

DECLARATION OF ANNEXATION
(South Pointe Subdivision Phase 6)

This Declaration of Annexation is prepared pursuant to **Article II, Section 9** of the Protective Covenants for South Pointe Subdivision, which was recorded **April 25, 1996**, as Entry No. **530634**, in Book **996**, at Pages **98 et seq.**, records of the Washington County Recorder.

Declarant desires to annex the following described property as a part of, and it is Declarant's intention that the property shall be subject to the Protective Covenants for South Pointe Subdivision 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 Declarant herein, has hereunto set his hand this 28th day of October, 1999.

DECLARANT:

K&K CONSTRUCTION and DEVELOPMENT, INC.
A Utah Corporation

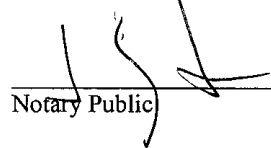

By: **Linda Kirkpatrick, President**

STATE OF UTAH

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County of **WASHINGTON**

On the **28th** day of **October**, **A.D. 1999**, personally appeared before me **LINDA KIRKPATRICK**, who being by me duly sworn did say, that she, the said **LINDA KIRKPATRICK**, is the President of **K&K CONSTRUCTION and DEVELOPMENT, INC., a Utah Corporation**, and that the within and foregoing instrument was signed on behalf of said corporation by authority of a resolution of its Board of Directors, and said **LINDA KIRKPATRICK** acknowledged to me that said corporation executed the same.


Notary Public

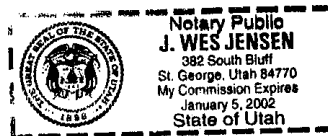


EXHIBIT "A"

BEGINNING at a point which lies South 0°33'14" West, 288.88 feet along the Center Section line and West, 2351.11 feet from the Center of Section 22, Township 42 South, Range 15 West, SALT LAKE BASE and MERIDIAN and running thence South 0°36'02" West, 451.67; thence South 89°23'58" East 14.22 feet; thence South 0°36'02" West, 129.39 feet; thence South 0°51'53" West, 391.99 feet to a point on the Northerly right of way line of 350 North Street; thence North 89°08'07" West, 250.04 feet along said right of way to the point of a 20.00 foot radius curve to the right; thence Northwesterly along the arc of said curve through a central angle of 89°56'49", a distance of 31.40 feet to the point of tangency, said point being also on the Easterly right of way line of 2450 East Street; thence North 0°48'42" East, 953.00 feet along the Easterly right of way; thence South 89°08'07" East, 254.02 feet to the point of beginning.

Being all of SOUTH POINT - PHASE 6, a **Proposed Subdivision**