

VISTOSO COMMUNITY
FOURTH AMENDMENT TO RESTATED DECLARATION OF COVENANTS,
CONDITION, RESTRICTIONS AND EASEMENTS FOR RANCHO VISTOSO

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**FOURTH AMENDMENT TO RESTATED DECLARATION OF COVENANTS, CONDITIONS,
RESTRICTIONS AND EASEMENTS FOR RANCHO VISTOSO CERTIFICATE OF
AMENDMENT**

THIS FOURTH AMENDMENT TO RESTATED DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS FOR RANCHO VISTOSO (CERTIFICATE OF AMENDMENT (this "Fourth Amendment") is made this 26 day of March, 2001, by Vistoso Community Association, an Arizona non-profit corporation (the "Association).

RECITALS:

A. The Declaration of Covenants, Conditions, Restrictions and Easements for Rancho Vistoso, dated September 16, 1986, was recorded September 17, 1986 at Docket 7871, page 1688, and re-recorded November 20, 1986 at Docket 7915, page 1281, in the Office of the Pima County Recorder (the "PCR"), which declaration was subsequently restated and replaced by that certain Restated Declaration of Covenants Conditions, Restrictions and Easements for Rancho Vistoso, dated April 10, 1987 and recorded April 24, 1987 at Docket 8021, page 925, in the PCR (the "Restated Declaration"), which Declaration was subsequently restated and amended by that certain First Amendment to Restated Declaration of Covenants, Conditions Restrictions and Easements for Rancho Vistoso dated July 11, 1988 and recorded July 13, 1988 at Docket 8327, page 2059, in the PCR (the "First Amendment") and amended by that certain Second amendment to Restated Declaration of Covenants, Conditions, Restrictions and Easements for Rancho Vistoso, dated September 19, 1989 and recorded September 25, 1989 at Docket 8629, page 577, in the PCR (the "Second Amendment") and amended by that certain Third Amendment to Restated Declaration of Covenants, Conditions, Restrictions and Easements for Rancho Vistoso dated March 21, 1995 and recorded on May 5, 1995 at Docket 10037, page 1540, in the PCR (the "Third Amendment"). The Restated Declaration, as amended by the First Amendment the Second Amendment and the Third Amendment, is hereinafter referred to collectively as the "Declaration"

B. Vistoso Partners, LLC an Arizona limited liability company ("Declarant") is the holder of the Declarant's rights under the Declaration pursuant to that certain Bankruptcy Trustee's Assignment of Declarant's and Other Rights, dated February 24, 1994 and recorded February 25, 1994, at Docket 9739, page 1160, in the PCR.

C. Pursuant to Section 13.2 of the Declaration, the Association hereby certifies that a meeting and election were duly called and Owners casting at least 75% of the votes then entitled to be cast at the election voted affirmatively for the adoption of this Fourth Amendment

AMENDMENT:

NOW, THEREFORE, the Association hereby amends the Declaration as follows:

CC&R's Article 5.2.5 - SIGNS (Amended to address political signs)

ADD a new item to Article 5.2.5 - (d), i, ii, iii, iv, as follows;

- (d) Political signs, in support or opposition to election candidates, or in support or opposition to regulatory propositions of a local, state or Federal nature; such political signs:
 - (i) shall not exceed a face area of two (2) feet by two (2) feet and the top of such sign shall not be more than four (4) feet above grade;
 - (ii) placed on any Lot or Parcel, must be placed at least five (5) feet inside the property line and must face the street where the Lot or Parcel is accessed (by vehicles — driveway);
 - (iii) shall not be illuminated in any way;
 - (iv) Can be placed thirty (30) days in advance of the Election Day and must be removed within ten (10) days after the date on which the election is held.

D. All terms used in this Fourth Amendment unless otherwise defined herein, have the meaning ascribed to them in the Declaration.

E. Except as specifically provided herein, all terms, conditions, covenants and rights contained in the Declaration remain in full force and effect

IN WITNESS WHEREOF, the Association has executed this Fourth Amendment as of the date first written above.