

DHI Title

When recorded, return to:

Jessica Ganly
D.R. Horton - Continental Series
16430 N Scottsdale Road Suite 200
Scottsdale, Arizona 85254

OFFICIAL RECORDS OF
MARICOPA COUNTY RECORDER
HELEN PURCELL
20061209352 09/12/2006 10:23
DESRTPEAK-2-1-1--
ELECTRONIC RECORDING

Desrt Peak 1/1 **DECLARATION OF ANNEXATION
DESERT PEAK**

Reference is made to that certain Declaration of Covenants, Conditions, Restrictions and Easements dated June 20, 2006 and recorded with the Maricopa County Recorder on June 21, 2006, as Document Number 20060836167. Pursuant to Section 14.5 of the Declaration, CHI CONSTRUCTION COMPANY, the "Declarant" under the Declaration, hereby declares that all of the real property described in Exhibit "A" attached hereto (the "**Annexed Property**") is hereby annexed into the Declaration (to the extent such Annexed Property is not already subject to the Declaration) and, from and after the date hereof, shall constitute a part of the Property thereunder, shall be subject to all covenants, conditions, restrictions, easements, liens and other terms and provisions of such Declaration and shall be entitled to all rights and subject to all obligations arising thereunder, with the same force and effect as those portions of the Property included therein ab initio.

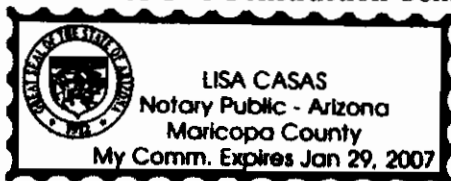
IN WITNESS WHEREOF, the undersigned has executed this Declaration of Annexation as of the 11th day of September, 2006.

CHI CONSTRUCTION COMPANY,
an Arizona corporation

By: *Brett Hopper*
Its: *Vice President*

STATE OF ARIZONA)
) ss
County of MARICOPA)

On this 11th day of September, 2006, personally appeared before me, a Notary Public in and for the above county and state, *Brett Hopper*, personally known to me to be the person whose name is subscribed to the above instrument who acknowledged that he/she freely and voluntarily executed the forgoing instrument for the purposes therein contained and on behalf of CHI Construction Company, an Arizona corporation.



Lisa Casas
Notary Public

My Commission Expires: *January 29, 2007*

EXHIBIT "A"

Lots 1 through 232, inclusive, and Tracts A through Y, inclusive, Desert Peak Unit 3, according to the plat of record in the office of the County Recorder of Maricopa County, Arizona, recorded in Book 849, Page 12.

Lots 1 through 128, inclusive, and Tracts A through Q, inclusive, Desert Peak Unit 4, according to the plat of record in the office of the County Recorder of Maricopa County, Arizona, recorded in Book 856, Page 34.