

WHEN RECORDED RETURN TO:  
Diamond Seven Ranch L.L.C.  
83140 W Iron wood Cr  
Chandler Az 85266  
271-000-1271745



3044932  
Page: 1 of 8  
MIS

**DECLARATION OF ANNEXATION OF  
LAND SUBJECT TO THE ROAD EASEMENT  
MAINTENANCE OBLIGATION**

**THIS DECLARATION OF ANNEXATION** dated this 3rd day of April, 2000, is made pursuant to the affirmative vote of more than sixty percent (60%) of the Owners of parcels in Westwood Ranches Phase VI, Phase VII and Phase VIII, and Declarant (Diamond 7 Ranch, L.L.C.), annexing the real property described in Exhibit "A" known as Westwood Ranches Phase VIII to the real property presently subject to the Road Easement Maintenance Obligation ("REMO") hereinafter described and making the Owners of parcels in Westwood Ranches Phase VIII subject to the terms, conditions, obligations, duties and rights as set forth in REMO as now or hereafter amended.

The Road Easement Maintenance Obligation to which the real property described in Exhibit "A" shall be subject was recorded at Docket 2034, Page 391, Coconino County Records, re-recorded at Docket 2048, Page 165, Coconino County Records as amended by Amendment recorded at Docket 2041, Page 001, Coconino County Records.

By this Declaration of Annexation, the roads which shall be maintained by the Westwood Ranches Phase VI Owners Road Maintenance Association (the "Association") shall be enlarged to include those roads in Phase VIII which, although subject to change, are preliminarily designated for maintenance and are generally set forth in the map attached hereto as Exhibit "B" which roads will include those portions which go over state land pursuant to state land right-of-ways presently being applied for; and upon finalization, the road system to be maintained by the Association shall be reflected in the map which will be available at the offices of the Association. Upon the effective date of this annexation the Owners of parcels of real property located in Westwood Ranches Phase VIII shall become members of the Association, and subject to the Association's Articles of Incorporation and Bylaws in addition to the aforesaid REMO.

Now the real property described in Exhibit "A" is hereby annexed, and shall be subject to each and all of the terms, provisions, conditions, restrictions, covenants, liens and assessments contained in the REMO as if fully contained and described herein as originally recorded and heretofore amended; provided, however, that no parcel in Phase VIII shall be subject to assessment until the first parcel in Phase VIII is sold by Declarant.

The real property subject to this Declaration of Annexation shall become irrevocably submitted to the REMO upon the recording of this Declaration of Annexation.



IN WITNESS WHEREOF, we have hereunto set our respective hand this

3 day of APRIL, 2000.

DECLARANT:

Diamond 7 Ranch, L.L.C., an  
Arizona Limited Liability Company,

By:

M. Curtis Davis  
M. Curtis Davis, Secretary  
Chino Valley Land & Cattle Company,  
Inc., an Arizona Corporation - Manager

Owner of more that 60% of the parcels  
in Phases VI, VII and VIII; First  
American Title Insurance Company, a  
California Corporation, as Trustee under  
Trust No. 7950

By:

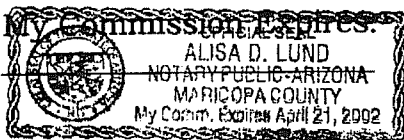
Robert A. Colby  
Its: Trust Officer

STATE OF ARIZONA     )  
                                  ) ss.  
County of Maricopa    )

On this 23rd day of March, 2000, before me, a Notary  
Public, personally appeared M. Curtis Davis, who acknowledged himself to be  
the Secretary of Chino Valley Land & Cattle Company, Inc., an Arizona  
Corporation, as Manager of Diamond 7 Ranch, L.L.C., and that he, as such  
Secretary, being authorized to do so, executed the foregoing instrument for the  
purposes therein contained, by signing the name of the corporation by himself  
as Secretary.

In witness whereof I hereunto set my hand and official seal.

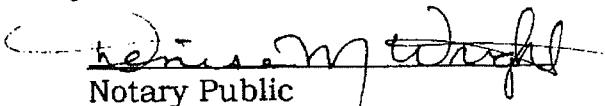
Alisa D. Lund  
Notary Public



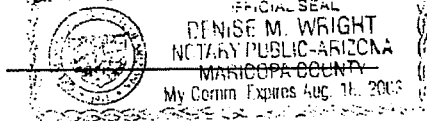
STATE OF ARIZONA     )  
                                  ) ss.  
County of Maricopa    )

On this 3rd day of April, 2000, before me, a Notary Public, personally appeared Roderick N. Collier, who acknowledged himself to be the Trust Officer of First American Title Insurance Company, a California Corporation, as Trustee under Trust No. 7950, and that he, as such \_\_\_\_\_, being authorized to do so, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as \_\_\_\_\_.

In witness whereof I hereunto set my hand and official seal.

  
Notary Public

~~My Commission Expires:~~



\\Server\users\SXM\DIAMOND7\Phase VIII\Declaration of Annex.doc



## EXHIBIT "A"

### Parcel 1

All of Sections 9 and 11;  
That portion of Section 13 lying Northwesternly of the North Boundary of the BNSF railroad right of way;  
That portion of Section 15 lying North of the north boundary of BNSF railroad right of Way;  
All of Section 17 and 19;  
Those portions of Sections 21, 29 and 31 lying northwesterly of the North boundary of the BNSF railroad right of way;  
ALL IN TOWNSHIP 23 NORTH RANGE 3 WEST, records of Coconino County Arizona

### Excepting the following

A Portion of Section 15 T23 North R 3 West, beginning at the Northeast Corner of said Section 15 Thence North 89 deg 31 ' 16 " West a distance of 1325.07 feet to the true point of beginning; Thence South 00 deg. 26' 01" West a distance of 1281.08 feet; Thence North 89 deg. 29' 23"W a distance of 1325.68 feet to the Southeast corner of Parcel 884 of Westwood Ranches Phase 8; Thence North 00 deg. 27' 38" East a distance of 1280.35 to the north line of said Section 15; Thence South 89 deg. 31' 16" a distance of 1325.07 feet to the true point of beginning.

### And Further Excepting

A portion of Section 15 T23 North R3 West, beginning at the Southwest corner thence North 00 deg.25' 52" East a distance of 1157.05 feet along the West line of Section 15; Thence South 89 deg 29' 23" East a distance of 1324.36; Thence South 00 deg.26' 59" West a distance of 1243.82 feet to the North line of the BNSF Right of Way; Thence Westerly along an Arc whose delta angle is 11 deg. 42'10" and radius is 5954.65 a distance of 1216.24 to a point on the BNSF Right of Way; Thence North 89 deg 30' 17" West a distance of 149.79 to the point of beginning.

### Parcel 2

All of Sections 13, 23 and 25 all in Township 23 North ,Range 4 West records of Coconino County Arizona.

### Note

All of the above property being subdivided as WESTWOOD RANCHES PHASE VIII



# EXHIBIT

OF

## WESTWOOD RANCHES PHASE VI, VII AND VIII

SITUATE IN TOWNSHIP 23 NORTH, RANGE 3 WEST, TOWNSHIP 24 NORTH, RANGE 3 WEST  
AND TOWNSHIP 24 NORTH, RANGE 4 WEST OF THE GILA AND SALT RIVER MERIDIAN,  
COCONINO COUNTY, ARIZONA



NOT TO SCALE

### ROADWAY SYSTEMS

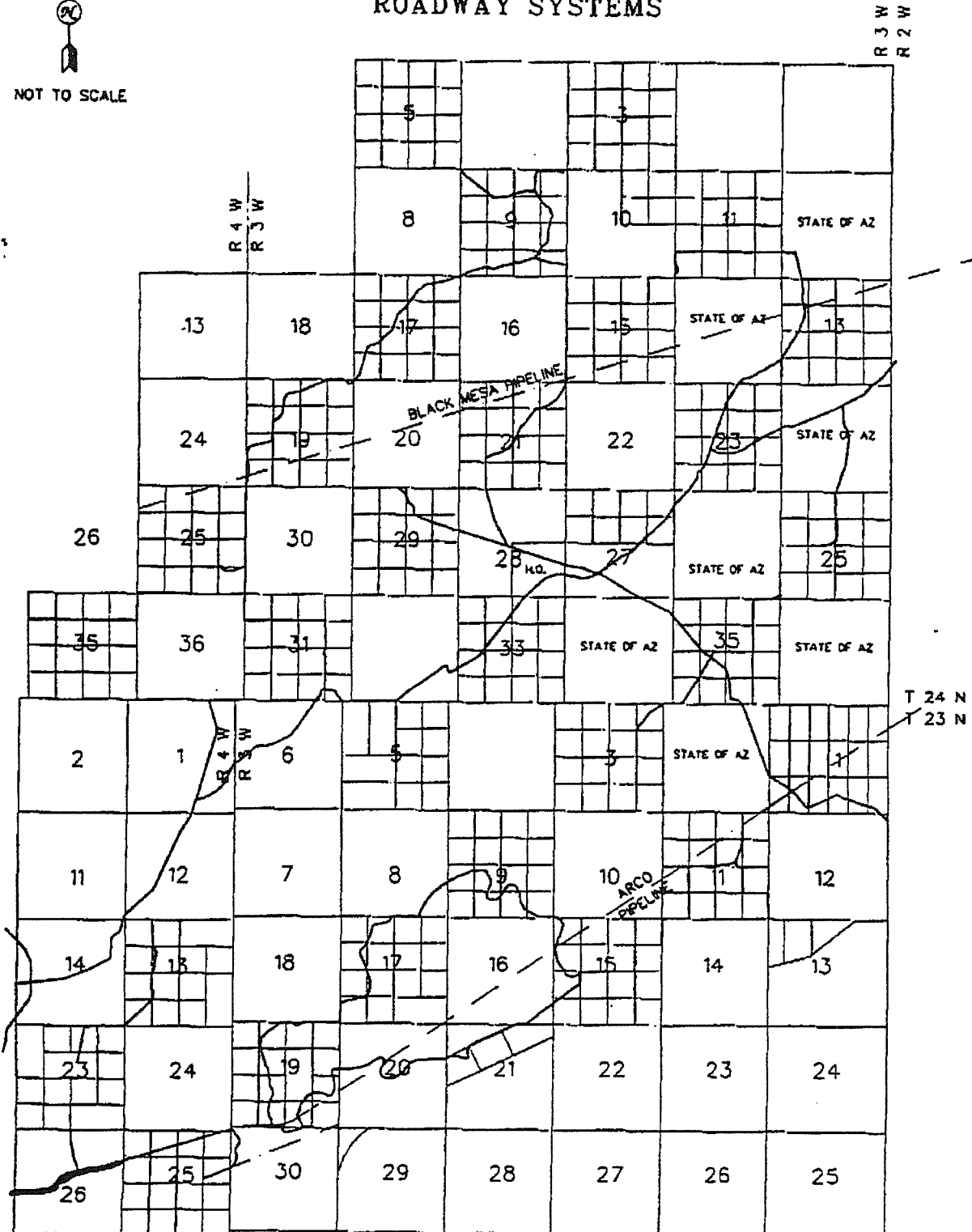


EXHIBIT "B"

3044932

Page: 6 of 6  
HLS

