declarant.
4. This Assignment shall be binding upon and shall inure to the benefit of the parties hereto and to their respective successors and assigns.
5. Successor Declarant, in its sole discretion, may reassign the Declarant's rights.
6. This Assignment may be recorded at the sole discretion of Successor Declarant.

Exhibit A
Legal Description

Lots 1 through 70 Gables at Saratoga Springs PUD, Phase 1, as shown on the official plat thereof on file in the Utah County Recorder's Office.

Parcel ID Nos.: 40:414:0001 and all others within the Gables at Saratoga Springs PUD, Phase 1.

Lots 249 through 276 Gables at Saratoga Springs PUD, Phase 2C as shown on the official plat thereof on file in the Utah County Recorder's Office.

Parcel ID Nos.: 40:438:0249 and all others within the Gables at Saratoga Springs PUD, Phase 2C.