

Unofficial Document

When recorded return to:

Arda S. Rutherford, Esq.
BURCH & CRACCHIOLO, P.A.
P. O. Box 13528
Phoenix, Arizona 85002

1 of 2

MOD RSTB

OF MARICOPA COUNTY, ARIZONA	
NOV 14 1984 -4 00	
BILL HENRY, COUNTY RECORDER	
FEE 5.00	PGS 5 D.L.

FIRST AMENDMENT TO
DECLARATION OF COVENANTS,
CONDITIONS AND RESTRICTIONS
FOR
CASA DEL CIELO

This First Amendment to Declaration is made this 5th day of November, 1984, by First American Title Insurance Company of Arizona, an Arizona corporation, as Owner of all of the Covered Property and Annexation Property pursuant to Trust No. 7301, hereinafter referred to as "Declarant," and amends that Declaration of Covenants, Conditions and Restrictions for Casa del Cielo recorded as Document 84 404626 on September 14, 1984, records of the Maricopa County Recorder (hereinafter "Declaration").

WITNESSETH:

WHEREAS, Declarant is now the Owner of all of the real property described as:

Lots 5, 7, 8 and 10 through 30, inclusive, and Tract B of Casa del Cielo, a Planned Area Development in the City of Scottsdale, Arizona, according to the plat recorded on the 10th day of July, 1984, at Book 269 of Maps, page 39 thereof, Maricopa County Recorder, a copy of which is attached hereto and by this reference incorporated herein as Exhibit A (hereinafter the "Covered Property" or "Initial Covered Property");

WHEREAS, Declarant is now the Owner of Lots 1 through 4, inclusive, Lots 6, 9 and 31 through 150, inclusive, and Tracts A, C and D of Casa del Cielo, a Planned Area Development in the City

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of Scottsdale, Arizona, according to the plat recorded on the 10th day of July, 1984, in Book 269 of Maps, page 39 thereof, Maricopa County Recorder (hereinafter the "Annexation Property");

NOW, THEREFORE, Declarant as Owner of the real property described in Exhibit A to the Declaration and pursuant to the terms thereof, particularly Paragraph 11.1.1 thereof, and for the purposes set forth in said Declaration, and in compliance with the terms of the Scottsdale Ranch Amended and Restated Declaration of Covenants, Conditions, Restrictions, Assessments, Charges, Servitudes, Liens, Reservations and Easements recorded on August 10, 1981, at Docket 15439, pages 826-916, records of Maricopa County Recorder, and the Tract Declaration, Scottsdale Ranch Parcel 14 recorded on December 29, 1983, at 83 523532, records of Maricopa County Recorder, hereby amends the Declaration as follows:

Section 3.13 SUBORDINATION TO CERTAIN LIENS: Is amended by the addition of the following subsection:

(iii) the second trust deed in favor of HOME CAPITAL CORPORATION, a California corporation, recorded on March 23, 1984, at 84 121729, records of the Maricopa County Recorder;

Hereafter the term "Declaration" shall mean the Declaration of Covenants, Conditions and Restrictions recorded at 84 404626 on September 14, 1984, Maricopa County Recorder, as amended herein.

IN WITNESS WHEREOF, Declarant has executed this First Amendment to Declaration the day ^{and} year first hereinabove written.

"DECLARANT"

FIRST AMERICAN TITLE INSURANCE COMPANY OF ARIZONA, an Arizona corporation, trustee

By *Pamela Meyer*

STATE OF ARIZONA)
) ss.
County of Maricopa)

On this the 5th day of November, 1984, before me, the undersigned Notary Public, personally appeared Pamela Meyer, who acknowledged himself to be an

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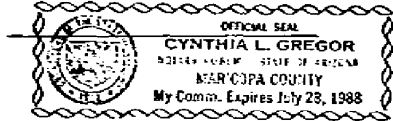
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officer of FIRST AMERICAN TITLE INSURANCE COMPANY OF ARIZONA, an Arizona corporation, and that he, as such officer being authorized so to do, by Trust no. 7301, executed the foregoing instrument for the purposes contained therein.

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

Cynthia L. Gregor
Notary Public

My Commission Expires:



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APPROVED:

SCOTTSDALE RANCH, a general partnership

By MARKLAND PROPERTIES, INC.,
an Arizona corporation,
general partner

By Stephen J. Brumm
Its VICE PRESIDENT - FINANCE

By COSTAIN ARIZONA, INC., an
Arizona corporation,
general partner

By [Signature]
Its [Signature]

STATE OF Arizona,
County of Maricopa, ss.

On this the 24th day of October 1984, before me,
the undersigned Notary Public, personally appeared Stephen
S. Brumm, who acknowledged himself to be the
VP - Finance of Markland Properties, Inc., an Arizona

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corporation, and that he, as such officer being authorized so to do, executed the foregoing instrument for the purposes contained therein.

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

Synthia S. Davis
Notary Public

My Commission Expires:
My Commission Expires July 31, 1988

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STATE OF ARIZONA)
) ss.
County of Maricopa)

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On this the 24th day of October, 1984, before me,
the undersigned Notary Public, personally appeared
Richard S. Coffman, who acknowledged himself to be the
President of Costain Arizona, Inc., an Arizona cor-
poration, and that he, as such officer being authorized so to
do, executed the foregoing instrument for the purposes contained
therein.

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

Aberis McDermott
Notary Public

My Commission Expires:
6-6-86

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RATIFIED AND APPROVED AS TO
FORM AND CONTENT:

HOME FEDERAL SAVINGS AND
LOAN ASSOCIATION

By *Sal Salas*
Its Vice President

STATE OF)
) ss.
County of)

On this the 2nd day of November, 1984, before me,
the undersigned Notary Public, personally appeared
Sal Salas, who acknowledged himself to be the
Vice President of Home Federal Savings and Loan Asso-
ciation, an California corporation, and that he, as such
officer being authorized so to do, executed the foregoing instru-
ment for the purposes contained therein.

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

BURCH & CRACCHIOLO, P.A.
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PHOENIX, ARIZONA 85004
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Fong Leong
Notary Public

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My Commission Expires:
November 13, 1987

