

When Recorded Return To:

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

**NINTH SUPPLEMENTAL DECLARATION  
TO THE DECLARATION OF COVENANTS, CONDITIONS  
AND RESTRICTIONS FOR  
NORTHSORE**

THIS NINTH SUPPLEMENTAL DECLARATION TO THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR NORTHSORE (this “**Ninth Supplemental Declaration**”) is made as of February 20, 2023, by D.R. HORTON, INC., a Delaware corporation (“**Declarant**”), with reference to the following:

RECITALS

A. On February 20, 2020, Declarant caused to be recorded as Entry No. 21260:2020 in the official records of the Office of the Recorder of Utah County, Utah (the “**Official Records**”), that certain Declaration of Covenants, Conditions and Restrictions for Northshore (the “**Original Declaration**”) pertaining to a master planned development known as Northshore located in the City of Saratoga Springs, Utah County, Utah.

B. On September 4, 2020, Declarant caused to be recorded as Entry No. 135120:2020 in the Official Records that certain First Supplemental Declaration and First Amendment to the Declaration of Covenants, Conditions and Restrictions for Northshore.

C. On February 4, 2021, Declarant caused to be recorded as Entry No. 21986:2021 in the Official Records that certain Second Supplemental Declaration and Second Amendment to the Declaration of Covenants, Conditions and Restrictions for Northshore.

D. On May 20, 2021, Declarant caused to be recorded as Entry No. 95002:2021 in the Official Records that certain Third Amendment to the Declaration of Covenants, Conditions and Restrictions for Northshore.

E. On June 17, 2021, Declarant caused to be recorded as Entry No. 110074:2021 in the Official Records that certain Third Supplemental Declaration to the Declaration of Covenants, Conditions and Restrictions for Northshore.

F. On September 29, 2021, Declarant caused to be recorded as Entry No. 167368:2021 in the Official Records that certain Amended and Restated Third Amendment to the Declaration of Covenants, Conditions and Restrictions for Northshore.

G. On December 2, 2021, Declarant caused to be recorded as Entry No. 200851:2021 in the Official Records that certain Fourth Supplemental Declaration and Fourth Amendment to the Declaration of Covenants, Conditions and Restrictions for Northshore.

H. On February 25, 2022, Declarant caused to be recorded as Entry No. 25199:2022 in the Official Records that certain Fifth Supplemental Declaration to the Declaration of Covenants, Conditions and Restrictions for Northshore.

I. On May 18, 2022, Declarant caused to be recorded as Entry No. 60728:2022 in the Official Records that certain Sixth Supplemental Declaration and Fifth Amendment to the Declaration of Covenants, Conditions and Restrictions for Northshore.

J. On September 22, 2022, Declarant caused to be recorded as Entry No. 103009:2022 in the Official Records that certain Seventh Supplemental Declaration and Sixth Amendment to the Declaration of Covenants, Conditions and Restrictions for Northshore.

K. On January 4, 2023, Declarant caused to be recorded as Entry No. 658:2023 in the Official Records that certain Eighth Supplemental Declaration and Seventh Amendment to the Declaration of Covenants, Conditions and Restrictions for Northshore.

L. Article XIX of the Original Declaration provides that Declarant shall have the absolute right and option, from time to time and at any 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 a supplemental declaration in the Official Records.

M. Pursuant to Article XIX 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, as previously amended and supplemented, and as supplemented and amended by this Ninth Supplemental Declaration.

N. Declarant is executing and delivering this Ninth Supplemental Declaration for the purpose of subjecting the Subject Property to the provisions of the Original Declaration, as previously supplemented and amended.

**NINTH SUPPLEMENTAL DECLARATION**

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

1. Defined Terms. All defined terms as used in this Ninth Supplemental Declaration shall have the same meanings as those set forth in the Original Declaration, as previously supplemented and amended, unless otherwise defined in this Ninth Supplemental Declaration.

2. Subject Property Subjected to the Original Declaration, As Supplemented and Amended. The Subject Property is hereby subjected to the Original Declaration, as previously supplemented and amended, 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 previously supplemented and amended, and as supplemented and amended by this Ninth 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. All such provisions: (a) shall run with the Subject Property, (b) 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 (c) shall inure to the benefit of each Owner thereof. The Subject Property shall hereafter be deemed to be a part of the Property, as such term is defined in Section 1.62 of the Original Declaration.


3. Neighborhood Designations. The Neighborhood Designations for the Subject Property shall be as follows:

	<b><u>Northshore Plat A-7</u></b>	
<b>Lot Numbers</b>		<b>Neighborhood Designation</b>
2068 to 2146, Inclusive		Townhome Lots
	<b><u>Northshore Plat B-7</u></b>	
<b>Lot Numbers</b>		<b>Neighborhood Designation</b>
200 to 210, Inclusive		Single Family Lots
2147 to 2196, Inclusive		Townhome Lots

4. No Other Changes. Except as supplemented by the provisions of this Ninth Supplemental Declaration, the Original Declaration, as previously supplemented and amended, shall remain unmodified and in full force and effect. The Original Declaration, as previously supplemented and amended, and as supplemented and amended by this Ninth Supplemental Declaration, shall collectively be referred to as the “**Declaration.**”

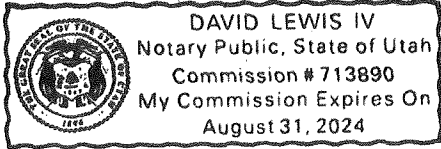
IN WITNESS WHEREOF, Declarant has caused this Ninth Supplemental Declaration, to be executed by an officer duly authorized to execute the same as of the date first above written.

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

By:   
Name: Adam R. Moser  
Title: Vice President

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

The foregoing instrument was acknowledged to me this 20 day of February, 2023, by Adam R. Loser, in such person's capacity as the Vice President of D.R. Horton, Inc., a Delaware corporation.



David Lewis  
NOTARY PUBLIC

**EXHIBIT A  
TO  
NINTH SUPPLEMENTAL DECLARATION  
TO THE DECLARATION OF COVENANTS, CONDITIONS  
AND RESTRICTIONS FOR  
NORTHSHORE**

**Legal Description of the Subject Property**

NORTHSHORE PLAT A-7, being more particularly described as follows:

A PARCEL OF LAND LOCATED IN THE SOUTHEAST QUARTER OF SECTION 24, TOWNSHIP 5 SOUTH, RANGE 1 WEST, SALT LAKE BASE & MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT LOCATED S00°10'34"E ALONG THE SECTION LINE 251.30 FEET AND WEST 1892.46 FROM THE EAST QUARTER CORNER OF SECTION 24, TOWNSHIP 5 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN; THENCE S00°14'14"E 55.58 FEET; THENCE ALONG THE ARC OF A CURVE TO THE LEFT 18.84 FEET WITH A RADIUS OF 12.00 FEET THROUGH A CENTRAL ANGLE OF 89°57'19", CHORD: S45°12'53"E 16.96 FEET;; THENCE S00°15'19"E 59.00 FEET; THENCE ALONG THE ARC OF A NON-TANGENT CURVE TO THE LEFT 18.86 FEET WITH A RADIUS OF 12.00 FEET THROUGH A CENTRAL ANGLE OF 90°02'41", CHORD: S44°47'07"W 16.98 FEET; THENCE S00°14'14"E 430.93 FEET; THENCE N89°49'32"E 571.90 FEET; THENCE S00°10'28"E 266.81 FEET; THENCE ALONG THE ARC OF A NON-TANGENT CURVE TO THE RIGHT 12.53 FEET WITH A RADIUS OF 24.92 FEET THROUGH A CENTRAL ANGLE OF 28°48'30", CHORD: S14°10'58"W 12.40 FEET;; THENCE S89°51'16"W 3.93 FEET;; THENCE S89°51'16"W 552.61 FEET; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT 18.83 FEET WITH A RADIUS OF 12.00 FEET THROUGH A CENTRAL ANGLE OF 89°54'30", CHORD: N45°11'29"W 16.96 FEET; THENCE N00°14'14"W 8.94 FEET; THENCE S89°45'45"W 98.97 FEET; THENCE N00°14'29"W 246.88 FEET; THENCE N89°30'02"E 2.23 FEET; THENCE NORTH 10.83 FEET; THENCE S89°45'46"W 42.28 FEET; THENCE N00°14'14"W 102.23 FEET; THENCE S89°45'46"W 111.01 FEET; THENCE N00°14'14"W 467.17 FEET; THENCE N89°45'46"E 250.01 FEET TO THE POINT OF BEGINNING.

CONTAINS: ±7.27 ACRES

±316,555 SQ. FT.

Tax Parcel Numbers: \_\_\_\_\_

NORTHSHORE PLAT B-7, being more particularly described as follows:

A PARCEL OF LAND LOCATED IN THE SOUTHEAST QUARTER AND THE NORTHEAST QUARTER OF SECTION 24, TOWNSHIP 5 SOUTH, RANGE 1 WEST, SALT LAKE BASE & MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT LOCATED S00°10'34"E ALONG THE SECTION LINE 2.47 FEET AND WEST 1341.78 FROM THE EAST QUARTER CORNER OF SECTION 24, TOWNSHIP 5 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN; THENCE S00°11'33"E 373.55 FEET; THENCE S89°48'27"W 538.64 FEET; THENCE N00°15'19"W 59.00 FEET; THENCE ALONG THE ARC OF A NON-TANGENT CURVE TO THE RIGHT 18.84 FEET WITH A RADIUS OF 12.00 FEET THROUGH A CENTRAL ANGLE OF 89°57'19", CHORD: N45°12'53"W 16.96 FEET; THENCE N00°14'14"W 55.58 FEET; THENCE S89°45'46"W 250.01 FEET; THENCE N00°14'14"W 246.00 FEET; THENCE N89°43'24"E 800.96 FEET TO THE POINT OF BEGINNING.

CONTAINS: ±6.11 ACRES

±266,312 SQ. FT.

Tax Parcel Numbers: \_\_\_\_\_