



WHEN RECORDED RETURN TO:

Robb Tyler  
8331 E. Buena Tierra Way  
Scottsdale, AZ 85250

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**AMENDMENT OF DECLARATION OF COVENANTS, CONDITIONS  
AND RESTRICTIONS OF BOULDER CREEK**

This Amendment of Declaration of Covenants, Conditions and Restrictions of Boulder Creek ("Amendment") is executed effective May 1, 2013, for the purpose of amending the provisions of that certain Declaration of Covenants, Conditions and Restrictions of Boulder Creek dated June 14, 2006, and recorded on June 19, 2006 as Document No. 2006-010352 in the Official Records of Gila County, Arizona (the "Declaration") as set forth in this Amendment.

Unless the context requires otherwise, initial capitalized terms set forth in this Amendment shall have the meanings given in the Declaration.

The undersigned are all of the Owners. The Declaration is amended in accordance with the provisions of the Declaration by the unanimous written consent and agreement of the Owners as indicated by the execution of this Amendment below.

The first sentence of Section IV(A) on Page 5 of the Declaration is deleted and replaced by the following sentence:

There is hereby created Payson Boulder Creek Property Owners Association, an Arizona non-profit corporation (the "Association").

The entire sentence of Section VI(D)(2) on Page 11 of the Declaration is deleted and replaced by the following sentence:

Any residential unit constructed on a Homesite will contain a minimum of 2,000 square feet of living area under roof, exclusive of garage, basements, patios, breezeways and porches.

Section VI(I) on Page 12 of the Declaration entitled "Timeline and Obligation to Build" is deleted in its entirety.

Unless expressly amended by this Amendment, the terms and provisions of the Declaration shall remain unchanged.

If there is any conflict in the provisions of this Amendment and the provisions of the Declaration, the provisions of this Amendment shall control.

This Amendment may be executed in any number of counterparts, each of which shall be deemed an original, and all of which shall together constitute one and the same instrument.

IN WITNESS WHEREOF, this Amendment is executed effective as of the date set forth above by all of the Owners.

[SEE THE ATTACHED SIGNATURE PAGES]


**SIGNATURE PAGE ATTACHED TO AMENDMENT OF DECLARATION OF  
COVENANTS, CONDITIONS AND RESTRICTIONS AND GRANT OF EASEMENTS  
OF 83RD AVENUE PROFESSIONAL CENTER**

  
Helen P. Browning

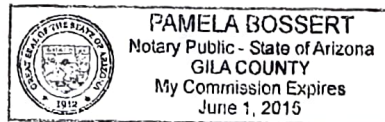
STATE OF ARIZONA        )  
  ) ss.  
County of Gila            )

The foregoing instrument was acknowledged before me this 22 day of April, 2013, by Helen P. Browning, personally known to me or proved to me on the basis of satisfactory evidence to be the person who executed the within instrument for the purposes therein contained.

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

  
\_\_\_\_\_  
Notary Public

My Commission Expires:



**SIGNATURE PAGE ATTACHED TO AMENDMENT OF DECLARATION OF  
COVENANTS, CONDITIONS AND RESTRICTIONS AND GRANT OF EASEMENTS  
OF 83RD AVENUE PROFESSIONAL CENTER**

Top Pine, LLC,  
an Arizona limited liability company

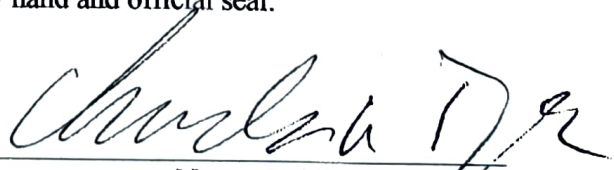
By Argos, LLC,  
an Arizona limited liability company  
Its Manager

By   
J. William Jordan  
Its Manager

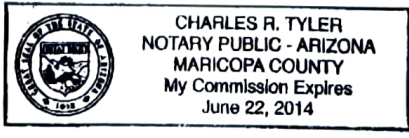
STATE OF ARIZONA        )  
  ) ss.  
County of Maricopa        )

The foregoing instrument was acknowledged before me this 25 day of April, 2013, by J. William Jordan as the Manager of Argos, LLC, which is the Manger of Top Pine, LLC, personally known to me or proved to me on the basis of satisfactory evidence to be the person who executed the within instrument for the purposes therein contained.

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

  
Notary Public

My Commission Expires: 6/22/14







STATE OF Wyoming )  
 ) ss.  
County of Natrona )

The foregoing instrument was acknowledged before me this 24 day of April, 2013 by Lesli Wright (also known as Lesli Demple) as the Trustee of the Ronald E. Wright Living Trust U/T/A Dated May 3, 2011, personally known to me or proved to me on the basis of satisfactory evidence to be the person who executed the within instrument for the purposes therein contained.

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

Ashlie Bohman

Notary Public

My Commission Expires: Jan 31, 2016

