



OFFICIAL RECORDS OF  
MARICOPA COUNTY RECORDER  
HELEN PURCELL  
2002-0553670 05/30/02 15:10  
1 OF 1

PALUMBO

**WHEN RECORDED, RETURN TO:**

Gallagher & Kennedy, P.A.  
2575 E. Camelback Road, 11<sup>th</sup> Floor  
Phoenix, Arizona 85016-9225  
Attention: David Durfee

**FIRST AMENDMENT TO DECLARATION OF  
COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS  
FOR MOUNTAINVIEW RANCH NORTH HOMEOWNERS ASSOCIATION**

THIS FIRST AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS (the "First Amendment") is made as of the 29<sup>th</sup> day of May, 2002, by MOUNTAINVIEW RANCH NORTH HOMEOWNERS ASSOCIATION ("Declarant").

**RECITALS**

A. Declarant caused to be executed and recorded that certain Declaration of Covenants, Conditions, Restrictions and Easements recorded April 22, 2002, in Instrument No. 2002-0408223 of the Official Records of Maricopa County, Arizona (the "Declaration").

B. Declarant has changed the name of the Association from "Mountainview Ranch Homeowners Association" to "Mountainview Ranch North Homeowners Association" as evidenced by the Articles of Incorporation filed with the Arizona Corporation Commission on May 23, 2002 (the "Articles").

C. As a result of filing the Articles, Declarant wishes to amend certain provisions of the Declaration. This Amendment is being made by Declarant pursuant to Section 11.16(A) of the Declaration, which states that "Until such time as there is a Class A Membership pursuant to this Declaration, amendments or modifications shall be immediately effective when executed by Declarant and recorded in the official records of Maricopa County, Arizona." There are no Class A Memberships in effect as of the date of this filing; therefore, the Declarant has the requisite right and authority to amend the Declaration.

**AMENDMENT**

The Declaration is hereby amended as follows:

1. This First Amendment is effective as of the date hereof. Capitalized terms used herein and not otherwise defined have the meanings given to them in the Declaration.

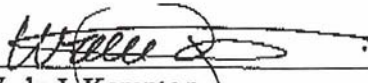
2. The title page of the Declaration, as well as any and all other references throughout the Declaration to "Mountainview Ranch Homeowners Association," shall hereafter be considered references to "Mountainview Ranch North Homeowners Association."

3. Section 1.24 is hereby deleted in its entirety and the following is hereby substituted in its place:

1.24 "Plat" means collectively the plat of Mountainview Ranch North Homeowners Association as recorded as file number 2002-0384116 in the Official Records of Maricopa County, Arizona on April 16, 2002, which subdivides the Real Property, and as thereafter from time to time amended or supplemented, together with all subsequent plats of subdivision for Additional Property annexed to the Real Property.

IN WITNESS WHEREOF, Declarant has executed this First Amendment to Declaration of Covenants, Conditions, Restrictions and Easements as of the day and year first above written.

MOUNTAINVIEW RANCH NORTH  
HOMEOWNERS ASSOCIATION, an  
Arizona corporation

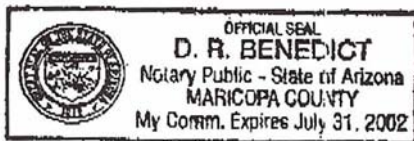
By   
Wade J. Kempton  
Its President

STATE OF ARIZONA )  
 ) ss.  
County of Maricopa )

On this 29<sup>th</sup> day of May, 2002, before me, the undersigned Notary Public, personally appeared Wade J. Kempton, the President of MOUNTAINVIEW RANCH NORTH HOMEOWNERS ASSOCIATION, an Arizona corporation, and that he, as such officer, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as such officer.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

(Seal and Expiration Date)



[Handwritten Signature]  
Notary Public

**EXHIBIT "A"**

**Lots 1 through 75, inclusive and Tracts A through G inclusive, of MOUNTAINVIEW RANCH, according to the plat of record in the office of the County Recorder of Maricopa County, Arizona, recorded as Book 590 of Maps, Page 1.**