

WHEN RECORDED RETURN TO:
PIONEER TRUST COMPANY OF ARIZONA
3033 North Central Avenue
2nd Floor, Trust Dept.
Phoenix, Arizona 85012

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MOD RSTR

TRUST NO. 20,398

APR 16 1980 -11 45

STATE OF ARIZONA }
County of Maricopa } ss

I hereby certify that the with-
in instrument was filed and re-
corded at request of

PIONEER NATIONAL TITLE INS. CO.

in Docket 14357
on page 482-486

Witness my hand and official
seal the day and year aforesaid.

Dill Henry

County Recorder

By *Dill Henry*
Deputy Recorder

3.00

W I T N E S S E T H:

WHEREAS, Developer and Trustee's predecessor in
interest, Continental Service Corporation, as trustee under
its Trust No. 99152, entered into a Declaration of Covenants,
Conditions and Restrictions (hereinafter referred to as "the
Declaration") which was recorded on August 1, 1979 in Docket
13803, pages 763-772 of the records of the Maricopa County,
Arizona Recorder; and

WHEREAS, the Declaration pertains to certain
property located in FOUNTAIN OF THE SUN-PARCEL 6 (herein-
after sometimes referred to as "Parcel 6") according to the
plat recorded in Book 214 of Maps, page 15 of the records of
the Maricopa County, Arizona Recorder; and

WHEREAS, the plat of Parcel 6, as it pertains to
certain Lots and Tract A-6, has been replatted, according to
the REPLAT OF LOTS 1292-1296; 1240-1245; TRACT A-6 OF FOUNTAIN

AMENDMENT TO DECLARATION made
as of the 9th day of APRIL,
1980, by PIONEER TRUST COMPANY OF
ARIZONA, an Arizona corporation, as
Trustee under its Trust No. 20,398
(hereinafter referred to as "Trustee"),
and UNIVERSAL DEVELOPMENT CORPORATION,
a Maryland corporation (hereinafter
referred to as "Developer").

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OF THE SUN PARCEL 6 (hereinafter sometimes referred to as "the Replat of Parcel 6") recorded in Book 24 of Maps, page 14 of the records of the Maricopa County, Arizona Recorder; and

WHEREAS, in light of the Replat of Parcel 6 an amendment to the Declaration, as set forth herein, is appropriate; and

WHEREAS, Trustee holds legal title to, and Developer is the trust beneficiary and the developer of all of the property subject to the Declaration, all of the property subject to the plat of Parcel 6 and all of the property subject to the Replat of Parcel 6 and Trustee and Developer desire to amend the Declaration in the manner set forth below in light of the Replat of Parcel 6;

NOW, THEREFORE, in consideration of the premises, the parties hereto hereby agree as follows:

1. The portion of paragraph B on page 1 of the Declaration starting with the words "THE PROPERTY" to the portion of paragraph B on page 1 of the Declaration starting with the word "ASSOCIATION" is hereby deleted and the following substituted therefor:

"THE PROPERTY" shall mean and refer to all such existing properties and additions thereto, as are subject to this declaration or any supplemental declaration and more particularly described as:

That certain land lying in the South half of Section 29, Township 1 North, Range 7 East, Gila and Salt River Base and Meridian, Maricopa County, Arizona more particularly described as follows:

Lots 1056 through 1239, inclusive,
Lots 1246 through 1291, inclusive, and
Tracts C-6, D-6, E-6, F-6, G-6, H-6, I-6
and J-6, FOUNTAIN OF THE SUN-PARCEL 6
according to the plat recorded in Book 214
of Maps, page 15 of the records of the Maricopa
County, Arizona Recorder, and

Lots 1240 through 1244, inclusive, and
Lots 1292 through 1296, inclusive, REPLAT OF
LOTS 1292-1296; 1240-1245; TRACT A-6 OF FOUNTAIN
OF THE SUN-PARCEL 6, according to the plat
recorded in Book 221 of Maps, page 44
of the records of the Maricopa County,
Arizona Recorder.

2. To the extent the Declaration applied to
property other than the property described in paragraph 1 of
this Amendment to Declaration, the Declaration is hereby
amended, as of the date set forth above, so as to no longer
apply to said property.

3. In all respects not inconsistent with the
foregoing, the Declaration is hereby ratified, confirmed and
approved.

IN WITNESS WHEREOF, Trustee and Developer have
executed this Amendment to Declaration as of the day and
year first above written.

PIONEER TRUST COMPANY OF ARIZONA,
as Trustee under its Trust No.
20,398 and not personally

By *[Signature]*

Its TRUST OFFICER

UNIVERSAL DEVELOPMENT CORPORATION

By Richard A. Kramer

Its General Counsel

(STATE OF ARIZONA)
) ss.
County of Maricopa)

On this 15th day of April, 1980, before me, the undersigned officer, personally appeared TRUST OFFICER DAN ROBLEDO, who acknowledged (himself) (herself) to be of PIONEER TRUST COMPANY OF ARIZONA, and that (he) (she), 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) herself).

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

(Martina) Placencia Arzini
Notary Public

My Commission Expires:
10-29-82

STATE OF Arizona,
County of Maricopa ss.

On this 17th day of April, 1980, before me, the undersigned officer, personally appeared Richard C. [unclear], who acknowledged himself to be Executive of Universal Development 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.

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

Richard C. [unclear]
Notary Public

My Commission Expires:
(My Commission Expires Sept. 20, 1983)

