

370779E BK 4139 PG 156
 Yavapai County, Arizona
 Patsy Jensen-Cole, Recorder
 04/20/2004 11:43A PAGE 1 OF 3
 CITY OF PRESCOTT
 RECORDING FEE 3.00
 SURCHARGE 8.00
 POSTAGE 0.00

Give permission
 to use Unit 4+5
 COA's. as
 COA's for
 Unit 9 Phase 3

When Recorded, Return to:

CITY OF PRESCOTT
 INTEROFFICE MAIL

SUPPLEMENTAL DECLARATION

1. CAPITAL TITLE AGENCY, INC., as trustee and not personally under Trust No. 1017 and YAVAPAI HILLS, INC., a corporation, executed that Declaration of Covenant, Conditions and Restrictions for Residential Lots dated April 15, 1993 and recorded on April 15, 1993, at Docket 2619, Page 458, Records of Yavapai County, Arizona (the "Declaration"). Capitalized terms not otherwise defined herein will have the meaning set forth in the Declaration.
2. Pursuant to Section 11 of the Declaration, the undersigned desire to add land to the Property described in the Declaration.
3. The undersigned hereby declare that all of the lots described on Exhibit "A" attached hereto and incorporated herein by reference, together with all improvements thereon (the "Additional Property"), shall be held, sold and conveyed subject to the covenants, conditions, restrictions, reservations, easements, liens, charges and all other terms of the Declaration.
4. In addition to the matters set forth in the Declaration, the Additional Property shall also be subject to the following supplemental covenants, conditions, restrictions, assessments, charges, servitudes, liens, reservations and easements:

 Paragraph 5.2 Garage and Parking shall be amended to read as follows: Each Dwelling must provide an attached garage or detached garage as approved by the Committee. In addition to garage parking, every Dwelling must be provided with paved off-street parking spaces for at least two (2) additional vehicles. All Owners shall be responsible for providing off-street parking for all vehicles owned by the Owners and his guests, insofar as possible, to keep the street lanes clear to the movement of traffic.

 Those easements set forth in the recorded subdivision plat of the Additional Property.
5. This Supplemental Declaration shall be considered as a supplement to the Declaration and fully a part of the Declaration for all purposes. The addition of the Additional Property to the Property, and the Additional Property becoming subject to the provisions of the Declaration, shall be effective immediately upon recording of this Supplemental Declaration in the records of Yavapai County, Arizona.

REV
 55
 56
 57
 58
 59

IN WITNESS WHEREOF, the undersigned have executed the Supplemental Declaration
as of the 29th day of April, 2004.

FIRST AMERICAN TITLE INSURANCE AGENCY OF YAVAPAI, INC., as Trustee
and not personally under Trust No. 453:

By Luz M. Pena
Luz M. Pena, Assistant Trust Officer

Its Trust Officer
STATE OF ARIZONA)
) SS.
County of Yavapai)

Personally appeared before me this 20 day of APRIL, 2004
Luz M. Pena, who acknowledged ~~him~~ herself to be the Trust Officer of First
American Title Insurance Agency of Yavapai, Inc., and 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 as Trustee, by ~~him~~ herself as such officer.

[Signature]
Notary Public

My commission expires:

Nov. 19, 2007



APPROVED.

YAVAPAI HILLS, INC., a corporation.

By [Signature]
Aaron W. Weingarten
Chairman of the Board

STATE OF NEW YORK)
) SS.
County of Nassau)

The foregoing instrument was acknowledged before me this 18 day of March
2004 by Aaron W. Weingarten, Chairman of the Board of Yavapai Hills, Inc., a Delaware
corporation, on behalf of the corporation.

[Signature]
Notary Public F. O'Leary
Notary Public, State of New York
No. 010412175
County of Nassau
Comm. Expires April 30, 2007

My commission expires:

Exhibit "A"

This is an Exhibit to the Supplemental Declaration dated the 20 day of APRIL, 2004. The below referenced property shall be held, sold and conveyed subject to the covenants, conditions, restrictions, reservations, easements, liens, charges and all other terms of the Declaration.

The "Additional Property" is described as:

Lots 143-198 inclusive, in Unit 9, Phase 3, YAVAPAI HILLS, as shown and Designated on a plat entitled "Yavapai Hills, Unit 9, Phase 3" filed in the office of The Yavapai County Recorder on 4-20, 2004 in Book 50 of maps, Pages 1-2.