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07/18/2016 10:02 AM \$36.00
Book - 10453 Pg - 2865-2870
GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
FIRST AMERICAN TITLE
BY: LHA, DEPUTY - WI 6 P.

WHEN RECORDED, RETURN TO:

Kennecott Land Company
4700 Daybreak Parkway
South Jordan, UT 84009
Attention: George Stewart

APN: As referenced on Exhibit A

**SUPPLEMENT TO DECLARATION OF
COVENANTS, CONDITIONS AND RESTRICTIONS FOR
SODA ROW TOWNHOME PROJECT**

THIS SUPPLEMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR SODA ROW TOWNHOME PROJECT (this "**Supplement**") is made as of July 13, 2016 (the "**Effective Date**") by **KENNECOTT LAND COMPANY**, a Delaware corporation, as declarant ("**Declarant**") under the Declaration of Covenants, Conditions and Restrictions for Soda Row Townhome Project recorded on January 26, 2010 as Entry No. 10885373, in Book 9799, beginning at page 3280 of the official records of the Salt Lake County Recorder, as amended and/or supplemented from time to time (collectively, the "**Declaration**").

RECITALS

- A. Pursuant to the Declaration, Declarant has established the Soda Row Townhome Project. The Project is located within the community commonly known as "Daybreak" located in South Jordan, Utah.
- B. Declarant is the owner of certain parcels of land described on Exhibit A attached hereto (the "**Property**"), which Property is to be included in the Common Areas.
- C. Declarant desires to add the Property to the Project and submit and subject the same to the Declaration, as the conditions, covenants, restrictions, and reservations thereof now exist or may hereafter be amended.

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. **Addition of Property.** Pursuant to Article 14.4 of the Declaration, Declarant hereby submits and subjects the Property to the Declaration as of the Effective Date. The Property shall be included in the definition of the “Project” as defined in the Declaration and subject to all conditions, covenants, restrictions, and reservations thereof as they now exist or may hereafter be amended. The Property (as defined herein) shall be deemed “Common Area” under the Declaration. In addition, the Property shall be subject to the governance of the Soda Row Townhome Association, Inc., a Utah nonprofit corporation (the “Association”), as more particularly described in the Declaration.
3. **Additional Common Area Provisions.** Pursuant to Article 14.4 of the Declaration, Declarant hereby declares that the Property shall be subject to the following additional provisions:
 - (a) Owners of Lots in the Project shall have the right to use and enjoy the Property as Common Area for its designed purposes (e.g., as a park, open space) as provided in the Declaration and in the Master Residential Declaration.
 - (b) The Property is to be operated, managed and maintained by the Association for the common use and enjoyment of the owners of Lots in the Project, as more fully described in the Declaration.
 - (c) Any costs incurred in connection with such Common Areas shall be included in assessments levied by the Association, as set forth in the Declaration. If an Owner fails or refuses to pay any assessment when due, the Association may temporarily terminate or restrict the Owner’s right of access to and/or use of the Property as Common Area after giving written notice to such Owner and after such Owner’s failure to cure such delinquency after a reasonable period of time.
 - (d) The Association shall have the right to adopt and enforce reasonable, non-discriminatory rules, regulations and other restrictions governing the use of the Property, subject to the provisions of the Master Residential Declaration.
 - (e) The Association shall insure the Property in amounts and with coverages reasonably acceptable to the Association and otherwise consistent with similarly situated associations concerning similar common areas.
 - (f) Declarant reserves unto itself the right, exercisable in its sole discretion, to require the Association to reconvey the Property to Declarant pursuant to the terms of the Master Residential Declaration.
4. **Full Force and Effect.** The Declaration, as supplemented hereby, shall remain in full force and effect.

5. **Incorporation by Reference.** The Recitals and Exhibits to this Supplement are hereby incorporated into the Supplement by this reference.

[Signatures on Next Page]

Executed on the date set forth below, but effective as of the Effective Date.

Declarant:

KENNECOTT LAND COMPANY,
a Delaware corporation

By: S.R. Kaufmann
Name: SCOTT R. KAUFMANN
Its: VICE PRESIDENT

Dated: July 13TH , 2016

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

On July 13 , 2016, personally appeared before me, Scott Kaufmann ,
the vice president of KENNECOTT LAND COMPANY, a Delaware corporation.

 Annette A. Mabe
NOTARY PUBLIC

My Commission Expires: 11/22/2018

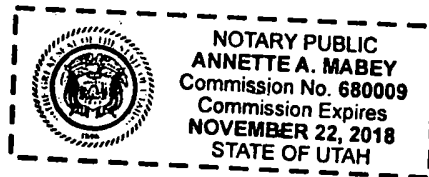


Exhibit A

(Legal Description)

ALL THAT CERTAIN REAL PROPERTY LOCATED IN SALT LAKE COUNTY, STATE OF UTAH, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PARCEL 1:

LOTS P-101 AND P-102, KENNECOTT DAYBREAK VC1 MULTI FAMILY #1, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE AND OF RECORD IN THE SALT LAKE COUNTY RECORDER'S OFFICE.

Tax Parcels No.: 27-19-158-015-0000 and 27-19-158-013-0000

PARCEL 2:

LOTS P-101, P-102 AND P-103, KENNECOTT DAYBREAK VC1 MULTI FAMILY #2A, AMENDING PARCEL B OF THE KENNECOTT DAYBREAK APARTMENT VENTURE #1, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE AND OF RECORD IN THE SALT LAKE COUNTY RECORDER'S OFFICE.

Tax Parcels No.: 26-24-278-001-0000, 26-24-278-015-0000 and 26-24-278-021-0000

PARCEL 3:

LOTS P-104, P-105, P-106, AND P-107, KENNECOTT DAYBREAK VC1 MULTI FAMILY #2B AMENDING PARCEL B OF THE KENNECOTT DAYBREAK APARTMENT VENTURE #1, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE AND OF RECORD IN THE SALT LAKE COUNTY RECORDER'S OFFICE.

Tax Parcels No.: 26-24-279-012-0000, 26-24-279-013-0000, 26-24-435-006-0000 and 26-24-279-001-0000

PARCEL 4:

LOTS P-108 AND P-109, KENNECOTT DAYBREAK VC1 MULTI FAMILY #3 AMENDING PARCEL H OF KENNECOTT DAYBREAK PHASE II SUBDIVISION, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE AND OF RECORD IN THE SALT LAKE COUNTY RECORDER'S OFFICE.

Tax Parcels No.: 26-24-284-001-0000 and 27-19-155-025-0000

PARCEL 5:

LOTS P-110 AND P-111, KENNECOTT DAYBREAK VC1 MULTI FAMILY #4A
AMENDING LOTS C-105 AND C-112 THRU C-125 OF KENNECOTT DAYBREAK
VILLAGE CENTER 1A AND LOTS 101-121 OF KENNECOTT DAYBREAK COUPLET
LINER PRODUCT #1, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE AND
OF RECORD IN THE SALT LAKE COUNTY RECORDER'S OFFICE.

Tax Parcels No.: 27-19-154-061-0000 and 27-19-154-042-0000

PARCEL 6:

LOTS P-112, P-113, P-114 AND P-115, KENNECOTT DAYBREAK VC1 MULTI FAMILY
#5, AMENDING PARCEL C OF KENNECOTT DAYBREAK APARTMENT VENTURE #1,
ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE AND OF RECORD IN THE
SALT LAKE COUNTY RECORDER'S OFFICE.

Tax Parcels No.: 26-24-434-037-0000, 26-24-434-028-0000, 26-24-434-019-0000 and 26-24-
434-003-0000