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6/30/2005 1:03:00 PM \$43.00
Book - 9153 Pg - 335-340
Gary W. Ott
Recorder, Salt Lake County, UT
US TITLE OF UTAH
BY: eCASH, DEPUTY - EF 6 P.

When Recorded Return To:
D.R. Horton, Inc.
12351 Gateway Park Place
Suite D-100
Draper, Utah 84020
Attention: Boyd A. Martin

**SEVENTEENTH SUPPLEMENT
TO
DECLARATION OF CONDOMINIUM
FOR
THE VILLAS AT MONARCH MEADOWS,
AN EXPANDABLE UTAH CONDOMINIUM PROJECT**

THIS SEVENTEENTH SUPPLEMENT TO DECLARATION OF CONDOMINIUM FOR THE VILLAS AT MONARCH MEADOWS, an Expandable Utah Condominium Project (this "Supplement") is made and executed as of June 27, 2005, by Centex Homes, Nevada general partnership ("Declarant"), pursuant to the provisions of the Utah Condominium Ownership Act contained in Title 57, Chapter 8 of the Utah Code, as it may be amended from time to time (the "Act").

U.S. TITLE

VL# SLB 790-17

A. Centex Homes, a Nevada general partnership, is the "Declarant" under that certain Declaration of Condominium for The Villas At Monarch Meadows, an Expandable Utah Condominium Project (the "Project"), recorded May 25, 2004 as Entry No. 9071595 in Book 8992, beginning at Page 2228 in the Official Records of the Office of the Salt Lake County Recorder (the "Declaration"). All of the defined terms contained in the Declaration shall have the same meaning when used in this Supplement.

B. The Declaration has been amended by sixteen (16) previous Supplements to Declaration of Condominium for The Villas at Monarch Meadows (the "Supplements"). Under the Supplements, the Declarant added a portion of the Additional Land (as that term is defined in the Declaration) to the Project and increased the number of Units in the Project.

C. Declarant has entered into a Contract Sale with an effective date of June 21, 2005, pursuant to which Declarant has sold to D.R. Horton, Inc., a Delaware corporation (referred to as "D.R. Horton"), certain real property including, without limitation, all of Units 1 through 6 in Building 6 contained within The Villas At Monarch Meadows Phase 6 Condominiums, an Expandable Utah Condominium Project (collectively referred to herein as the "Building 6 Units"), all of Units 1 through 6 in Building 7 contained within The Villas At Monarch Meadows Phase 7 Condominiums, an Expandable Utah Condominium Project (collectively referred to herein as the "Building 7 Units"), all of Units 1 through 6 in Building 10 contained within The Villas At Monarch Meadows Phase 10 Condominiums, an Expandable Utah Condominium Project (collectively referred to herein as the "Building 10 Units"), and all of Units 1 through 6 in Building 17 contained within The Villas At Monarch Meadows Phase 17 Condominiums, an Expandable Utah Condominium Project (collectively referred to herein as the "Building 17

Units"). The legal description of the Building 6 Units, the Building 7 Units, the Building 10 Units and the Building 17 Units is set forth on Exhibit "A" attached hereto and incorporated herein by this reference.

D. Pursuant to Section 26 of the Declaration, Declarant desires to assign to D.R. Horton the rights of Declarant as the "Declarant" under the Declaration with respect to the Building 6 Units, the Building 7 Units, the Building 10 Units and the Building 17 Units.

NOW THEREFORE, Declarant hereby declares and provides as follows:

1. Partial Assignment of Declarant's Rights. Declarant hereby transfers and assigns to D.R. Horton all right, title and interest of Declarant as the Declarant under this Declaration with respect to the Building 6 Units, the Building 7 Units, the Building 10 Units and the Building 17 Units, commencing as of the date of this Supplement. By executing this Supplement, D.R. Horton hereby assumes the rights and obligations of the Declarant under the Declaration with respect to the Building 6 Units, the Building 7 Units, the Building 10 Units and the Building 17 Units, commencing as of the date of this Supplement. Except as herein expressly provided, D.R. Horton does not assume or agree to perform any other obligations of Centex Homes as the Declarant under the Declaration.

2. Effective Date. This Supplement shall be effective upon recording in the Office of the Recorder of Salt Lake County, Utah. Except as herein expressly provided, the Declaration shall remain in all other respects unmodified and in full force and effect.

IN WITNESS WHEREOF, the Declarant and D.R. Horton, Inc. have executed this Supplement as of the date first above written.

CENTEX HOMES,
a Nevada general partnership
By: Centex Real Estate Corporation
a Nevada corporation
Its: Managing General Partner

By: Larry W. [Signature]
Title: Division Manager

D.R. HORTON, INC.,
a Delaware corporation

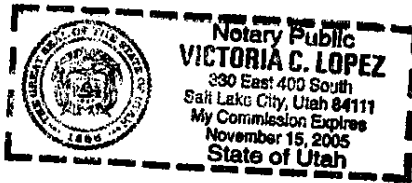
By: Boyd A. [Signature]
Title: V.P.

STATE OF UTAH)
 : SS:
COUNTY OF SALT LAKE)

The foregoing instrument was acknowledged before me this ¹⁰ 29 day of June, 2005, by Larry W Tanner, who is the Division Manager of the Salt Lake Division of Centex Real Estate Corporation, a Nevada corporation, which corporation executed the foregoing instrument in its capacity as the Managing General Partner of Centex Homes, a Nevada general partnership.

[Signature]
Notary Public
Residing at: Saetla

My Commission Expires:
11/15/05



STATE OF UTAH)
 : SS:
COUNTY OF SALT LAKE)

The foregoing instrument was acknowledged before me this 29 day of June, 2005, by Boyd A. Martin, who is the Vice-President of D.R. Horton, Inc., a Delaware corporation.

[Signature]
Notary Public
Residing at: Saet Lake

My Commission Expires:
11-15-05

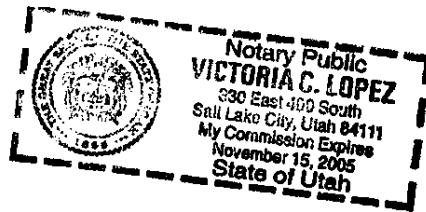


EXHIBIT "A"
TO
THE SEVENTEENTH SUPPLEMENT
TO DECLARATION OF CONDOMINIUM FOR
THE VILLAS AT MONARCH MEADOWS

That certain real property located in Salt Lake County, State of Utah, more particularly described as follows:

Units Nos. 1 through 6, inclusive, in Building 6, contained within THE VILLAS AT MONARCH MEADOWS PHASE 6 CONDOMINIUMS, AN EXPANDABLE UTAH CONDOMINIUM PROJECT, as the same is identified in the record of Survey Map recorded in Salt Lake County, Utah, as Entry No. 9071596, (as said Map may have heretofore been amended or supplemented) and in the Declaration of Condominium for THE VILLAS AT MONARCH MEADOWS CONDOMINIUMS, recorded on May 25, 2004, as Entry No. 9071595, in Book 8992 at Page 2228 of the official records (as said Declaration of Condominium may have heretofore been amended or supplemented).

Together with: (A) the undivided interest in said Condominium Project's Common Areas and Facilities which is appurtenant to said Units; (B) the exclusive right to use and enjoy each of the Limited Common Areas which is appurtenant to said Units; and (C) the non-exclusive right to use and enjoy the Common Areas and Facilities included in said Condominium Project (as said Project may hereafter be expanded) in accordance with the aforesaid Declaration and Survey Map (as said Declaration and Map may hereafter be amended or supplemented) and the Utah Condominium Act.

AND ALSO

Units Nos. 1 through 6, inclusive, in Building 7, contained within THE VILLAS AT MONARCH MEADOWS PHASE 7 CONDOMINIUMS, AN EXPANDABLE UTAH CONDOMINIUM PROJECT, as the same is identified in the record of Survey Map recorded in Salt Lake County, Utah, as Entry No. 9071596, (as said Map may have heretofore been amended or supplemented) and in the Declaration of Condominium for THE VILLAS AT MONARCH MEADOWS CONDOMINIUMS, recorded on May 25, 2004, as Entry No. 9071595, in Book 8992 at Page 2228 of the official records (as said Declaration of Condominium may have heretofore been amended or supplemented).

Together with: (A) the undivided interest in said Condominium Project's Common Areas and Facilities which is appurtenant to said Units; (B) the exclusive right to use and enjoy each of the Limited Common Areas which is appurtenant to said Units; and (C) the non-exclusive right to use and enjoy the Common Areas and Facilities included in said Condominium Project (as said Project may hereafter be expanded) in accordance with the aforesaid Declaration

and Survey Map (as said Declaration and Map may hereafter be amended or supplemented) and the Utah Condominium Act.

AND ALSO

Units Nos. 1 through 6, inclusive, in Building 10, contained within THE VILLAS AT MONARCH MEADOWS PHASE 10 CONDOMINIUMS, AN EXPANDABLE UTAH CONDOMINIUM PROJECT, as the same is identified in the record of Survey Map recorded in Salt Lake County, Utah, as Entry No. 9071596, (as said Map may have heretofore been amended or supplemented) and in the Declaration of Condominium for THE VILLAS AT MONARCH MEADOWS CONDOMINIUMS, recorded on May 25, 2004, as Entry No. 9071595, in Book 8992 at Page 2228 of the official records (as said Declaration of Condominium may have heretofore been amended or supplemented).

Together with: (A) the undivided interest in said Condominium Project's Common Areas and Facilities which is appurtenant to said Units; (B) the exclusive right to use and enjoy each of the Limited Common Areas which is appurtenant to said Units; and (C) the non-exclusive right to use and enjoy the Common Areas and Facilities included in said Condominium Project (as said Project may hereafter be expanded) in accordance with the aforesaid Declaration and Survey Map (as said Declaration and Map may hereafter be amended or supplemented) and the Utah Condominium Act.

AND ALSO

Units Nos. 1 through 6, inclusive, in Building 17, contained within THE VILLAS AT MONARCH MEADOWS PHASE 17 CONDOMINIUMS, AN EXPANDABLE UTAH CONDOMINIUM PROJECT, as the same is identified in the record of Survey Map recorded in Salt Lake County, Utah, as Entry No. 9071596, (as said Map may have heretofore been amended or supplemented) and in the Declaration of Condominium for THE VILLAS AT MONARCH MEADOWS CONDOMINIUMS, recorded on May 25, 2004, as Entry No. 9071595, in Book 8992 at Page 2228 of the official records (as said Declaration of Condominium may have heretofore been amended or supplemented).

Together with: (A) the undivided interest in said Condominium Project's Common Areas and Facilities which is appurtenant to said Units; (B) the exclusive right to use and enjoy each of the Limited Common Areas which is appurtenant to said Units; and (C) the non-exclusive right to use and enjoy the Common Areas and Facilities included in said Condominium Project (as said Project may hereafter be expanded) in accordance with the aforesaid Declaration and Survey Map (as said Declaration and Map may hereafter be amended or supplemented) and the Utah Condominium Act.

VILLAS AT MONARCH MDWS PH 6 CONDO

- 1 32-01-226-053
- 2 32-01-226-052
- 3 32-01-226-051
- 4 32-01-226-050
- 5 32-01-226-049
- 6 32-01-226-048

VILLAS AT MONARCH MDWS PH 7 CONDO

- 1 32-01-226-047
- 2 32-01-226-046
- 3 32-01-226-045
- 4 32-01-226-044
- 5 32-01-226-043
- 6 32-01-226-042

VILLAS AT MONARCH MDWS PH 10 CONDO

- 1 32-01-226-085
- 2 32-01-226-084
- 3 32-01-226-083
- 4 32-01-226-082
- 5 32-01-226-081
- 6 32-01-226-080

VILLAS AT MONARCH MDWS PH 17 CONDO

- 1 32-01-226-095
- 2 32-01-226-094
- 3 32-01-226-093
- 4 32-01-226-092
- 5 32-01-226-091
- 6 32-01-226-090