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**CERTIFICATE OF FIRST AMENDMENT TO
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS
FOR
CASAS ADOBES TERRACE**

Dated August 25, 2004

**(Re: Lots 1 through 182 and all Common Areas of Casas Adobes Terrace,
a Subdivision of Pima County, Arizona according to the Map of Record in
the Office of the Pima County Recorder in Book 44 of Maps and Plats at Page 91)**

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**CERTIFICATE OF FIRST AMENDMENT TO
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS
FOR CASAS ADOBES TERRACE**

WHEREAS, the Declaration of Covenants, Conditions and Restrictions for Casas Adobes Terrace (the "Declaration") was recorded on June 8, 1993, in Docket 9558 at page 777, *et seq.*; and

WHEREAS, Article XIII, Section 1 provides that the Declaration may be amended by the Association Members from time to time; and

WHEREAS, Article XIII, Section 2 of the Declaration provides that all amendments to the Declaration shall be approved by two-thirds (2/3) of the Members voting at an election duly called and held pursuant to the provisions of the Articles and Bylaws of CASAS ADOBES TERRACE HOMEOWNERS ASSOCIATION (the "Association"); and

WHEREAS, the Board of Directors and the Members desire to amend the Declaration to remove cumulative voting at elections for directors of the Association; and

WHEREAS, two-thirds (2/3) of the Members voting at the Annual Meeting on the 21st day of November, 2000, approved the following amendment to Article VI of the Declaration.

NOW, THEREFORE, the Declaration hereby is amended as follows, all other provisions to remain in full force and effect:

DELETE: Article VI, Section 5. Cumulative Voting for Board Members is deleted in its entirety and replaced with:

ADD: Article VI, Section 5. Number of Votes per Lot. Every owner of a Membership entitled to vote in any Association matter shall have one (1) vote for each Lot owned. In the annual election of the Board of Directors, every owner of a Membership shall have the same number of votes as there are directors to be elected. Each Membership shall exercise no more than one vote per candidate. Cumulative voting is not permitted. The candidates receiving the highest number of votes, up to the number of Board members to be elected, shall be deemed elected.

IN WITNESS WHEREOF, the President of CASAS ADOBES TERRACE HOMEOWNERS ASSOCIATION certifies that this Amendment to the Declaration of Covenants, Conditions and

