

WHEN RECORDED, PLEASE RETURN TO:
SunCrest Development Corp.
Attn: Jeff Anderson
2021 East Village Green Circle
Draper, Utah 84020

8411567
11/05/2002 09:31 AM 68.00
Book - 8679 Pg - 6739-6746
GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
FIRST AMERICAN TITLE
BY: RDJ, DEPUTY - WI 8 P.

8411567

**SUPPLEMENTAL DECLARATION AND AMENDMENT TO ADD ADDITIONAL
LAND TO THE DECLARATION OF COVENANTS, CONDITIONS AND
RESTRICTIONS
FOR SUNCREST, A PLANNED COMMUNITY**

THIS SUPPLEMENTAL DECLARATION AND AMENDMENT TO ADD ADDITIONAL LAND TO THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR SUNCREST, A PLANNED COMMUNITY (this "Supplemental Declaration"), dated as of the 30th day of October, 2002, by DAE/Westbrook, L.L.C., (the "Declarant"), amends that certain Declaration of Covenants, Conditions and Restrictions for SunCrest, a Planned Community, dated December 21, 1999, and recorded December 22, 2000, in the real property records of the Recorder in and for Utah County, at Entry No. 101565:2000, as amended from time to time (the "Original Declaration"). The Original Declaration, as amended and supplemented pursuant to this Supplemental Declaration, and as amended and supplemented pursuant to certain other Supplemental Declarations that Declarant has or may in the future record against various projects, Lots, Parcels and Neighborhoods with SunCrest, is collectively referred to as the "Declaration", which term, shall for all purposes thereof or of any related document, mean and refer to the Declaration as so amended, supplemented, or otherwise modified. All capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Declaration.

WITNESSETH:

WHEREAS, the Declarant subjected certain real property located in Salt Lake County, Utah and Utah County, Utah to the Declaration; and

WHEREAS, the Declaration established an association know as the SunCrest Owners Association, Inc., a Utah non-profit corporation (the "Association"), which is responsible for governing SunCrest on matters of common concern as more particularly described in the Declaration; and

WHEREAS, Article XVI of the Declaration provides that Declarant shall have the absolute right and option, from time to time at any time to subject to the provisions of the Declaration and the jurisdiction of the Association, the Additional Land or portions thereof by the recordation of a Supplemental Declaration annexing such Additional Land which shall be effective upon filing for recordation, unless otherwise provided therein; and

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WHEREAS, Declarant desires to subject to the provisions of the Declaration and the jurisdiction of the Association, that certain portion of the Additional Land, situate in Salt Lake County, Utah, consisting of all of the Lots located within OAK VISTA 6 AT SUNCREST as shown on the Official Plat recorded as Entry No. 7922075 in Book 2001P, Page 153 in the Official Records of Salt Lake County, Utah on June 14, 2001 and Additional Land, situate in Utah County, Utah, consisting of all of the Lots located within OAK VISTA 6 AT SUNCREST as shown on the Official Plat recorded as Entry No. 60916:2001 in Map No. 9131 in the Official Records of Utah County, Utah on June 21, 2001 (hereinafter referred to as the "Annexation Property"); and

WHEREAS, Declarant owns all of the Annexation Property; and

WHEREAS, Pursuant to Section 16.3, Declarant hereby exercises its unilateral right to execute and record this Supplemental Declaration for the purpose of subjecting the Annexation Property to the provisions of the Declaration and to the jurisdiction of the Association and for such other purposes set forth and described in this Supplemental Declaration.

NOW, THEREFORE, in consideration of the foregoing premises, the Declarant unilaterally exercises its right to subject the Annexation Property to the provisions of the Declaration and hereby declares and states as follows:

1. The Annexation Property is hereby subjected to the Declaration, pursuant to the provisions of Article XVI of the Declaration and shall be held, transferred, sold, conveyed and occupied subject to the covenants, restrictions, easements, charges and liens of the Declaration, which provisions are hereby ratified, approved and confirmed, with the same force and effect as if fully set forth herein and made again as of the date hereof and subject to the jurisdiction of the Association.

2. The Land Use Classification, Neighborhood, and certain other restrictions affecting the Annexation Property are set forth on Exhibit A attached hereto and incorporated herein for all purposes.

3. The provisions of the Declaration shall run with the Annexation Property and shall be binding upon all parties having any right, title, or interest in the Annexation Property or any part thereof, their heirs, successors, and assigns and shall inure to the benefit of each owner thereof.

4. This Supplemental Declaration shall be effective as of the date of its recordation in the real property records of the Recorder in and for Salt Lake County, Utah and/ or its recordation in the real property records of the Recorder in and for Utah County, Utah.

IN WITNESS WHEREOF, the Declarant has executed and delivered this Supplemental Declaration as of the date and year first above written.

DAE/WESTBROOK, L.L.C.

By: [Signature]
Name: Edward L. Grampp, Jr.
Title: Assistant Vice President

STATE OF UTAH §
§
COUNTY OF SALT LAKE §

The foregoing instrument was acknowledged before me this 30th day of October, 2001²
by Edward L. Grampp as Asst. Vice Pres. of DAE/Westbrook, L.L.C.

Witness my hand and official seal. (SEAL)
My Commission expires: 3-10-05

[Signature]
Notary Public

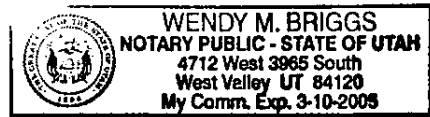


EXHIBIT "A"

OAK VISTA No. 6

Land Use Classifications:

Lots A and B are designated for General Public Use.

Single Family Residential Use:

All forty-five (45) Lots numbered 452-496 in Oak Vista 6 are designated for Single Family Residential Use as further described in the Original Declaration.

Neighborhood Designation:

Lots 452-496 in Oak Vista 6 comprise a Residential Neighborhood.

Lots C-I are designated for Master Association Use.

Size Restrictions:

No residence shall be constructed wherein the floor area of the main structure of the dwelling, exclusive of garages and open porches is not less than 1,700 square feet or not more than 3,100 square feet for a dwelling not including basement area.

Lot 452 (Salt Lake County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-351-016-0000.

Lot 453 (Salt Lake County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-351-015-0000.

Lot 454 (Salt Lake County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-351-013-0000.

Lot 455 (Salt Lake County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-351-012-0000.

Lot 456 (Salt Lake County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-351-011-0000.

Lot 457 (Salt Lake County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-351-010-0000.

Lot 458 (Salt Lake County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-351-009-0000.

Lot 459 (Salt Lake County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-351-008-0000.

Lot 460 (Salt Lake County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-351-003-0000.

Lot 461 (Salt Lake County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-351-004-0000.

Lot 462 (Salt Lake County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-351-005-0000.

Lot 463 (Salt Lake County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-351-006-0000.

Lot 463 (Salt Lake County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0463.

Lot 464 (Salt Lake County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-351-007-0000.

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- Lot 464 (Utah County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0464.
- Lot 465 (Utah County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0465.
- Lot 466 (Utah County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0466.
- Lot 467 (Utah County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0467.
- Lot 468 (Utah County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0468.
- Lot 469 (Utah County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0469.
- Lot 470 (Utah County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0470.
- Lot 471 (Utah County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0471.
- Lot 472 (Utah County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0472.
- Lot 473 (Utah County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0473.
- Lot 474 (Utah County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0474.

- Lot 1 (Salt Lake County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-351-017-0000.
- Private Road (Salt Lake County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-351-019-0000.
- Private Road (Utah County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0502.

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- Lot 475 (Utah County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0475.
- Lot 476 (Utah County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0476.
- Lot 478 (Utah County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0478.
- Lot 479 (Utah County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0479.
- Lot 480 (Salt Lake County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-353-007-0000.
- Lot 480 (Utah County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0480.
- Lot 481 (Salt Lake County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-353-005-0000.
- Lot 482 (Salt Lake County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-353-004-0000.
- Lot 483 (Salt Lake County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-353-003-0000.
- Lot 484 (Salt Lake County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-353-002-0000.
- Lot 485 (Utah County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0185.
- Lot 486 (Utah County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0486.
- Lot 487 (Utah County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0487.
- Lot 488 (Salt Lake County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-352-002-0000.
- Lot 488 (Utah County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0488.
- Lot 489 (Salt Lake County)
General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-352-003-0000.
- Lot 489 (Utah County)
General property taxes for the year 2001 now a lien, not yet due. Tax ID No. 48-287-0489.

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Lot 490 (Utah County)
 General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0490.

Lot 491 (Utah County)
 General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0491.

Lot 492 (Utah County)
 General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0492.

Lot 493 (Utah County)
 General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0493.

Lot 494 (Utah County)
 General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0494.

Lot 495 (Utah County)
 General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0495.

Lot 496 (Utah County)
 General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0496.

Lot C (Salt Lake County)
 General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-352-004-0000.

Lot C (Utah County)
 General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0500.

Lot D (Salt Lake County)
 General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-353-001-0000.)

Lot D (Utah County)
 General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0501.

Lot E (Salt Lake County)
 General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-353-006-0000.

Lot F (Utah County)
 General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0498.

Lot G (Salt Lake County)
 General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-352-001-0000.

Lot G (Utah County)
 General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 48-287-0499.

Lot H (Salt Lake County)
 General property taxes for the year 2002 now a lien, not yet due. Tax ID No. 34-10-351-014-0000.

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