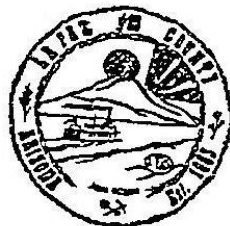


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OFFICIAL RECORDS OF LA PAZ COUNTY, AZ
PATRICIA WALL, LA PAZ COUNTY RECORDER
REC REQ BY: ARTHUR HALE
23 JUN 1994 11:49 AM PAGE 1 of 4
RECORDING FEE \$ 10.00

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CAPTION HEADING: Amendment to BI-LAWS

1 FIRST AMENDMENT TO
2 BY-LAWS
3 OF
4 MIRALESTE SHORES ESTATES HOMEOWNERS ASSOCIATION

5 The Board of Directors of the MIRALESTE SHORES
6 ESTATES HOMEOWNERS ASSOCIATION, in accordance with Article XII
7 of the By-Laws of the Association, have amended the By-Laws as
8 set forth hereinafter.

9 1. Article I, Section 4 of the By-Laws is hereby
10 amended to read as follows:

11 Section 4. "Common Areas" mean areas that
12 are used or owned by an utility, public agency,
13 or homeowners association, including easements
14 reserved for private streets, drainage and
utilities installation. The community swimming
pool and its amenities shall also be considered
one of the "common areas".

15 2. Article IV, Section 1 of the By-Laws is hereby
16 amended to read as follows:

17 Section 1. Creation of the Lien and
18 Personal Obligation of Assessments. By
19 acceptance of a deed therefore each lot owner
20 (with the exception of the Declarant) whether
21 or not it shall be so expressed in such deed,
22 is deemed to covenant and agree to pay to the
23 Association: (1) Annual assessments or
24 charges, and (2) Special assessments for
25 capital improvements, such assessments to be
26 established and collected as herein provided.
The annual and special assessments, together
with interest, costs, and reasonable attorney's
fees, shall be a charge on the land and shall
be a continuing lien on the property against
which each such assessment is made. Each such
assessment, together with interest, costs and
reasonable attorney's fees, shall also be the
personal obligation of the person who was the
Owner of such property at the time when the
assessment fell due. The personal obligation

1 for delinquent assessments shall not pass to
2 his successors in title unless expressly
assumed by them.

3 3. Article IV, Section 5 is hereby amended to read
4 as follows:

5 Section 5. Uniform Rate of Assessment.
6 Both annual and special assessments must be
7 fixed at a uniform rate for all lots except
those owned by the Declarant and may be
collected on a monthly basis.

8 4. Article IV, Section 6 of the By-Laws is hereby
9 amended to read as follows:

10 Section 6. Date of Commencement of
11 Annual Assessments: Due Dates. The
12 annual assessments provided for herein shall
13 commence as to each lot on the first day of the
14 month following the conveyance of the lot by
15 Declarant to the next owner. The first annual
16 assessment shall be adjusted according to the
17 number of months remaining in the calendar year.
18 The Board of Directors shall fix the amount of
19 the annual assessment against each lot at least
20 Thirty (30) days in advance of each annual
21 assessment period. Written notice of the annual
assessment shall be sent to every Owner subject
thereto. The due dates shall be established by
the Board of Directors. The Association shall,
upon demand, and for a reasonable charge, furnish
a certificate signed by an officer of the
Association setting forth whether the assessments
on a specified lot have been paid. A properly
executed certificate of the Association as to the
status of assessments on a lot is binding upon
the Association as of the date of its issuance.

22 5. Article XII of the By-Laws is hereby amended to
23 read as follows:

24 Except as may be prohibited by the Declaration
25 or by law, these By-Laws may be altered, amended
26 or repealed and new By-Laws may be adopted by a
majority of the Directors present at any regular
meeting or at any special meeting, if at least
Ten (10) days written notice is given of

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intention to alter, amend or repeal or to adopt new By-Laws at such meeting.

6. The following provisions of the By-Laws are hereby amended as set forth hereinafter to correct certain errors or omissions in the originally adopted By-Laws:

- a. In Article III, Section 2, on Page 4 of the original By-Laws on Line 23 the word "votes" is hereby added between the figure "(4)" and the word "for".
- b. In Article V, Section 4 of the By-Laws, appearing on Page 9 of the original By-Laws on Line 14 is hereby amended to add the word "Mail" between the words "States" and "and".
- c. In Article V, Section 7 of the By-Laws, appearing on Page 10 of the original By-Laws on Line 3 is hereby amended to add the word "a" between the words "members," and "member".
- d. Article VII, Section 7 appearing on Page 15 of the original By-Laws is hereby amended to change the reference on Line 12 thereof from "Article VII" to "Article VIII".
- e. Except as the original By-Laws have been amended as set forth above, the original By-Laws are hereby ratified and confirmed in their entirety.

DATED AND ADOPTED this 31st day of May, 1994.

Arthur D. Dale
President

ATTEST:

[Signature]
Secretary