## DECLARATION OF ANNEXATION

## [Padre Lakes Townhomes—Phase III]

This Declaration of Annexation is prepared pursuant to Article X of the Declaration of Covenants Conditions and Restrictions of Padre Lakes Townhomes which was recorded April 14, 1994, as Entry No. 463799, in Book 811, at Pages 024 et seq., records of the Washington County Recorder.

Declarants desire to annex the following described property as a part of, and it is Declarants' intention that the property shall be subject to, the Declaration of Covenants Conditions and Restrictions of Padre Lakes Townhomes referred to above:

SEE EXHIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN BY THIS REFERENCE

Any required approvals have been given.

IN WITNESS WHEREOF, the undersigned, being the Declarants herein, have hereunto set their hands this 20 day of 1) and 1, 1996.

Declarant ENCE EXCAVATION & GENERAL ENGINEERING, INC. President STATE OF UTAH COUNTY OF WASHINGTON )

On this 25 day of March, 1996, before me personally appeared Jay Ence, 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 Ence Excavation & General Engineering, Inc., a corporation, and that the foregoing document was signed by him on behalf of that corporation by authority of its bylaws or a resolution of its board of directors, and he acknowledged before me that the corporation executed the document and the document was the act of the corporation for its stated purpose.

NOTARY PUBLIC
Address: Washington, Ut.
My Commission Expires: 5-30-96

DEL WANTERS norm passes and office RO. Ind. 201 WARRINGTON, UT 1976) Coata fap. 5-57-65

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STATE OF UTAH COUNTY OF WASHINGTON )

On this 25 day of March, 1996, before me personally appeared Layton P. Ott, Paul S. Jensen, and Corinne O. Jensen, personally known to me or proved to me on the basis of satisfactory evidence to be the persons whose names are signed on the preceding document, and acknowledged before me that they signed it voluntarily for its stated

NOTARY PUBLIC, Address: 4) ashington, 14. My Commission Expires: 5-30-74

COMMA ENGLANCE

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EXHIBIT "A"

## "PADRE LAKES TOWNHOMES - PHASE III"

AND THAT THIS PLAT ACCURATELY DELINEATES THE ACTUAL LOCATION OF THE BUILDING AREAS AS SHOWN HEREON.

## BOUNDARY DESCRIPTION

BEGINNING AT A POINT ON THE EAST BOUNDARY LINE OF PADRE LAKES TOWNHOMES — PHASE II, SAID POINT BEING S 88'34'11" W 1934.22 FEET ALONG THE CENTER SECTION LINE AND S 00'00'00" E 759.22 FEET FROM THE EAST 1/4 CORNER OF SECTION 5, TOWNSHIP 42 SOUTH, RANGE 16 WEST, SALT LAKE BASE & MERIDIAN AND RUNNING THENCE S 89'49'57" E 135.17 FEET; THENCE N 00'10'03" E 11.19 FEET; THENCE S 89'49'57" E 68.00 FEET; THENCE S 00'10'03" W 47.03 FEET; THENCE S 89'49'57" E 50.63 FEET; THENCE S 00'10'03" W 77.55 FEET; THENCE S 89'48'53" E 77.96 FEET; THENCE S 83'05'50" E 30.23 FEET; THENCE N 89'48'53" E 80.00 FEET; THENCE S 83'05'50" E 30.23 FEET; THENCE N 89'48'53" E 80.00 FEET; THENCE S 00'11'07" E 447.63 FEET TO A POINT ON THE 1/16 LINE; THENCE ALONG SAID 1/16 LINE S 88'20'45" W 509.96 FEET TO THE EASTERLY BOUNDARY OF PADRE LAKES IOWNHOMES — PHASE II; THENCE ALONG SAID EASTERLY BOUNDARY LINE OF SAID TOWNHOMES AS FOLLOWS: N 01'39'15" W 82.23 FEET; THENCE N 14'14'38" W 33.01 FEET; THENCE N 00'10'03" E 477.69 FEET TO THE POINT OF BEGINNING.

CONTAINING 6.211 ACRES

LLOYD RIED POPE - PROFESSIONAL ENGINEER AND

REGISTERED LAND SURVEYOR NO. 153069

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LLOYD RIED POPE