

When Recorded Return To:

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

Parcels:
09-448.0101 thru 0181

**FIRST AMENDMENT TO THE
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR
MECHAM TOWNS**

THIS FIRST AMENDMENT TO THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR MECHAM TOWNS (this "**First Amendment**") is made as of October 29, 2021, by D.R. HORTON, INC., a Delaware corporation ("**Declarant**"), with reference to the following:

RECITALS

A. On July 15, 2020, Declarant caused to be recorded as Entry No. 3271244 in Book 7554, beginning at Page 447, 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 Mecham Townhomes (the "**Original Declaration**") pertaining to a residential unit development actually known as Mecham Towns located in Layton City, Davis County, Utah. The real property that is subject to the Original Declaration is described in Exhibit A attached hereto and incorporated herein by this reference.

B. Section 3.32(b) of the Original Declaration provides that Declarant shall have the right to unilaterally amend the Original Declaration during the Class B Control Period.

C. Declarant is executing and delivering this First Amendment for the purpose of amending various Sections of the Original Declaration to correct, amend and clarify that the name of the residential unit development that is subject to the terms of the Original Declaration is actually "Mecham Towns" and not "Mecham Townhomes."

FIRST AMENDMENT

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

1. All defined terms as used in this First Amendment shall have the same meanings as those set forth in the Original Declaration, unless otherwise defined in this First Amendment.

2. Section 1.4 of the Original Declaration is hereby amended and restated in its entirety to read as follows:

1.4 Articles of Incorporation shall mean and refer to the Articles of Incorporation of Mecham Towns Owners Association on file or to be filed with the Utah Department of Commerce, Division of Corporations and Commercial Code.

3. Section 1.6 of the Original Declaration is hereby amended and restated in its entirety to read as follows:

1.6 Association shall mean and refer to the association of Owners at Mecham Towns, known as Mecham Towns Owners Association, a Utah non-profit corporation.

4. Section 1.20 of the Original Declaration is hereby amended and restated in its entirety to read as follows:

1.20 Declaration shall mean and refer to this Declaration of Covenants, Conditions and Restrictions for Mecham Towns.

5. Section 1.43 of the Original Declaration is hereby amended and restated in its entirety to read as follows:

1.43 Plat shall mean and refer to the Final Plat of "**MECHAM TOWNS**" on file and of record in the Office of the Recorder of Davis County, Utah, as it may be amended from time to time. The Plat will show the location of the Lots and Common Areas.

6. Section 1.44 of the Original Declaration is hereby amended and restated in its entirety to read as follows:

1.44 Project shall mean and refer to Mecham Towns residential unit development.

7. The name of the Bylaws of the Association attached as Exhibit B to the Original Declaration is hereby amended to be **BYLAWS OF MECHAM TOWNS OWNERS ASSOCIATION**.

8. In addition to the specific changes set forth above in this First Amendment pertaining to the name of the Project, all other references to "Mecham Townhomes" within the Original Declaration and within any of the Exhibits to the Original Declaration are hereby amended, revised and corrected to be "Mecham Towns." The name of the Original Declaration, as appearing on the first page of the Original Declaration and in all other portions of the Original Declaration is hereby amended and restated to be "Declaration of Covenants, Conditions and Restrictions for Mecham Towns."

9. Except as supplemented and amended by the provisions of this First Amendment, the Original Declaration shall remain unmodified and in full force and effect.

10. The Original Declaration, as supplemented and amended by this First Amendment, shall collectively be referred to as the "Declaration."

IN WITNESS WHEREOF, Declarant has caused this First Amendment to be executed by an officer duly authorized to execute the same as of the date first above written.

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

By: *Adam R. Loser*
Name: Adam R. Loser
Title: Vice President

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

The foregoing instrument was acknowledged to me this 29 day of October, 2021, by Adam R. Loser, in such person's capacity as the Vice President of D.R. Horton, Inc., a Delaware corporation.

Krisel P. Travis
NOTARY PUBLIC

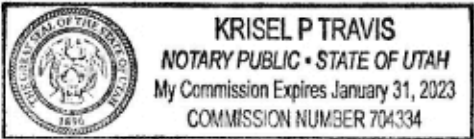


EXHIBIT "A"
TO
FIRST AMENDMENT TO THE DECLARATION OF COVENANTS, CONDITIONS
AND RESTRICTIONS FOR MECHAM TOWNS

Legal Description of the Property

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

MECHAM TOWNHOMES

A portion of the NW1/4 of Section 10, Township 4 North, Range 1 West, Salt Lake Base & Meridian, located in Layton, Utah, more particularly described as follows:

Beginning at the Southeast Corner of that Real Property described in Deed Book 2689 Page 1 of the Official Records of Davis County, located N0°07'20"E along the Section line 1,328.29 feet and East 438.96 feet from the West 1/4 Corner of Section 10, T4N, R1W, SLB&M.; thence N00°07'20"E along said deed and along the easterly line of those Real Properties described in Deed Entry No. 1639626, Deed Entry No. 930970 & Deed Entry No. 2999781 of the Official Records of Davis County 768.69 feet to a point on the southerly line of State Road 193; thence S80°10'30"E along said State Road 445.03 feet to the northwest corner of Lot 1, WYNDOM SQUARE COMMERCIAL SUBDIVISION, according to the Official Plat thereof recorded July 17, 2000 as Entry No. 1603267 in the Office of the Davis County Recorder; thence S00°09'30"W along said plat and along the westerly line of WYNDOM SQUARE PLANNED RESIDENTIAL UNIT DEVELOPMENT PHASE 1, according to the Official Plat thereof recorded July 17, 2000 as Entry No 1603268 in the Office of the Davis County Recorder 694.18 feet; thence N89°48'48"W 438.23 feet to the point of beginning.

Contains: 7.36 acres+/-