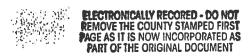
ADA COUNTY RECORDER Christopher D. Rich BOISE IDAHO Pgs=11 BONNIE

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FIRST AMERICAN TITLE AND ESCROW COMPANY

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Recording Requested By and When Recorded Return to:
Geoffrey M. Wardle
GARDNER MACE RANCH, L.C.
101 S. Capitol Boulevard, Suite 1200
Boise, ID 83702



4

WILD. MW.2

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

SUPPLEMENTAL DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS AND NOTICE OF ANNEXATION FOR MACE RIVER RANCH SUBDIVISION NO. 3

THIS SUPPLEMENTAL DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS AND NOTICE OF ANEXATION FOR MACE RIVER RANCH SUBDIVISION NO. 3 ("Supplemental Declaration") is made on the date hereinafter set forth by Gardner Mace Ranch, L.C., a Utah limited liability company, hereinafter referred to as "Declarant."

RECITALS

WHEREAS, Declarant previously executed a Master Declaration of Covenants, Conditions and Restrictions for Mace River Ranch on November 20, 2013 and recorded the same in the Official Records of Ada County, Idaho as Instrument No. 113127412 on November 22, 2013 as amended by that First Amendment to Master Declaration of Covenants, Conditions and Restrictions for Mace River Ranch Subdivision, having been recorded in the Official Records of Ada County, Idaho as Instrument No. 2014-065972 on August 14, 2014 (collectively "Master Declaration");

WHEREAS, Pursuant to Article XIX of the Master Declaration, Declarant reserved the right to annex any real property into the project upon the recording of a notice of annexation or supplemental declaration;

WHEREAS, Declarant's affiliate, SJTC Nampa, L.C., a Utah limited liability company, has now developed an adjoining portion of the project known as Mace River Ranch Subdivision No. 3 ("Phase 3"), as more particularly described in Exhibit "A" and desires to annex it to the subdivision and make it subject to the Master Declaration;

WHEREAS, Declarant will acquire Phase 3 from SJTC Nampa, upon completion of its infrastructure improvements and platting; and

WHEREAS, this Supplemental Declaration of Covenants, Conditions and Restrictions and Notice of Annexation for Mace River Ranch Subdivision No. 3 is made in furtherance of and consistent with Article XIX of the Master Declaration.

SUPPLEMENTAL DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS AND NOTICE OF ANNEXATION FOR MACE RIVER RANCH SUBDIVISION NO. 3

1

Recording Requested By and When Recorded Return to:
Geoffrey M. Wardle
GARDNER MACE RANCH, L.C.
101 S. Capitol Boulevard, Suite 1200
Boise, ID 83702



WILD. MW. 2

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

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WHEREAS, Declarant's affiliate, SJTC Nampa, L.C., a Utah limited liability company, has now developed an adjoining portion of the project known as Mace River Ranch Subdivision No. 3 ("**Phase 3**"), as more particularly described in Exhibit "A" and desires to annex it to the subdivision and make it subject to the Master Declaration;

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WHEREAS, this Supplemental Declaration of Covenants, Conditions and Restrictions and Notice of Annexation for Mace River Ranch Subdivision No. 3 is made in furtherance of and consistent with Article XIX of the Master Declaration.

SUPPLEMENTAL DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS AND NOTICE OF ANNEXATION FOR MACE RIVER RANCH SUBDIVISION No. 3

NOW THEREFORE, Declarant hereby declares that the Phase 3 property described in Exhibit "A" shall be held, sold, conveyed and subject to the Master Declaration, which is hereby incorporated by reference as if fully set forth herein except in so far as the covenants, conditions and restrictions of the Master Declaration are hereinafter supplemented or modified. It is the intention of the Declarant that the provisions of the Master Declaration and this Supplement be read together, as a whole so that the provisions of the Master Declaration and this Supplement shall, to the maximum extent possible, both be applicable to the Phase 3 property except to the extent the provisions of this Supplement shall specifically modify or supersede the provisions of the Master Declaration. Any provision of the Master Declaration not specifically amended, modified, superseded, terminated or otherwise addressed in this Supplement shall be fully applicable to the Phase 3 property as if repeated herein in full.

ARTICLE 1 ANNEXATION

- 1.1 This annexation of the Phase 3 property is made subject to Article XIX of the Master Declaration as noted above.
- 1.2 The Phase 3 property is more particularly described in Exhibit A, attached hereto and incorporated herein by this reference.
- 1.3 Except as set forth in Section 1.5 below, the Master Declaration shall apply to the Phase 3 property, and the Owners of all such property shall be subject to the Master Declaration and shall have all of the duties, rights, and obligations of Owners set forth therein. Phase 3, and all lots platted therein, is hereby annexed into Mace River Ranch and made subject to the Master Declaration for Mace River Ranch
- 1.4 The Phase 3 property shall be subject to all of the use restrictions set forth in the Master Declaration.
- 1.5 Notwithstanding any provision of Article IV of the Master Declaration regarding the commencement of Assessments and the timing of Assessments against the Lots, including, but not limited to Section 4.6, Section 4.7, Section 4.9, and Section 4.14, no Lot in Phase 3 shall be subject to Assessments, be they Regular Assessments, Special Assessments, and Limited Assessments, until such time as the Owner of such Lot commences the construction of Improvements on such Lot. Once an Owner commences the construction of Improvements on a Lot in Phase 3, the Lot shall thereafter be subject to Assessments. The Lots in Phase 3 shall not be subject to retroactive Assessments and shall only be Assessed prospectively from and after the commencement of construction of Improvements thereon.

ARTICLE 2 GENERAL PROVISIONS

2.1 Unless the context otherwise specifies or requires, the words and phrases in this Supplemental Declaration have the same meaning as such words and phrases are defined in the Master Declaration.

- 2.2 This Supplemental Declaration shall be effective form and after the date it is recorded in the Official Records of Ada County, Idaho.
- 2.3 This Supplemental Declaration shall be modified and amended solely in compliance with Articles XIX and XX of the Master Declaration.

[Signatures on Following Page]

IN WITNESS WHEREOF, the Declarant, being the Declarant under the Master Declaration, and consistent with the rights reserved by it under Article XIX of the Master Declaration has executed this Supplemental Declaration as of this 26 day of 20 15.

GARDNER MACE RANCH, L.C. a Utah limited liability company, by its manager

KC GARDNER COMPANY, L.C. a Utah limited liability company

Name: Christian Gardner

Title: Manager

CONSENTED TO BY

SJTC NAMPA, L.C. a Utah limited liability company, by its manager

KC GARDNER COMPANY, L.C. a Utah limited liability company

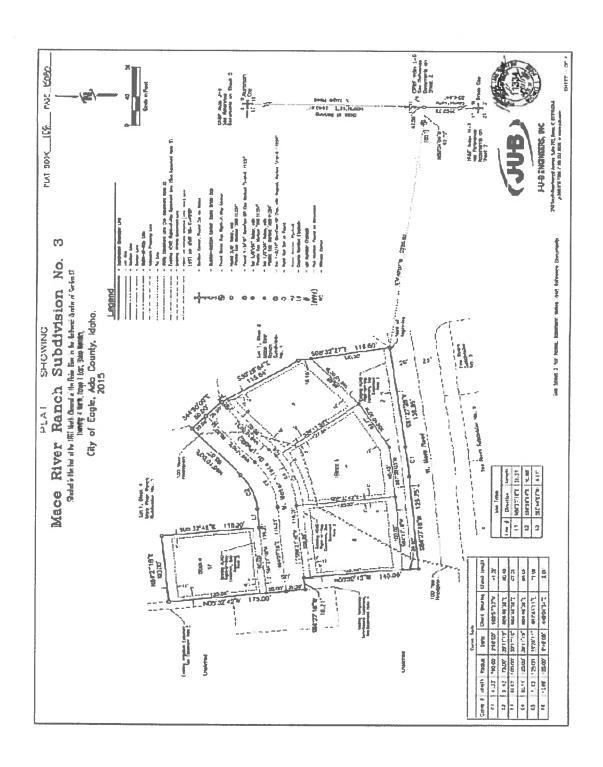
Title: Manager

STATE OF UTAH
County of 511 LAVE) ss.
On this 26 day of MAPAH, 2015 before megaborated company, L.C., a Utah limited liability company, and the Manager who subscribed said company name to the foregoing instrument, and acknowledged to me that he executed the within instrument on behalf of said KC Gardner Company, L.C., and that such KC Gardner Company, L.C., executed the same in the name of Gardner Mace Ranch, L.C.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written. Sonia Cortez Perez
Notary Public for State of UTAH Notary Public for State of UTAH Residing at DAVIS COUNTY, UT Commission # 660063 Notary Public for State of UTAH Residing at DAVIS COUNTY, UT Commission Expires: 10.16.16
STATE OF <u>UTAH</u>) ss. County of <u>SALT LAW</u>
On this 21 day of MARCH, 2015 before me, 30NIA CPEREZ, a Notary Public in and for said State, personally appeared Christian Gardner, known or identified to me to be the Manager of KC Gardner Company, L.C., a Utah limited liability company, the Manager of SJTC Nampa, L.C., a Utah limited liability company, and the Manager who subscribed said company name to the foregoing instrument, and acknowledged to me that he executed the within instrument on behalf of said KC Gardner Company, L.C., and that such KC Gardner Company, L.C., executed the same in the name of SJTC Nampa, L.C.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.
Sonia Cortez Perez Notary Public for State of

Commission # 660063

EXHIBIT "A"

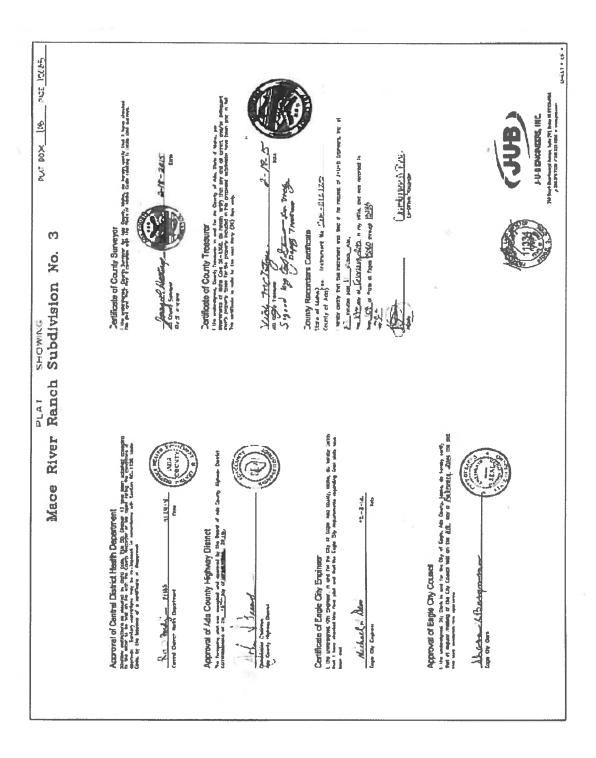
LEGAL DESCRIPTION OF SUBDIVISION PHASE 3



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Schedule I to Exhibit "A"

Lot 17, Block 14 and Lots 2, 3, 4, 5, Block 5; all as depicted on the Final Plat for Mace River Ranch Subdivision No. 3, recorded in Book 108 of Plats at Pages 15080 through 15088, as Instrument No. 2015-012725, on February 19, 2015.