

WHEN RECORDED RETURN TO:
Daybreak Community Association
11248 South Kestrel Rise Road, Suite 201
South Jordan, UT 84009

Tax Parcel ID Nos.: See Exhibit A-1

**SECOND AMENDMENT TO
SUPPLEMENT TO COMMUNITY CHARTER FOR DAYBREAK
ESTABLISHING A SERVICE AREA FOR
DESTINATION PAIRED HOMES**

This SECOND AMENDMENT TO SUPPLEMENT TO COMMUNITY CHARTER FOR DAYBREAK ESTABLISHING A SERVICE AREA FOR DESTINATION PAIRED HOMES (this “**Amendment**”) is made by **VP DAYBREAK OPERATIONS LLC**, a Delaware limited liability company (“**Founder**”), and is consented to by **DESTINATION CONSTRUCTION, LLC**, a Utah limited liability company (“**Builder**”), as of the date of the last-dated signature set forth on the signature pages below.

RECITALS

A. Founder and Builder executed that certain *Supplement to Community Charter for Daybreak Establishing a Service Area for Destination Paired Homes*, and Builder caused the same to be recorded in the real property records of the office of the Salt Lake County Recorder on February 23, 2024, as Entry No. 14207796 (the “**Original Supplement**”), which Original Supplement was amended by that certain *First Amendment to Supplement to Community Charter for Daybreak Establishing a Service Area for Destination Paired Homes*, recorded in the real property records of the office of the Salt Lake County Recorder on July 9, 2024, as Entry No. 14261882 (together with the Original Supplement, collectively, the “**Supplement**”).

B. The Supplement identified certain real property located in South Jordan City (“**City**”), Salt Lake County (“**County**”), State of Utah, and more particularly described on **Exhibit A** to the Supplement and referred to therein as the “**Builder Property**.”

C. Founder and Builder now wish to modify and amend the Supplement to expand the Service Area pursuant to Section 2.1 of the Supplement and Section 3.4 of the Charter. Pursuant to Section 8.2 of the Supplement, Founder and Builder may amend the Supplement without the consent of any other Owner under certain conditions, which conditions have been satisfied.

NOW, THEREFORE, Founder and Builder do hereby amend the Supplement as follows:

ADDING v9
P1-4

AMENDMENT

1. Incorporation of Defined Terms. Capitalized terms used herein but not otherwise defined herein shall have the same meaning set forth in the Supplement, if a meaning is provided in the Supplement.

2. Amendment to Service Area. Pursuant to Section 2.1 of the Supplement and Section 3.4 of the Charter, the Service Area is hereby expanded to include those certain Lots set forth on Exhibit A-1 attached hereto.

3. Scope of Amendment. Except as specifically modified herein, all terms and conditions of the Supplement, as previously modified, shall remain unchanged and in full force and effect. In the event of a conflict between this Amendment and the Supplement, as previously modified, this Amendment shall control.

[End of Amendment. Signature Page(s) Follow.]

IN WITNESS WHEREOF, Founder has executed this Amendment on this 9 day of OCT, 2024.

FOUNDER:

VP DAYBREAK OPERATIONS LLC,
a Delaware limited liability company

LHMRE, LLC ~~VP~~

By: LMRE, LLC,
a Utah limited liability company
Its: Operating Manager

By: [Signature]
Name: ERIC CARLSON
Title: CFO

STATE OF UTAH)
 ss.
COUNTY OF SALT LAKE)

The foregoing instrument was acknowledged before me this 9th day of October, 2024 by Eric Carlson as the CFO of LHMRE, LLC, a Utah limited liability company, the Operating Manager of VP Daybreak Operations LLC, a Delaware limited liability company.

[Signature]
Notary Public

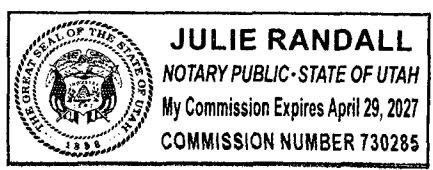


EXHIBIT A-1

(Builder Property Description and Parcel Numbers)

Building Lots 253 and 254 as shown on that certain Plat Map entitled "DAYBREAK VILLAGE 9 PLAT 3 AMENDING LOT Z101 OF THE VP DAYBREAK OPERATIONS-INVESTMENTS PLAT 1, ALSO AMENDING LOT V5 OF THE KENNECOTT MATER SUBDIVISION #1 AMENDED" recorded on March 20, 2023, Entry No. 14084218, Book 2023P, Page 063.

Lot 253	6793 W S Jordan Parkway	26-22-176-015
Lot 254	6789 W S Jordan Parkway	26-22-176-016

Building Lots 311 – 316 (inclusive), 352, 353, 357, 358, and 372 – 387 (inclusive) as shown on that certain Plat Map Entitled "DAYBREAK VILLAGE 9 PLAT 4 AMENDING LOT Z101 OF THE VP DAYBREAK OPERATIONS-INVESTMENTS PLAT 1" recorded on July 14, 2023, Entry No. 14128961, Book 2023P, Page 143.

Lot 311	11336 Silver Pond Dr.	26-22-260-017
Lot 312	11338 Silver Pond Dr.	26-22-260-018
Lot 313	11342 Silver Pond Dr.	26-22-260-019
Lot 314	11344 Silver Pond Dr.	26-22-260-020
Lot 315	11346 Silver Pond Dr.	26-22-260-021
Lot 316	11348 Silver Pond Dr.	26-22-260-022
Lot 352	11323 Silver Pond Dr.	26-22-256-011
Lot 353	11327 Silver Pond Dr.	26-22-256-012
Lot 357	11342 Offshore Way	26-22-262-004
Lot 358	11336 Offshore Way	26-22-262-003
Lot 372	11398 Watercourse Rd.	26-22-266-017
Lot 373	11396 Watercourse Rd.	26-22-266-016
Lot 374	11394 Watercourse Rd.	26-22-266-015 26.22.266.015
Lot 375	11392 Watercourse Rd.	26-22-266-014
Lot 376	11371 Offshore Way	26-22-266-013
Lot 377	11373 Offshore Way	26-22-266-012
Lot 378	11377 Offshore Way	26-22-266-011
Lot 379	11379 Offshore Way	26-22-266-010
Lot 380	11361 Offshore Way	26-22-266-001
Lot 381	11363 Offshore Way	26-22-266-002
Lot 382	11367 Offshore Way	26-22-266-003
Lot 383	11369 Offshore Way	26-22-266-004
Lot 384	11386 Watercourse Rd	26-22-266-005
Lot 385	11384 Watercourse Rd.	26-22-266-006
Lot 386	11382 Watercourse Rd.	26-22-266-007
Lot 387	11378 Watercourse Rd.	26-22-266-008