### DOC ID 20240000523

Amended Restrictive Covenants Page 1 of 9
Gary Christensen Washington County Recorder
01/04/2024 03:46:52 PM Fee \$84.00 By DHI TITLE
- UTAH

When Recorded Return To:

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

# FOURTH AMENDMENT TO THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR LONG VALLEY

THIS FOURTH AMENDMENT TO THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR LONG VALLEY (this "Fourth Amendment") is made as of December 26 2023, by D.R. HORTON, INC., a Delaware corporation ("Declarant"), with reference to the following:

#### RECITALS

- A. On December 21, 2021, Declarant caused to be recorded as Entry No. 20210080158 in the official records of the Office of the Recorder of Washington County, Utah (the "Official Records"), that certain Declaration of Covenants, Conditions and Restrictions for Long Valley Trails (the "Original Declaration") pertaining to a master planned development known as Long Valley Trails located in Washington City, Washington County, Utah.
- B. On September 23, 2022, Declarant caused to be recorded as Entry No. 20220044108 in the Official Records that certain First Supplemental Declaration and First Amendment to the Declaration of Covenants, Conditions and Restrictions for Long Valley Trails.
- C. On February 2, 2023, Declarant caused to be recorded as Entry No. 20230002859 in the Official Records that certain Second Supplemental Declaration and Second Amendment to the Declaration of Covenants, Conditions and Restrictions for Long Valley Trails.
- D. On July 17, 2023, Declarant caused to be recorded as Entry No. 20230021246 in the Official Records that certain Third Supplemental Declaration to the Declaration of Covenants, Conditions and Restrictions for Long Valley Trails.
- E. On September 26, 2023, Declarant caused to be recorded as Entry No. 20230028909 in the Official Records that certain Fourth Supplemental Declaration and Third Amendment to the Declaration of Covenants, Conditions and Restrictions for Long Valley.
- F. Section 17.2.2 of the Original Declaration provides that Declarant shall have the right to unilaterally amend the Original Declaration during the Period of Declarant Control.

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G. Declarant is executing and delivering this Fourth Amendment for the purpose of amending certain Sections of the Original Declaration, as previously supplemented and amended.

#### FOURTH AMENDMENT

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

- 1. <u>Defined Terms</u>. All defined terms as used in this Fourth Amendment shall have the same meanings as those set forth in the Original Declaration, as previously supplemented and amended, unless such terms are otherwise defined in this Fourth Amendment.
- 2. <u>Amendment of the Legal Description of the Additional Land</u>. Declarant hereby amends the legal description of the Additional Land, as set forth in Exhibit B attached to the Original Declaration. The amended legal description of Additional Land shall be and shall refer to that certain real property described in Exhibit A attached hereto and incorporated herein by this reference.
- 3. <u>Declaration Redefined</u>. The Original Declaration, as previously supplemented and amended, and as amended by this Fourth Amendment, shall collectively be referred to as the "**Declaration**." Except as previously supplemented and amended, and as amended by this Fourth Amendment, the Original Declaration shall remain unmodified and in full force and effect.

IN WITNESS WHEREOF, Declarant has caused this Fourth 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: Columb Ac Leser

Title: Via Prendint

STATE OF UTAH

COUNTY OF Sattlake: ss

The foregoing instrument was acknowledged to me this B day of December, 2023, by Adam R. LOSS., in such person's capacity as the VICE Publicant

of D.R. Horton, Inc., a Delaware corporation.

KRISEL TRAVIS

NOTARY PUBLIC • STATE OF UTAH

My Commission Expires January 20, 2027

COMMISSION NUMBER 728903

### EXHIBIT A TO

### FOURTH AMENDMENT TO THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR LONG VALLEY

### Amended Legal Description of the Additional Land

The Additional Land consists of that certain real property located in Washington County, Utah more particularly described as follows:

All of those lands contained in the land patent from the United States of America and recorded as Document #20160047271 records of Washington County, Utah and more particularly described as follows:

Salt Lake Base and Meridian, Utah Township 42 South, Range 14 West Section 20, Lots 13 and 14; Section 29, Lots 2, 4, 5 7, 9, 12, 14 and 15, NE1/4NW1/4, SW1/4NW1/4; Section 30, Lots 13, 16, 18, 19, 22, 24 and 25, NE1/4SE1/4; Section 31, Lots 14, 15, 18, 20 and 22, NW1/4NE1/4.

#### This area contains 605.61 Acres

The Tax Parcel Numbers for the Property are set forth below:

W-LPLV-1-2057 through W-LPLV-1-2104 W-LPLV-1-2131 through W-LPLV-1-2137 W-LPLV-1-COMMON

W-LPLV-2-2105 through W-LPLV-2-2130 W-LPLV-2-2138 through W-LPLV-2-2163 W-LPLV-2-COMMON

W-SPLV-1-72 through W-SPLV-1-88 W-SPLV-1-118 through W-SPLV-1-129 W-SPLV-1-152 through W-SPLV-1-162 W-SPLV-1-186 through W-SPLV-1-188 W-SPLV-1-COMMON

W-SPLV-2-1 through W-SPLV-2-10 W-SPLV-2-45 through W-SPLV-2-54 W-SPLV-2-63 through W-SPLV-2-71 W-SPLV-2-89 through W-SPLV-2-97 W-SPLV-2-111 through W-SPLV-2-117 W-SPLV-2-130 through W-SPLV-2-135

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W-SPLV-2-147 through W-SPLV-2-151 W-SPLV-2-163 through W-SPLV-2-167 W-SPLV-2-180 through W-SPLV-2-185 W-SPLV-2-189 through W-SPLV-2-193 W-SPLV-2-COMMON

W-4204, W-4204-A, W-4206 and W-4207

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#### LESS AND EXCEPTION FROM THE ABOVE DESCRIPTION:

#### Labyrinth Point at Long Valley

A PARCEL OF LAND LOCATED IN SECTIONS 20, 29 AND 30, TOWNSHIP 42 SOUTH RANGE 14 WEST SALT LAKE BASE AND MERIDIAN AND INCLUDING A PORTION OF SECTIONAL LOTS 13 & 14 OF SAID SECTION 20 AND A PORTION OF SECTION LOTS 5 & 7 OF SAID SECTION 29 AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT LOCATED ON THE SOUTH RIGHT OF WAY LINE OF THE SOUTHERN PARKWAY, SAID POINT BEING LOCATED S88"51"08" E 273,51 FEET ALONG THE SECTION LINE AND NO1"08"52" E 74,52 FEET FROM THE NORTHWEST CORNER OF SECTION 29, TOWNSHIP 42 SOUTH, RANGE 14 WEST, SALT LAKE BASE AND MERIDIAN, SAID POINT BEING THE TRUE POINT OF BEGINNING AND RUNNING THENCE ALONG SAID SOUTH RIGHT OF WAY LINE NGG"07"16" E 547.60 CORNER OF SECTION 29, TOWNSHIP 42 SOUTH, RANGE 14 WEST, SALT LAKE BASE AND POINT BEING THE FIRE PORT OF BEGINNING AND RUNNING THENCE ALONG SAID SOUTH RIGHT OF WAY LINE NGGO716°E 547-60 FEET; THENCE SAS120°CE 429.86 EET; THENCE RAS120°CE 80.00 FEET; THENCE SS53754°E 60.94 FEET; THENCE RAS120°CE 429.86 EET; THENCE RAS120°CE 80.00 FEET; THENCE SS53754°E 60.94 FEET; THENCE RAS120°CE 80.00 FEET; THENCE SS53754°E 60.94 FEET; THENCE RAS120°CE 80.00 FEET; THENCE SS53754°E 60.94 FEET; THENCE RAS120°CE 80.00 FEET; THENCE RAS120°CE 93'57'15"; THENCE RAS120°CE 100.00 THE ARC OF SAID CURVE 30.00 FEET SAID CURVE 32.00 FEET THENCE ALONG THE ARC OF SAID CURVE 30.04 FEET THENCE ALONG THE ARC OF SAID CURVE 30.04 FEET THENCE ALONG THE ARC OF SAID CURVE 30.04 FEET THENCE RAS120°CE 136,00 FEET; THENCE SAID SOUTH RIGHT OF WAY LINE OF SAID SOUTHERN PARKWAY. THENCE ALONG SAID SOUTH RIGHT OF WAY LINE OF SAID SOUTHERN PARKWAY. THENCE ALONG SAID SOUTH RIGHT OF WAY LINE DIE FOLLOWING TWO (2): COURSES: (1) N79453"1" 103.05 FEET; THENCE SAID SOUTH RIGHT OF WAY LINE SET THENCE SOUTH SOUTH SIGHT OF WAY LINE SET THENCE SOUTH SOUTH SET TO THE POINT OF A 257.00 FOOT RADIUS CURVE TO THE LEFT, THENCE SOUTH SOUTH SET TO THE POINT OF A 257.00 FOOT RADIUS CURVE TO THE LEFT, THENCE SOUTH SOUTH SET THE SET THE SOUTH SET TO THE POINT OF A 257.00 FOOT RADIUS CURVE TO THE LEFT, THENCE SOUTH SET THE SET THENCE SOUTH SET THE SET THENCE SOUTH SET THE SET THE SOUTH SET THE SET THE

CONTAINS 1.519.541 SO FT OR 34.88 ACRES MORE LESS

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#### ALSO LESS AND EXCEPTING THEREFROM:

#### Starr Springs at Long Valley

A PARCEL OF LAND LOCATED IN SECTION 29, TOWNSHIP 42 SOUTH RANGE 14 WEST SALT LAKE BASE AND MERIDIAN AND INCLUDING A PORTION OF SECTION LOT 5 OF SAID SECTION 29 AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

REGUNNING AT A PORTION OF SECTION LOT 5 OF SAID SECTION 29 AND BERNO MORE PARTICULARLY DESCRIBED AS FOLLOWS:

GEGINNING AT A POINT LOCATED S88'51'ORE 1135.20 FEET ALONG THE SECTION LINE AND S01'09'52"W 466.66 FEET FROM THE NORTHWEST CORNER OF SECTION 29, TOWNSHIP 42 SOUTH, RANGE 14 WEST, SALT LANG BASE AND MERIDIAN, SAID POINT BERNG THE TRUE POINT OF BEGINNING AND RUNNING THENCE S13'09'32'E'E 600.01 FEET 10 THE POINT OF A 20.00 FOOT RADIUS CURVE 10 THE LETT; THENCE ALONG THE ARC OF SAID CURVE 9.33 FEET THROUGH A CENTRAL ANGLE OF 280'37"; TO THE POINT OF A 50.00 FOOT RADIUS REVERSE CURVE 10 THE GRIT; THENCE ALONG THE ARC OF SAID CURVE 218.45 FEET THROUGH A CENTRAL ANGLE OF 280'57"; THENCE ALONG THE ARC OF SAID CURVE 218.42 FEET THROUGH A CENTRAL ANGLE OF 67.48'25"; THENCE S22'57'38"E 50.00 FEET; THENCE S22'10'4"E 50.00 FEET; THENCE THENCE S13'02'55"; THENCE S22'57'38"E 50.00 FEET; THENCE S22'10'4"E 50.00 FEET; THENCE S15'33'9"\* 83.24 FEET; THENCE N74'24'05"W 20.00 FEET TO A POINT OF A 50.00 FOOT RADIUS REVERSE CURVE 10 THE RIGHT, WITH A RADIUS WHICH BEARS THENCE ALONG THE ARC OF SAID CURVE 10.10 FEET THROUGH A CENTRAL ANGLE OF 79'47'30"; TO THE POINT OF A 20.00 FOOT RADIUS REVERSE CURVE TO THE LEFT; THENCE ALONG THE ARC OF SAID CURVE 10.10 FEET THROUGH A CENTRAL ANGLE OF 79'47'30"; TO THE POINT OF A 20.00 FEET TO A POINT OF A 20.00 FOOT RADIUS REVERSE CURVE TO THE LEFT; THENCE ALONG THE ARC OF SAID CURVE 10.10 FEET THROUGH A CENTRAL ANGLE OF 20'00'4" TO THE LEFT; THENCE ALONG THE ARC OF SAID CURVE 30.32 FEET THROUGH A CENTRAL ANGLE OF 10'07'46". THENCE ALONG THE ARC OF SAID CURVE 30.42 FEET THROUGH A CENTRAL ANGLE OF 80'00'4" TO THE LEFT; THENCE ALONG THE ARC OF SAID CURVE 10.10 FEET THROUGH A CENTRAL ANGLE OF 80'00'4" TO THE LEFT; THENCE ALONG THE ARC OF SAID CURVE 10.10 FEET THROUGH A CENTRAL ANGLE OF 80'52'5". THENCE ALONG THE ARC OF SAID CURVE 31.37 FEET THROUGH A CENTRAL ANGLE OF 80'52'5". THENCE ALONG THE ARC OF SAID CURVE 10.10 FEET THROUGH A CENTRAL ANGLE OF 80'52'5". THENCE ALONG THE ARC OF SAID CURVE 1

CONTAINS 451,729 SO FT OR 10.37 ACRES MORE LESS

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#### ALSO LESS AND EXCEPTING THEREFROM:

### Hoodoo Northeasterly Apartment Parcel

A parcel of land located in the Northwest Quarter of Section 29 and the Northeast Quarter of Section 30, Township 42 South, Range 14 West, Salt Lake Base and Meridian, more particularly described as follows:

Commencing at a point on the common line to said Section 29 and Section 30 which point lies South 00°59'03" West along said line a distance of 1,439.85 feet from the Northeast Corner of said Section 30 and running thence South 41°10'00" East 76.28 feet; thence South 48°50'00" West 87.39 feet; thence southwesterly along a 450.00 foot radius curve to the left, (center point lies South 41°10'00" East) through a central angle of 10°17'25", a distance of 80.82 feet; thence South 38°32'34" West 339.38 feet; thence southwesterly along a 496.00 foot radius curve to the right, (center point lies North 51°27'26" West) through a central angle of 01°07'17", a distance of 9.71 feet; thence South 39°39'51" West 16.70 feet; thence northwesterly along a 972.50 foot radius nontangent curve to the right, (center point lies North 39°53'59" East) through a central angle of 01°28'24", a distance of 25.01 feet; thence North 48°37'36" West 413.10 feet; thence northerly along a 20.00 foot radius curve to the right, (center point lies North 41°22'24" East) through a central angle of 91°55'24", a distance of 32.09 feet; thence northeasterly along a 5,960.00 foot radius compound curve to the right, (center point lies South 46°42'12" East) through a central angle of 05°16'00", a distance of 547.85 feet; thence easterly along a 20.00 foot radius compound curve to the right, (center point lies South 41°26'12" East) through a central angle of 90°16'12", a distance of 31.51 feet; thence South 41°10'00" East 316.15 feet to the point of beginning.

Containing 241,635 Square Feet or 5.55 Acres.

### ALSO LESS AND EXCEPTING THEREFROM:

#### **Hoodoo Southwest Apartment Parcel**

A parcel of land located in the Northeast Quarter of Section 30, Township 42 South, Range 14 West, Salt Lake Base and Meridian, more particularly described as follows:

Beginning at a point that lies South 00°59'03" West along the section line a distance of 1,914.44 feet and due West a distance of 357.67 feet; from the Northeast Corner of said Section 30, and running thence southwesterly along a 5,539.50 foot radius non-tangent curve to the left, (center point lies South 47°20'21" East) through a central angle of 05°45'35", a distance of 556.85 feet; thence North 53°23'04" West 400.37 feet; thence northerly along a 20.00 foot radius curve to the right, (center point lies North 36°36'56" East) through a central angle of 90°27'29", a distance of 31.58 feet; thence northeasterly along a 5,960.00 foot radius compound curve to the right, (center point lies South 52°55'34" East) through a central angle of 05°18'22", a distance of 551.95 feet; thence easterly along a 20.00 foot radius compound curve to the right, (center point lies South 47°37'14" East) through a central angle of 88°59'36", a distance of 31.06 feet; thence South 48°37'36" East 400.98 feet to the point of beginning.

Containing 241,324 Square Feet or 5.54 Acres.

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#### ALSO LESS AND EXCEPTING THEREFROM:

#### Hoodoo at Long Valley Church parcel

A parcel of land located South 88°51'08" East 2645.16' between the Northwest Corner of Section 29 and North Quarter Corner of Section 29 Township 42 South, Range 14 West, Salt Lake Base & Meridian, more particularly described as follows:

Beginning at the most Northwest Corner of Hoodoo Hollow at Long Valley Phase 1 as on file with the Washington county recorder's office, said point also being on the West right of way Line of Riggs Loop Drive, said point lies South 00°59'03" West 1,941.41 feet and West 326.07 feet, from the Northwest Corner of Section 29, Township 42 South, Range 14 West, Salt Lake Base and Meridian; Running thence along said Westerly Line of Hoodoo Hollow at Long Valley Phase I and said Westerly Line of Riggs Loop Drive the following three (3) courses: 1) southeasterly along a 1,027.50 foot radius non-tangent curve to the left, (long chord bears South 50°47'06" East 24.11 feet, center point lies North 39°53'14" East) through a central angle of 01°20'40", a distance of 24.11 feet, 2) South 51°27'26" East 254.30 feet, and 3) southeasterly along a 472.50 foot radius curve to the right, (long chord bears South 47°17'01" East 68.77 feet, center point lies South 38°32'34" West) through a central angle of 08°20'49", a distance of 68.83 feet; thence South 46°53'27" West 29.56 feet; thence South 48°29'47" West 96.00 feet; thence South 38°01'18" West 20.59 feet; thence South 40°23'07" West 144.00 feet; thence South 39°55'52" West 13.66 feet; thence South 38°44'30" West 148.71 feet; thence North 53°29'00" West 51.61 feet; thence North 53°23'04" West 324.41 feet; thence northeasterly along a 5,539.50 foot radius non-tangent curve to the right, (long chord bears North 40°13'27" East 470.59 feet, center point lies South 52°12'37" East) through a central angle of 04°52'08", a distance of 470.73 feet; thence southeasterly along a 1,469.48 foot radius non-tangent curve to the left, (long chord bears South 49°06'26" East 41.20 feet, center point lies North 41°41'45" East) through a central angle of 01°36'23", a distance of 41.20 feet to the point of beginning.

Containing 174,663 Square Feet or 4.01 Acres.

#### ALSO LESS AND EXCEPTING THEREFROM:

#### Corral Hollow School Parcel

A parcel of land located South 88°51'08" East 2645.16' between the Northwest Corner of Section 29 and North Quarter Corner of Section 29 Township 42 South, Range 14 West, Salt Lake Base & Meridian, more particularly described as follows:

Beginning at a point that lies thence South 00°58'56" West 503.92 feet and West 502.03 feet from the East Quarter Corner of Section 30, Township 42 South, Range 14 West, Salt Lake Base and Meridian; Running thence South 44°37'28" West 327.67 feet; thence South 41°53'26" West 326.04 feet; thence North 48°46'40" West 316.18 feet; thence North 66°20'57" West 125.81 feet; thence northeasterly along a 5,540.00 foot radius non-tangent curve to the right, (center point lies South 65°28'34" East) through a central angle of 04°55'47", a distance of 476.67 feet; thence South 59°25'08" East 429.00 feet; thence North 30°36'16" East 94.67 feet; thence southerly along a 20.00

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foot radius non-tangent curve to the right, (center point lies South  $67^{\circ}10'38"$  West) through a central angle of  $08^{\circ}57'53"$ , a distance of 3.13 feet; thence easterly along a 59.00 foot radius reverse curve to the left, (center point lies North  $76^{\circ}08'31"$  East) through a central angle of  $129^{\circ}11'22"$ , a distance of 133.03 feet; thence South  $53^{\circ}02'51"$  East 77.27 feet to the point of beginning.

Containing 263,640 Square Feet or 6.05 Acres.