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DONALD E. DYEKMAN, ESQ.  
O'Connor, Cavanagh, et al.  
One E. Camelback  
Suite 1100  
Phoenix, Arizona 85012-1656

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**COURTESY RECORDING  
NO TITLE LIABILITY**

**AMENDMENT TO  
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS  
FOR  
PINEVIEW**

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This Amendment to Declaration of Covenants, Conditions and Restrictions for Pineview (this "Amendment") is made as of September 8, 1992, by Pineview Homeowners Association, an Arizona nonprofit corporation (the "Association").

**RECITALS**

A. A Declaration of Covenants, Conditions and Restrictions for Pineview (the "Declaration") was recorded at Recording No. 92-0096505 records of Maricopa County, Arizona, subjecting the real property described on Exhibit A to the Declaration to the covenants, conditions and restrictions set forth in the Declaration for the purpose of establishing a general plan for the development, sale, lease and use of the planned community known as Pineview.

B. Capitalized terms used in this Amendment without definition shall have the meanings specified for such terms in the Declaration.

C. Section 10.3.2 of the Declaration grants the Board of Directors of the Association the authority to amend the Declaration, without obtaining the approval or consent of any Owner or First Mortgagee, in order to conform the Declaration to the requirements or guidelines of the Federal National Mortgage Association, the Federal Home Loan Mortgage Corporation, the Federal Housing Administration, the Veterans Administration or any federal, state or local governmental agency whose approval of the Project, the Plat or the Project Documents is required by law or requested by Declarant or the Board.

D. The Plat designates Tracts D, E, F and G as common area to be owned by the Association. Exhibit A to the Declaration which described the property initially subjected to the Declaration only referred to Tracts D, E and F as shown on the plat. Tract G was unintentionally omitted from Exhibit A. The Veterans Administration and the Federal Housing Administration require that all common areas to be owned by a homeowners association be subjected to the recorded covenants, conditions and restrictions and conveyed to the homeowners association. In order to comply with that requirement and to correct the inadvertent omission of Tract G from Exhibit A to the Declaration, the Association desires to amend the Declaration by changing Exhibit A to include Tract. G.

**NOW, THEREFORE,** the Association amends the Declaration as follows:

1. The legal description set forth on Exhibit A to the Declaration is amended to read as follows:

Lots 1 through 97, inclusive, and Tracts D, E, F and G, Pineview Unit One, according to the plat recorded in Book 348, page 25, Recording No. 92-86744, records of Maricopa County, Arizona.

2. Except as expressly amended by this Amendment, the Declaration shall remain in full force and effect. In the event of any conflict or inconsistency between the provisions of this Amendment and the Declaration Unofficial Document this Amendment shall prevail.

**PINEVIEW HOMEOWNERS ASSOCIATION,** an Arizona nonprofit corporation

By: \_\_\_\_\_

Its: \_\_\_\_\_

STATE OF ARIZONA

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County of Maricopa

)  
) ss.  
)

The foregoing instrument was acknowledged before me this 8<sup>th</sup> day of September, 1992, by Welles W. Martin, the President of Pineview Homeowners Association, an Arizona nonprofit corporation, on behalf of the corporation.

Barbara A. Dominguez Kahle  
Notary Public

My Commission Expires:



OFFICIAL SEAL  
BARBARA A. KAHLE  
NOTARY PUBLIC STATE OF ARIZONA  
MARICOPA COUNTY  
My Comm. Exp. July 21, 1993

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