

RECORDS
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BY *Bill*

SUPPLEMENTAL DECLARATION
CREEKSIDe HOMES
PHASE 3

Creekside Village Development, Inc , a Utah corporation, Declarant under that certain Declaration of Covenants, Conditions and Restrictions of Creekside Homes, Phase I, filed of record on February 19, 1987, as Entry No 310168, Book 442, Pages 358-400, of the Official Washington County Records, as supplemented by that certain Supplemental Declaration of Creekside homes, Phase II, filed of record on March 28, 1988, as Entry No 330454, Book 482, Pages 172 to 174 of the Official Washington County Records, (hereinafter collectively referred to as the "Declaration"), hereby exercises its rights and privileges under said Declaration as follows

1 Declarant hereby annexes to Creekside Homes Phase I and Phase II that certain property known as Creekside Homes Phase 3, which is the following described property located in the City of St George, County of Washington, State of Utah, including Lots, Common Area and Limited Common Area as set forth on the Plat filed concurrently herewith

See Exhibit A attached hereto

2 Lots 23, 24 and 36 through 60 of Creekside Homes Phase 3 (a total of 27 additional lots) are hereby added to the project, which Lots are included within the description found at Exhibit A and are more particularly set forth in the plat of Creekside Homes Phase 3, filed concurrently herewith The total number of lots in the project is now 60 lots

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3 All lot owners in Creekside Homes Phase II will become members of the Creekside Village Owners Association and will be entitled and subject to all rights, powers, privileges, covenants, restrictions, easements, charges, and liens as set forth in the original Declaration of Creekside Homes Phase I as supplemented. The annexed land is to be held, sold, conveyed, encumbered, occupied and improved as part of the property subject to the Declaration

4. Declarant continues to reserve all rights to expand and such other rights as are conferred in the Declaration

5 Pursuant to its right to amend the Declaration under Part XI, paragraph 3 to correct technical errors, reference in the Declaration to 21 lots found in Part II Description of the Property (Page 3) are hereby amended to 22 lots, inasmuch as there are 22 lots in Phase I This Amendment is necessary to correct a typographical error in the original recorded Declaration

DATED this 18 day of July, 1988

"Declarant"

CREEKSIDE VILLAGE DEVELOPMENT, INC

Lori Burgess
Lori Burgess, President

Edward M Burgess
Edward M Burgess, Secretary

STATE OF UTAH)
) ss
COUNTY OF WASHINGTON)

On the 18 day of July 1988, personally appeared before me and LORI BURGESS and EDWARD M BURGESS, known to me to be the President and Secretary of Creekside Village Development, Inc ,

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who being by me duly sworn did say that they are the President and Secretary, respectively, of said corporation, and that the foregoing instrument was signed by them on behalf of said corporation, and that the foregoing instrument was signed by them on behalf of said corporation by authority of the Bylaws or a Resolution of its Board of Directors, and acknowledged to me that said corporation executed the same.

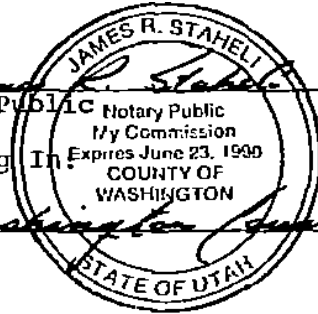
My Commission Expires:

June 23, 1990

James R. Staheli
Notary Public

Residing In:

Washington County



799

GALLIAN & WESTFALL
ATTORNEYS AND COUNSELORS AT LAW

LEGAL DESCRIPTION
OF
CREEKSIDE HOMES PHASE 3

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EXHIBIT A

Beginning at a point S 0°40'10" E 224 27 feet along the Center Section Line and S 57°33' E 418 84 feet from the Center 1/4 corner of Section 26, Township 42 South, Range 16 West, Salt Lake Base and Meridian and running thence S 32°27' W 80 00 feet, thence S 57°33' E. 80 50 feet, thence S 32°27' W 30 00 feet, thence S 57°33' E. 56 60 feet, thence S 32°27' W 88 55 feet, thence S 6°20' W. 104.00 feet, thence S 14°45' W 230 00 feet, thence S. 64°25' W 30.00 feet, thence N 25°35' W 102 00 feet, thence S. 64°25' W 183 24 feet, thence S. 12°43'49" E 47 68 feet, thence S 3°17'56" W 123 305 feet, thence S 10°39'34" W 151 365 feet to a point on an old fence line, thence following along said fence S. 89°04'56" E 404 01 feet, thence N 15°39'48" E 448 01 feet, thence N 18°20'21" E 139 70 feet, thence N 64°29'17" W 44.59 feet, thence leaving the existing fence line and running N 36°09'25" E 149 79 feet, thence N 57°33' W 349 78 feet to the point of beginning

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