

AFTER RECORDING RETURN TO:

Century Land Holdings of Utah, LLC  
c/o Century Communities  
8390 East Crescent Parkway, Suite 650  
Greenwood Village, CO 80111  
Attn: Legal Department

### DESIGNATION OF HOME BUILDER

This Designation of Home Builder (this "**Designation**") is made as of August 24, 2019, by VISTAS AT EASTGATE HOMEOWNERS ASSOCIATION, a Utah non-profit corporation (the "**Association**") and OLYMPUS INVESTMENTS, LLC, a Utah limited liability company ("**Olympus**" or "**Declarant**").

### RECITALS

A. Olympus is the Declarant under that certain Amended and Restated Declaration of Covenants, Conditions and Restrictions for The Vistas at Eastgate, recorded in the official records of Davis County, Utah, on May 14, 2018, under Filing No. 3093086 in Book 7014 at Pages 658-684 (as may be amended and supplemented from time to time, the "**Declaration**"). Capitalized terms that are not defined in this Designation shall have the meanings ascribed to such terms in the Declaration.

B. The Association is the homeowners association referred to in and incorporated as part of the Declaration.

C. Concurrently with the execution of this Designation, Declarant is transferring and conveying to Century Land Holdings of Utah, LLC, a Utah limited liability company ("**Century**") that certain real property as the same is more particularly described in Exhibit A attached hereto and incorporated by reference herein (the "**Property**").

D. Concurrently with the conveyance of the Property to Century, Declarant and the Association desire to acknowledge and designate Century as a "Home Builder" under the Declaration solely with respect to the Property.

### ACKNOWLEDGMENT AND DESIGNATION

NOW, THEREFORE, effective upon the recordation of this Designation in the official records of Davis County, Utah, and in consideration of the premises and other good and valuable consideration, the receipt, adequacy and sufficiency of which Declarant and the Association acknowledge and affirm, Declarant and the Association state as follows:

1. Designation of Home Builder. Declarant and the Association hereby designate and acknowledge Century as a "Home Builder", as such term is defined in the Declaration, solely with respect to the Property, being so granted to Century all of the rights and privileges of a Home Builder as set forth in the Declaration. Century's designation as a "Home Builder" shall terminate upon Century's conveyance of all of the Property to an owner or owners other than to Declarant or another Home Builder. The rights and privileges of a party designated as a "Home Builder" shall survive the expiration of the period of Declarant control.

2. No Assignment of Declarant Rights. Declarant and the Association hereby acknowledge that this Designation does not and shall not be deemed to be an assignment to Century of any rights or

obligations of the "Declarant" under the Declaration, which rights and obligations shall remain and sole be Declarant's during the period of Declarant's control of the Association in accordance with Article II, Section 4 of the Declaration. Declarant and the Association also each hereby acknowledge and agree that upon the closing of the sale of the Property from Declarant to Century, the period of Declarant control shall expire as provided in Article II, Section 4 of the Declaration.

4. Architectural Approval. In accordance with Article V, Section 5 of the Declaration, Declarant and the Association each hereby acknowledge and agree that the provisions of Article V of the Declaration requiring approval of home plans or improvements by the Architectural Committee do not apply to Century, and that Century's home plans are hereby deemed approved.

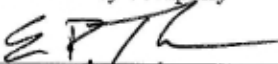
5. Successors; Binding Effect. This Designation runs with the land and the terms and provisions hereof are and shall be binding upon, and shall inure to the benefit of Century, Declarant and the Association, and their respective successors and assigns.

[Signature Page Follows]

IN WITNESS WHEREOF, this Designation is executed by the undersigned:

DECLARANT:

OLYMPUS INVESTMENTS, LLC,  
a Utah limited liability company


By:   
Name: Eric P. Thomas  
Title: President

STATE OF UTAH )  
  ) ss.  
COUNTY OF WEBER )

The foregoing instrument was acknowledged before me this 13 day of August, 2019  
by ERIC P. THOMAS, as MANAGER of OLYMPUS  
INVESTMENTS, LLC, a Utah limited liability company.

Witness my hand and official seal.



  
Notary Public  
My Commission Expires: 3-28-22

[Signatures continued on next page.]

ASSOCIATION:

VISTAS AT EASTGATE HOMEOWNERS ASSOCIATION,  
a Utah non-profit corporation

By: [Signature]  
Name: ERIC THOMAS  
Title: DIRECTOR

STATE OF UTAH )  
 ) ss.  
COUNTY OF WEBER )

The foregoing instrument was acknowledged before me this 16 day of AUGUST, 2019  
by ERIC THOMAS, as DIRECTOR of VISTAS AT EASTGATE  
HOMEOWNERS ASSOCIATION, a Utah non-profit corporation.

Witness my hand and official seal.



[Signature]  
Notary Public  
My Commission Expires: 3-28-22

**EXHIBIT "A"**  
**LEGAL DESCRIPTION & TAX PARCEL NUMBERS**  
**170709**

ALL OF LOTS 314, 318, 319, 320, 321, 322, 323, 324 & 325, VISTAS AT EASTGATE SUBDIVISION, PHASE 3, LAYTON CITY, DAVIS COUNTY, UTAH, ACCORDING TO THE OFFICIAL PLAT THEREOF.

ALL OF LOTS 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 417R, 418R, 419R, 420, 421, 422, 423, 424, 425, 426 & 427, VISTAS AT EASTGATE SUBDIVISION, PHASE 4, LAYTON CITY, DAVIS COUNTY, UTAH, ACCORDING TO THE OFFICIAL PLAT THEREOF.

09-432-0314; 09-432-0318; 09-432-0319; 09-432-0320; 09-432-0021; 09-432-0322;  
09-432-0323; 09-432-0324; 09-432-0325

09-438-0401; 09-438-0402; 09-438-0403; 09-438-0404; 09-438-0405; 09-438-0406;  
09-438-0407; 09-438-0408; 09-438-0409; 09-438-0410; 09-438-0411; 09-438-0412;  
09-438-0413; 09-438-0417; 09-438-0418; 09-438-0419; 09-438-0420; 09-438-0421;  
09-438-0422; 09-438-0423; 09-438-0424; 09-438-0425; 09-438-0426; 09-438-0427