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When recorded mail to:

Paul J. Faith, Esq.
Faith, Ledyard, Nickel & DiPietro, PLC
919 N. Dysart Road, Suite F
Avondale, AZ 85323

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1 OF 5

SCHUERHANK

**AMENDMENT TO
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS
FOR
LITCHFIELD MOUNTAIN VIEW HOMES**

THIS AMENDED DECLARATION is made this 27th day of November, 2001, by **The Creative Classics Company, an Arizona corporation** (hereinafter referred to as "Declarant").

WITNESSETH:

WHEREAS, Declarant is the owner of certain property in the County of Maricopa, State of Arizona, which is more particularly described on Exhibit "A" attached hereto and incorporated herein by this reference; and

WHEREAS, Declarant recorded a "Declaration of Covenants, Conditions and Restrictions for Litchfield Mountain View Homes" on June 18, 2001, recorded with the Maricopa County Recorder's Office at 2001-0530609 (hereafter referred to as the "Declaration"); and

WHEREAS, Declarant now desires to amend the Declaration as set forth in this Amendment;

NOW, THEREFORE, Declarant hereby amends the Declaration as follows:

1. ARTICLE VI, Section 7, is hereby added to the CC&Rs as follows:

Section 7. Restrictions on Class B Membership.

(a) Annexation of additional properties, mergers and consolidations, and mortgaging of Common Area requires prior approval of HUD/VA as long as there is a Class B membership.

(b) Annexation of additional properties, dedication of Common Area, and amendment of this Declaration requires HUD/VA prior approval as long as there is a Class B membership.

(c) The Class B membership ceases and converts to Class A membership upon the earlier of the following.

- 1) 75% of the Lots have been improved by construction of homes and deeded to homeowners.
- 2) On October 1, 2010.

2. ARTICLE X, Section 3. "Amendment" is amended to read as follows:

Section 3. Amendment. The covenants and restrictions of this Declaration shall run with and bind the land, for a term of twenty (20) years from the date this Declaration is recorded, after which time they shall be automatically extended for successive periods of ten (10) years. This Declaration may be amended during the first twenty (20) year period and thereafter by an instrument signed by Owners representing at least 2/3's of the votes entitled to be cast by Members of the Association; provided, however, that during the first twenty (20) years no amendment shall be effective unless it is also executed by Declarant. Any amendment must be recorded in the Maricopa County Recorder's Office.

3. All remaining terms and conditions of the Declaration shall remain in full force and affect. In the event of a conflict Unofficial Document between the Declaration and this Amendment, this Amendment shall control.

4. The real property described in Exhibit "B" attached hereto is hereby set aside for commercial use, and shall not be a part of the Declaration or Amendment in any manner, and is specifically excluded therefrom.

IN WITNESS WHEREOF, the undersigned, being the Declarant, and the Owner of the Property, has hereunto set its hand and seal this 27th day of November, 2001.

The Creative Classics Company, an Arizona corporation

By 
DANA SCHNEIDER
Its: Treasurer

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EXHIBIT "A"

That portion of the South half of the Southwest quarter of Section 15, Township 1 North, Range 1 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, more particularly described as follows:

BEGINNING at the Southwest corner of the Southwest quarter of said Section 15;

thence North 00 degrees 00 minutes 08 seconds East along the West line of the Southwest quarter of said Section 15, a distance of 1322.15 feet to the Northwest corner of the South half of the Southwest quarter of said Section 15;

thence South 88 degrees 16 minutes 24 seconds East along the North line of the South half of the Southwest quarter of said Section 15, a distance of 1158.02 feet;

thence South a distance of 1320.73 feet to the South line of the Southwest quarter of said Section 15;

thence North 88 degrees 20 minutes 37 seconds West along the South line of the Southwest quarter of said Section 15, a distance of 1158.03 feet to the Southwest corner of said Section 15 and the POINT OF BEGINNING.

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EXHIBIT "B"

TRACT C of LITCHFIELD MOUNTAIN VIEW HOMES, as recorded in Book 565 of Maps, Page 41, Maricopa County, Arizona.

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