

**PINE BROOK SUBDIVISION**  
**SUPPLEMENTAL DECLARATION OF**  
**COVENANTS, CONDITIONS, AND RESTRICTIONS -**  
**PHASE 3**

**WITNESSED:**

A. On July 30, 2001, C. Blake Homes, Inc. ("Declarant"), recorded a Declaration of Covenants, Conditions, and Restrictions affecting real property commonly known as Pine Brook Subdivision (the "Original Declaration"). The Original Declaration was recorded in Book 1419, page 1529, as recorded entry number 00729446, Washington County records.

B. The Original Declaration describes Pine Brook Subdivision, Phase I.

C. VI of the Original Declaration provides for the annexation of additional land within the subdivision.

D. Declarant has developed and recorded the plat for Pine Brook - Phase 3, and this Supplemental Declaration is executed for the purpose of subjecting the Pine Brook Subdivision, Phase 3 as hereby described, to the force and effect of the Original Declaration and the Covenants therein contained.

NOW THEREFORE, the Declarant, in accordance with and for the purpose of complying with Article VII of the Original Declaration, hereby declares that the property herein described shall be hereafter held, sold, conveyed, encumbered, leased, occupied and improved as part of the Property subject to the Original Declaration, and that from and after this day, the property herein described shall be subject in full to all of the terms, conditions and covenants as the Original Declaration.

1. The property which comprises Pine Brook - Phase 3, and to which this Supplemental Declaration applies is described as follows:

All of Lots 2-9, 47-51 and 54-59, Pine Brook - Phase 3, according to the official Plat thereof recorded in the office of the Washington County Recorder.

The metes and bounds description of the property is as follows:

(SEE ATTACHMENT NO. 1)

2. There are no additional limitations, restrictions, covenants and conditions that are applicable to the annexed property as described above.

3. Upon recording of this Supplemental Declaration after signature by the Declarant, the land herein described shall become part of the Property subject to and governed by the Original Declaration and shall be subject to the rights, covenants and obligations therein contained.

4. The limitations on annexation contained in Article VI, paragraph 2, are satisfied, and said limitations do not prevent or prohibit this annexation in any way.

5. The undersigned hereby certifies that the property herein described is owned by the Declarant and that this action has been duly and properly authorized.

Dated this 28 day of Jan, 2003

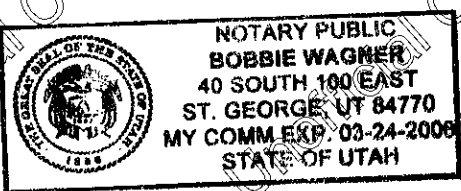
**DECLARANT:**

C. BLAKE HOMES, INC., a Utah corporation

By Cary Blake  
Cary Blake  
Its President

STATE OF UTAH )  
 : ss.  
COUNTY OF WASHINGTON )

The foregoing instrument was acknowledged before me this 28 day of January, 2003, personally appeared Cary Blake, whose identity is personally known to or proved to me on the basis of satisfactory evidence, and who, being by me duly sworn (or affirmed), did say that he is the President of C. Blake Homes, Inc., a Utah corporation, and that the foregoing Supplemental Declaration of Covenants, Conditions, and Restrictions of Pine Brook Subdivision was signed by him on behalf of that corporation being authorized and empowered and he acknowledged before me that the corporation executed the same for the uses and purposes stated therein.



Bobbie Wagner  
NOTARY PUBLIC BOBBIE WAGNER  
Residing at: ST. GEORGE, UTAH

3/24/06

ATTACHMENT NO. 1  
Property Description  
Pine Brook – Phase 3

Beginning at a point N 00°44'13" E 641.96 feet along the Center Section Line and East 554.87 feet from the South 1/4 Corner of Section 26, Township 42 South, Range 16 West, Salt Lake Base and Meridian, said point being the southeast corner of lot 1 of 'Pine Brook Phase 2 Amended' as recorded in the office of the Washington County Recorder, and running thence along the boundary of said subdivision for the following eight courses: N 01°38'37" W 94.00 feet; thence N 00°54'00" E 50.05 feet; thence N 02°58'25" E 232.42 feet; thence N 72°17'40" W 11.30 feet; thence N 17°42'20" E 148.00 feet; thence S 72°17'40" E 413.36 feet; thence S 69°19'00" E 50.03 feet; thence S 67°34'22" E 101.12 feet to a point on the westerly right of way line of Indian Hills drive, a 66.00 foot public street as recorded in the office of the Washington County Recorder, said point also being on a 767.00 foot radius curve to the right (center bears N 68°12'23" W); thence along said right of way for the following three courses: southwesterly through a central angle of 15°39'06" and along the arc of said curve 209.52 feet to the point of tangency; thence S 37°26'43" W 148.68 feet to the point of a 533.00 foot radius curve to the left; thence southwesterly through a central angle of 3°46'00" and along the arc of said curve 35.04 feet to the northeast corner of 'Shadow Creek Phase 1, Second Amended and Extended' as recorded in the office of the Washington County Recorder; thence along the northerly boundary of said subdivision and the northerly boundary of 'Shadow Creek Phase 2' as recorded in the office of the Washington County Recorder S 88°21'23" W 364.60 feet to the point of beginning.

containing: 4.940 acres