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GARY W. DTT
RECORDER, SALT LAKE COUNTY, UTAH
WEST VALLEY CITY
3600 CONSTITUTION ELVD
WC UT 84119-3720
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#### **DECLARATION OF ANNEXATION NO. 11**

#### TO DECLARATION FOR

#### THE TOWNS AT HUNTER VILLAGE

#### AN EXPANDABLE CONDOMINIUM PROJECT

THIS DECLARATION OF ANNEXATION is made and executed this 16 day of 2007, by McARTHUR HUNTER TOWNS, L.C., a Utah limited liability company (the "Declarant"), pursuant to the provisions of the Utah Condominium Ownership Act (the "Act").

#### **RECITALS**

- A. On the 14th day of December, 2001, the Declaration for the Towns at Hunter Village, an expandable condominium project (the "Declaration") was recorded in the office of the Salt Lake County Recorder, in Book 8541, beginning at Page 2676, and as Entry Number 8091485, by the Declarant.
- B. In Article III of the Declaration, the Declarant reserved the right, by its unilateral action, on one or more occasions, to expand the condominium project by filing a Declaration of Annexation describing that portion of the property described in Exhibit "E", attached to the Declaration, that is being added to the condominium project by such Declaration of Annexation.

NOW THEREFORE, the Declarant, pursuant to the provisions contained in Article III of the Declaration, hereby declares its intention to add additional property to the condominium project, to be governed by and subject to the Declaration in every respect as if such additional property were part of the property comprising Phases 1 and 2 as described in Exhibit "A" to the Declaration.

- 1. Effective on the date upon which this Declaration of Annexation is recorded in the office of the Salt Lake County Recorder, the property described in Exhibit "I" attached hereto and incorporated herein by this reference, is added to the condominium project as Phase 13, subject to the provisions contained in the Declaration which shall govern the development, improvement, use and enjoyment of such additional property.
- 2. Exhibit "D" to the Declaration is hereby amended, so that the Units in Phases 1 through 13 of the Project shall carry the Par Values and Percentage Interests shown in Exhibit "II" attached hereto and incorporated herein by this reference as of the effective date of this Declaration of Annexation.

The survey map for said Phase 13, evidencing the Declarant's intent to create an additional phase for condominiums in the Project, is attached hereto as Exhibit "III" and incorporated herein by this reference. The property comprising said Phase 13 is hereby subjected to and bound and governed by the terms, covenants and conditions of the Declaration and by the provisions of the Utah Condominium Ownership Act.

IN WITNESS WHEREOF, the undersigned being the Declarant, has caused this instrument to be executed on the day and year first above written.

> McARTHUR HUNTER TOWNS, L.C., a Utah limited liability company

By: McARTHUR HOMES, INC., Manager

even D. McArthur, Co-President

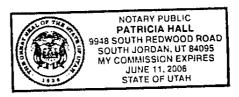
STATE OF UTAH

COUNTY OF SALT LAKE

On the 18th day of Feb., 2003, personally appeared before me Steven D. McArthur, who being by me duly sworn, did say that he is the Co-President of McArthur Homes, Inc., when is the Manager of McArthur Hunter Towns, L.C., and that said instrument was acknowledged on behalf of said McArthur Hunter Towns, L.C., by authority, and said Steven D. McArthur duly acknowledged to me that he is such Co-President of said corporation and executed the same on behalf of McArthur Homes Inc., as manager of McArthur Hunter Towns, L.C.

Patricia Hall
Notary Public
Residing at: Salt Lake County

Commission Expires: (p-/1-86)



#### **EXHIBIT I**

# The Towns at Hunter Village Phase 13 Legal Description

Beginning at a point which is S89°56′56″W along the Section Line, 1182.42 feet and N00°03′04″W, 345.45 feet from the South Quarter Corner of Section 27, Township 1 South, Range 2 West, Salt Lake Base and Meridian; and running thence West, 91.93 feet; thence N00°00′51″E, 116.00 feet; thence N89°43′55″W, 77.89 feet; thence N00°00′01″E, 114.64 feet; thence East, 191.29 feet; thence S50°00′00″E, 29.66 feet; thence S10°58′48″E, 98.92 feet; thence Southwesterly 19.16 feet along the arc of a 100.02 foot radius curve to the right, (chord bears S84°30′32″W, 19.13 feet); thence N89°43′55″W, 43.98 feet; thence S00°00′51″W, 113.21 feet to the point of beginning. Contains 36,109 Square Feet or 0.83 Acres

14-27-376-011

# EXHIBIT "II" AMENDED OWNERSHIP INTEREST TABLE

#### **UNIT NUMBER**

Phase 1

Common Area

None

Phase 2

**Building 117** 

W 1/135th or 0.7407%

C 1/135th or 0.7407%

E 1/135th or 0.7407%

**Building 118** 

W 1/135th or 0.7407%

C 1/135th or 0.7407%

E 1/135th or 0.7407%

Building 119

W 1/135th or 0.7407%

C 1/135th or 0.7407%

E 1/135th or 0.7407%

**Building 120** 

W 1/135th or 0.7407%

C 1/135th or 0.7407%

#### Phase 3

#### **Building 101**

N 1/135th or 0.7407%
C 1/135th or 0.7407%
S 1/135th or 0.7407%

#### **Building 102**

N 1/135th or 0.7407%
C 1/135th or 0.7407%
S 1/135th or 0.7407%

#### **Building 103**

N 1/135th or 0.7407%
C 1/135th or 0.7407%
S 1/135th or 0.7407%

#### Building 104

N 1/135th or 0.7407%
C 1/135th or 0.7407%
S 1/135th or 0.7407%

#### Phase 4

#### **Building 105**

N 1/135th or 0.7407%
C 1/135th or 0.7407%
S 1/135th or 0.7407%

N 1/135th or 0.7407%

C 1/135th or 0.7407%

S 1/135th or 0.7407%

#### **Building 107**

N 1/135th or 0.7407%

C 1/135th or 0.7407%

S 1/135th or 0.7407%

#### **Building 116**

W 1/135th or 0.7407%

C 1/135th or 0.7407%

E 1/135th or 0.7407%

#### Phase 5

Common Area None

#### Phase 6

#### **Building 108**

W 1/135th or 0.7407%

C 1/135th or 0.7407%

E 1/135th or 0.7407%

### Building 109

W 1/135th or 0.7407%

C 1/135th or 0.7407%

W 1/135th or 0.7407%

C 1/135th or 0.7407%

E 1/135th or 0.7407%

#### **Building 115**

W 1/135th or 0.7407%

C 1/135th or 0.7407%

E 1/135th or 0.7407%

#### Phase 7

#### **Building 110**

N 1/135th or 0.7407%

C 1/135th or 0.7407%

S 1/135th or 0.7407%

#### **Building 111**

N 1/135th or 0.7407%

C 1/135th or 0.7407%

S 1/135th or 0.7407%

#### **Building 112**

N 1/135th or 0.7407%

C 1/135th or 0.7407%

N 1/135th or 0.7407%
C 1/135th or 0.7407%
S 1/135th or 0.7407%

#### Phase 8

#### **Building 201**

N 1/135th or 0.7407%
C 1/135th or 0.7407%
S 1/135th or 0.7407%

#### **Building 202**

W 1/135th or 0.7407%
C 1/135th or 0.7407%
E 1/135th or 0.7407%

#### **Building 203**

W 1/135th or 0.7407%
C 1/135th or 0.7407%
E 1/135th or 0.7407%

#### **Building 204**

W 1/135th or 0.7407%
C 1/135th or 0.7407%
E 1/135th or 0.7407%

#### Phase 9

#### **Building 205**

W 1/135th or 0.7407%

C 1/135th or 0.7407%

E 1/135th or 0.7407%

#### **Building 206**

N 1/135th or 0.7407%

C 1/135th or 0.7407%

*S* 1/135th or 0.7407%

#### **Building 223**

W 1/135th or 0.7407%

C 1/135th or 0.7407%

E 1/135th or 0.7407%

#### **Building 224**

W 1/135th or 0.7407%

C 1/135th or 0.7407%

E 1/135th or 0.7407%

#### Building 225

W 1/135th or 0.7407%

C 1/135th or 0.7407%

#### Phase 10

#### **Building 219**

N 1/135th or 0.7407%
C 1/135th or 0.7407%
S 1/135th or 0.7407%

#### **Building 220**

N 1/135th or 0.7407%
C 1/135th or 0.7407%
S 1/135th or 0.7407%

#### **Building 221**

N 1/135th or 0.7407%
C 1/135th or 0.7407%
S 1/135th or 0.7407%

#### **Building 222**

N 1/135th or 0.7407%
C 1/135th or 0.7407%
S 1/135th or 0.7407%

#### Phase 11

#### **Building 207**

N 1/135th or 0.7407%
C 1/135th or 0.7407%
S 1/135th or 0.7407%

W 1/135th or 0.7407%
C 1/135th or 0.7407%
E 1/135th or 0.7407%

#### **Building 209**

N 1/135th or 0.7407%
C 1/135th or 0.7407%
S 1/135th or 0.7407%

#### **Building 210**

N 1/135th or 0.7407% C 1/135th or 0.7407% S 1/135th or 0.7407%

#### Phase 12

#### **Building 215**

W 1/135th or 0.7407%
C 1/135th or 0.7407%
E 1/135th or 0.7407%

#### **Building 216**

N 1/135th or 0.7407%
C 1/135th or 0.7407%
S 1/135th or 0.7407%

Bui	ldin	g 21	۱7

#### **Building 218**

W 1/135th or 0.7407%
 C 1/135th or 0.7407%
 E 1/135th or 0.7407%

#### Phase 13

#### **Building 211**

W 1/135th or 0.7407%
C 1/135th or 0.7407%
E 1/135th or 0.7407%

#### **Building 212**

W 1/135th or 0.7407%
C 1/135th or 0.7407%
E 1/135th or 0.7407%

#### **Building 213**

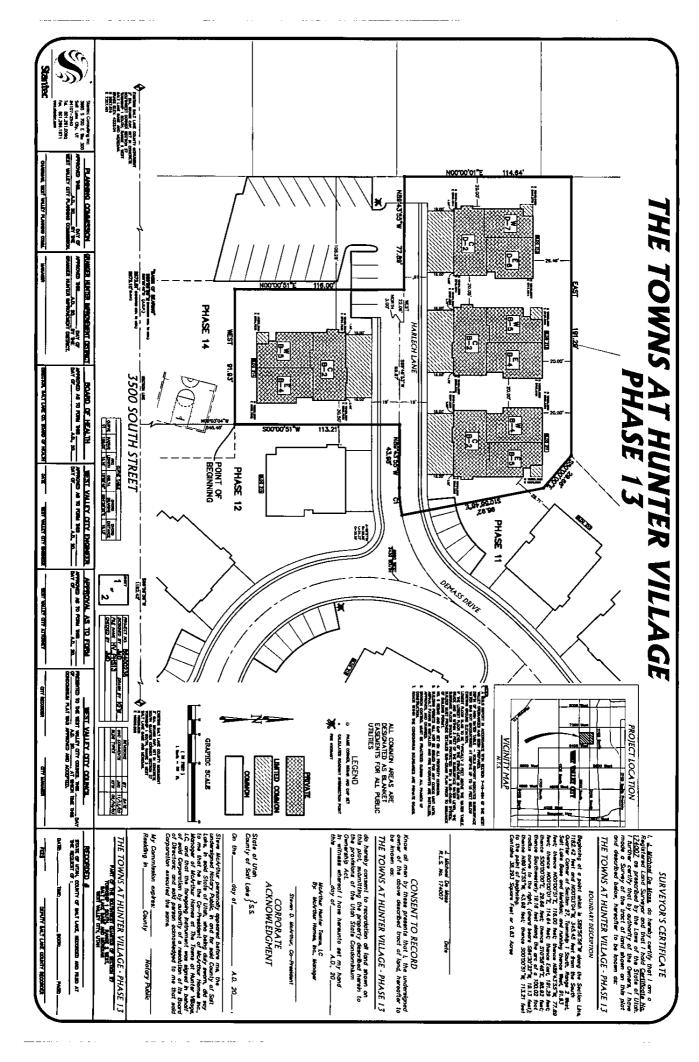
W 1/135th or 0.7407%
 C 1/135th or 0.7407%
 E 1/135th or 0.7407%

W 1/135th or 0.7407%

C 1/135th or 0.7407%

# **EXHIBIT "III"**

## THE TOWNS AT HUNTER VILLAGE CONDOMINIUMS PHASE 13 MAP



# BK8802PG3431