

When Recorded Mail To:

**MARISCAL, WEEKS, MCINTYRE
& FRIEDLANDER, P.A.**
2901 North Central Avenue
Suite 200
Phoenix, Arizona 85012
Attention: Donald E. Dyekman, Esq.

BS2901-3-1-1--
Hoyp

BS/BS

**FIRST AMENDMENT TO
CONDOMINIUM DECLARATION FOR
ZAMORA CONDOMINIUMS**

This First Amendment to Condominium Declaration for Zamora Condominiums (this "First Amendment") is made as of this 3rd day of may, 2004, by Eden Homes, L.L.C., an Arizona limited liability company (the "Declarant").

RECITALS

A. Declarant caused a Condominium Declaration for Zamora Condominiums (the "Declaration") to be recorded on September 15, 2003, at Recording No. 2003-1291765, records of Maricopa County, Arizona, submitting the real property described on Exhibit A to the Declaration to a condominium pursuant to the Arizona Condominium Act, A.R.S. § 33-1201, et seq.

B. Unless otherwise defined in this First Amendment, each capitalized term used in this First Amendment shall have the meaning given to such term in the Declaration.

C. Section 2.9 of the Declaration reserved to the Declarant the right to expand the Condominium by annexing and subjecting to the Declaration all or any part of the Additional Property. Section 2.9 of the Declaration provides that an amendment annexing all or any portion of the Additional Property may divide the Additional Property being annexed into separate phases and may provide for different effective dates for the annexation of each phase.

D. The Declarant desires to annex and subject Units 1 through 4, inclusive, and Units 9 through 24, inclusive, Amended Final Plat of Zamora Condominiums, recorded in Book 651 of Maps, Page 3, records of the County Recorder of Maricopa County, Arizona (the "Annexed Property") to the Declaration in accordance with the terms of this First Amendment.

AMENDMENT

NOW, THEREFORE, the Declarant amends the Declaration as follows:

1. For purposes of this First Amendment, the Annexed Property shall be divided into the following phases, each of which phases shall be considered a "Phase" for purposes of this First Amendment.

Phase I	Units 1 through 4
Phase II	Units 9 through 12
Phase III	Units 13 through 16
Phase IV	Units 17 through 20
Phase V	Units 21 through 24

2. The effective date of this First Amendment with respect to each Phase (which will be the date the Phase will be annexed and subjected to the Declaration) shall be the date (the "Effective Date") on which the first Unit in the Phase is conveyed to a Purchaser. Upon the Effective Date of the annexation of each Phase, the undivided interest in the Common Elements and in the Common Expenses shall be reallocated equally among all the Units then subject to the Declaration so that each Unit's fraction of undivided interest in the Common Elements and in the Common Expenses of the Association shall be the fraction the numerator of which is one (1) and the denominator of which is the total number of the Units then subject to the Declaration. In addition, upon the Effective Date of the annexation of each Phase, the total number of votes in the Association shall be increased to equal the number of Units then subject to the Declaration with the votes being allocated equally among all the Units so that each Unit has one (1) vote.

3. The Annexed Property contains a total of 20 Units. The Identifying Numbers of the Units within the Annexed Property are 1 through 4, inclusive, and 9 through 24, inclusive.

4. All of the Annexed Property, except for the Units, shall be Common Elements.

5. The following portions of the Common Elements in the Annexed Property shall be Limited Common Elements and are allocated to the exclusive use of one Unit as follows:

(a) Any chute, flue, pipe, duct, wire, conduit or other fixture (including, but not limited to, heating and air conditioning units and related equipment and natural gas, cable television, water and electric pipes, lines or meters), located outside of the boundaries

of a Unit, which serve only one Unit are a Limited Common Element allocated solely to the Unit served;

(b) If a chute, flue, pipe, duct, wire, conduit or other fixture (including, but not limited to, hot water heaters, heating and air conditioning units and related equipment and natural gas, cable television, water and electric pipes, lines or meters) lies partially within and partially outside the designated boundaries of a Unit, the portion outside the boundaries of the Unit which serve only the Unit is a Limited Common Element allocated solely to the Unit, the use of which is limited to the Unit served.

6. All the Development Rights and Special Declarant Rights granted to or reserved by the Declarant in the Declaration shall apply to the Annexed Property.

7. Except as amended by this First Amendment, the Declaration shall remain unchanged.

EDEN HOMES, L.L.C., an Arizona limited liability company

By: David W. Schulz
David W. Schulz
Its: Managing Member

State of Arizona)
) ss.
County of Maricopa)

The foregoing instrument was acknowledged before me this 3rd day of May, 2004, by David W. Schulz, the Managing Member of Eden Homes, L.L.C., an Arizona limited liability company, on behalf of the limited liability company.

Barbara J. Secrest
Notary Public

My Commission Expires:
2-7-08

