

When recorded, return to:
SUNCOR DEVELOPMENT COMPANY
321 N. Mall Drive, Suite H
St. George, Utah 84790
Attention: Michael Gardner

00711819 Ek 1396 Pg 1623
RUSSELL SHIRTS * WASHINGTON CO RECORDER
2001 FEB 22 12:32 PM FEE \$16.00 BY RS
FOR: SUNCOR DEVELOPMENT CO

DECLARATION OF ANNEXATION

PETROGLYPHS OF CORAL CANYON

This Declaration of Annexation is made this 20 day of FEB 2001, by SUNCOR DEVELOPMENT COMPANY, an Arizona corporation and the STATE OF UTAH, ACTING THROUGH THE SCHOOL AND INSTITUTIONAL TRUST LANDS ADMINISTRATION ("Declarant"), with reference to the following:

WITNESSETH

WHEREAS, Declarant has executed and caused to be recorded that certain Residential Declaration of Covenants, Conditions and Restrictions for Coral Canyon dated March 1, 2000 and recorded on March 21, 2000 as Instrument No. 00679603 in the records of the Washington County Recorder, Utah (the "Declaration"), which covers property known as Coral Canyon (the "Project"); and

WHEREAS, the real property described on Exhibit A attached hereto and incorporated herein by this reference (the "Property") is a part of the Annexable Property pursuant to the Declaration; and

WHEREAS, Article 3 of the Declaration provides that the Declarant may from time to time subject portions of the annexable Property to the Declaration; and

WHEREAS, Declarant, as the fee title holder of the Property, now wishes to annex the Property to the real property subject to the Declaration.

NOW, THEREFORE, IT IS HEREBY DECLARED AS FOLLOWS:

1. Definitions. Unless otherwise provided herein, all capitalized terms used in this Declaration of Annexation shall have the same meanings as set forth for such terms in the Declaration.
2. Annexation. The Property is hereby annexed to the Project and the Property, as that term is defined and used in the Declaration, and shall be held, sold, and conveyed subject to the reservations, easements, limitations, restrictions, servitudes, covenants, conditions, charges, liens, terms, and provisions contained and set forth in the Declaration, and said Property shall be a part of the property, as that term is defined and used in the Declaration.

3. Amendments. This instrument may only be amended as provided in Article 11, Sections 11.2 and 11.4 of the Declaration. Any such amendment shall be recorded and shall be subject to applicable zoning restrictions. The provisions of the Declaration may be amended only in accordance with its terms.

4. Interpretation. This Declaration of Annexation shall be considered an integral part of the Declaration and construed with the Declaration as if the provisions hereof were set forth therein as a section thereof. This instrument, and the provisions hereof, shall run with the Property and shall be enforceable in accordance with and as a part of the Declaration.

SUNCOR DEVELOPMENT COMPANY
an Arizona corporation

By: [Signature]
Its: VP + CFO

APPROVED AS TO FORM:

MARK L. SHURTLEFF
ATTORNEY GENERAL

[Signature]

THE STATE OF UTAH, ACTING
THROUGH THE SCHOOL AND
INSTITUTIONAL TRUST LANDS
ADMINISTRATION

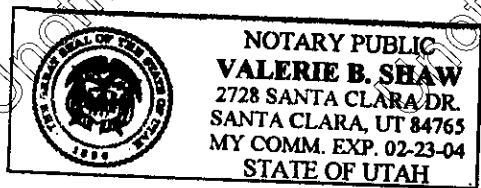
By: [Signature]
Its: DIRECTOR

STATE OF UTAH)
) ss.
County of Washington)

The foregoing instrument was acknowledged before me this 20 day of February, 2001, by Graff Appoyard the CFO of SUNCOR DEVELOPMENT COMPANY, an Arizona corporation, for an on behalf of the corporation.

[Signature]
Notary Public

My commission expires:
2-23-04



STATE OF UTAH

County of Salt Lake) ss.
Washington)

The foregoing instrument was acknowledged before me this 16th day of February, 2001, by David T. Terry the Director of THE STATE OF UTAH, ACTING THROUGH THE SCHOOL AND INSTITUTIONAL TRUST LANDS ADMINISTRATION, for and on behalf of the State of Utah, School and Institutional Trust Lands Administration.

Lynda Belnap
Notary Public

My commission expires:



EXHIBIT A**LEGAL DESCRIPTION:**

The basis of bearings for the following legal description, recorded document, and subdivision is the west line of Section 5, Township 42 South, Range 14 West of the Salt Lake Base and Meridian from the southwest corner to the west quarter corner, both being brass caps. The bearing is North $01^{\circ}11'11''$ West and measures 2615.35 feet corner to corner.

All of Parcel "D" as shown on the official plat of "Coral Canyon Development, Phase I" recorded as Entry No. 679602 on March 21, 2000 in Book 1363, Page 1078 in office of the Washington County Recorder and that portion of Lot #288 of said subdivision which was removed from said lot by Washington City Resolution 2000-16 recorded as Entry No. 692353 on August 01, 2000 in Book 1375, Pages 2355-2357 in office of the Washington County Recorder, being more particularly described as follows:

Beginning at the northerly property corner common to Parcel "D" and Lot #289 of said subdivision, said point being North $00^{\circ}00'00''$ West 757.33 feet and North $90^{\circ}00'00''$ East 2,067.93 feet from the west quarter corner of Section 5, Township 42 South, Range 14 West of the Salt Lake Base and Meridian and running thence coincident with the westerly line of said Lot #289 and along the westerly right-of-way line of Desert Willow Lane, a 55.00 foot wide public road, South $26^{\circ}51'07''$ East 410.50 feet to the point of curvature of a 12.00 foot radius curve concave to the west; thence southerly 18.85 feet along the arc of said curve through a central angle of $90^{\circ}00'00''$ to the point of tangency, said point being on the northerly right-of-way line of Sweetwater Springs Drive, a 62.50 foot wide public road; thence along said northerly right-of-way line South $63^{\circ}08'53''$ West 275.48 feet to an angle point, at which point said public road reduces to 55.00 feet wide; thence continuing along said northerly right-of-way line South $63^{\circ}14'28''$ West 252.72 feet to the point of curvature of a 12.00 foot radius curve concave to the north; thence westerly 18.83 feet along the arc of said curve through a central angle of $89^{\circ}54'25''$ to the point of tangency, said point being on the easterly right-of-way line of Red Yucca Lane, a 55.00 foot wide public road; thence along said easterly right-of-way line North $26^{\circ}51'07''$ West 288.10 feet to a point on the northerly right-of-way line of Hidden Springs Drive, a 55.00 foot wide public road; thence along said northerly right-of-way line South $63^{\circ}04'20''$ West 14.03 feet to the southeasterly corner of Lot #288 of said subdivision as created by said resolution (Lot Line Adjustment); thence leaving said northerly right-of-way line, coincident with the adjusted easterly line of said lot North $26^{\circ}51'07''$ West 122.52 feet to the northeasterly corner of said lot; thence North $63^{\circ}08'55''$ East 14.03 feet to the northwesterly corner of said Parcel "D"; thence coincident with the northerly line of said parcel North $63^{\circ}12'04''$ East 552.18 feet to the northeasterly corner of said parcel and point of beginning. Contains 5.396 acres.