

When Recorded Return To:

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

**THIRD SUPPLEMENTAL DECLARATION TO THE
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR
SUMMIT RIDGE TOWNHOMES**

THIS THIRD SUPPLEMENTAL DECLARATION TO THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR SUMMIT RIDGE TOWNHOMES (this **“Third Supplemental Declaration”**) is made as of August 29, 2022, by D.R. HORTON, INC., a Delaware corporation (**“Declarant”**), with reference to the following:

RECITALS

A. On December 3, 2020, Declarant caused to be recorded as Entry No. 192503:2020 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 Summit Ridge Townhomes (the **“Original Declaration”**) pertaining to a residential unit development known as Summit Ridge Townhomes located in Santaquin City, Utah County, Utah.

B. On August 3, 2021, Declarant caused to be recorded as Entry No. 135938:2021 in the Official Records that certain First Supplemental Declaration and First Amendment to the Declaration of Covenants, Conditions and Restrictions for Summit Ridge Townhomes (the **“First Supplemental Declaration”**).

C. On April 4, 2022, Declarant caused to be recorded as Entry No. 41947:2022 in the Official Records that certain Second Supplemental Declaration to the Declaration of Covenants, Conditions and Restrictions for Summit Ridge Townhomes (the **“Second Supplemental Declaration”**).

D. The Original Declaration provides that Declarant shall have the right and option, from time to time at any time, to subject some or all of the Additional Land described in the Original Declaration to the terms, conditions and restrictions created by the Original Declaration by the recordation of a supplemental declaration, which shall be effective upon recording the supplemental declaration in the Official Records.

E. Pursuant to Section 4.1 of the Original Declaration, Declarant desires to subject to the Original Declaration, as previously supplemented and amended by the First Supplemental Declaration and by the Second Supplemental Declaration, and as supplemented by this Third

Supplemental Declaration, that portion of the Additional Land described in Exhibit "A," which is attached hereto and incorporated herein by this reference (the "**Subject Property**").

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

THIRD SUPPLEMENTAL DECLARATION

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

1. All defined terms as used in this Third 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 Third Supplemental Declaration.

2. The Subject Property is hereby subjected to the Original Declaration, as previously supplemented and amended, and as 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 previously supplemented and amended, and as 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 Land shall hereafter be deemed to be a part of the Property, as such term is defined in Section 1.52 of the Original Declaration.

3. The provisions of the Original Declaration, as previously supplemented and amended, and as amended 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. Except as supplemented and amended by the provisions of this Third Supplemental Declaration, the Original Declaration, as previously supplemented and amended, shall remain unmodified and in full force and effect.

5. The Original Declaration, as previously supplemented and amended, and as supplemented and amended by this Third Supplemental Declaration, shall collectively be referred to as the "Declaration."

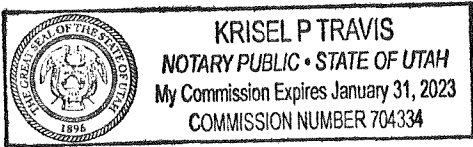
IN WITNESS WHEREOF, Declarant has caused this Third Supplemental Declaration to be executed by an officer duly authorized to execute the same as of the date first above written.

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

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

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

The foregoing instrument was acknowledged to me this 29 day of August, 2022, 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
THIRD SUPPLEMENTAL DECLARATION TO THE DECLARATION OF
COVENANTS, CONDITIONS AND
RESTRICTIONS FOR SUMMIT RIDGE TOWNHOMES

Legal Description of the Subject Property

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

Plat E

A portion of the Southeast Quarter of Section 10, Township 10 South, Range 1 East, Salt Lake Base and Meridian, more particularly described as follows:

Beginning at a point on the northerly line of Plat A, Summit Ridge Towns and the east line of Section 10, said point being N0°05'18"W along the section line 717.80 feet from the Southeast Corner of Section 10, Township 10 South, Range 1 East, Salt Lake Base and Meridian; thence along said northerly line the following thirteen (13) courses: West 379.41 feet; thence S74°52'38"W 14.82 feet; thence S87°39'13"W 120.00 feet; thence N87°16'29"W 11.66 feet; thence West 270.99 feet; thence South 53.22 feet; thence N85°35'45"W 152.93 feet; thence along the arc of a non-tangent curve to the left 13.09 feet with a radius of 177.50 feet through a central angle of 04°13'30", chord: N02°06'45"E 13.09 feet; thence North 54.21 feet; thence West 68.00 feet; thence N85°02'14"W 123.56 feet; thence S83°16'29"W 115.05 feet; thence S70°16'39"W 117.24 feet; thence N00°24'58"W 137.69 feet; thence N09°15'52"E 18.63 feet; thence North 55.00 feet; thence West 36.69 feet; thence North 79.33 feet; thence N89°43'53"E 1398.26 feet to the east line of Section 10; thence S00°05'18"E along the section line 272.20 feet to the point of beginning.

Contains: ± 8.61 acres.