

**OFFICIAL RECORDS OF**  
**PINAL COUNTY RECORDER**  
**VIRGINIA ROSS**

DATE/TIME: 01/26/2017 1052  
FEE: \$10.00  
PAGES: 4  
FEE NUMBER: 2017-005209

**WHEN RECORDED MAIL TO:**  
GOLDSCHMIDT|SHUPE, PLLC  
6700 N. Oracle Rd., Ste. 240  
Tucson, Arizona 85704

=====



**CERTIFICATE OF SECOND AMENDMENT TO  
TRACT DECLARATION FOR SADDLEBROOKE UNITS THIRTY-FOUR,  
THIRTY-FIVE AND THIRTY-FIVE A**

**DO NOT REMOVE**

**THIS IS PART OF THE OFFICIAL DOCUMENT**

**CERTIFICATE OF SECOND AMENDMENT TO  
TRACT DECLARATION FOR SADDLEBROOKE UNITS THIRTY-FOUR,  
THIRTY-FIVE AND THIRTY-FIVE A**

WHEREAS, the Tract Declaration for SaddleBrooke Units Thirty-Four, Thirty-Five and Thirty-Five A (the "Declaration") was recorded on October 23, 1997, Fee No. 1997-036959, office of the Pinal County Recorder; and

WHEREAS, the Certificate of Amendment to Tract Declaration for SaddleBrooke Units Thirty-Four, Thirty-Five and Thirty-Five A was recorded on June 13, 2011, Fee No. 2011-049181, office of the Pinal County Recorder; and

WHEREAS, Section 14(m) of the Declaration provides that the Declaration may be amended with the consent of both the Declarant and the Owners of 51% of the Villas Lots;

NOW, THEREFORE, the Declaration is hereby amended as follows:

**1. DELETE: Section 4(e) Cumulative Voting for Board Members.**

**ADD: Section 4(e) Voting for Board Members.** Every owner of a membership entitled to vote for members of the Villas Board may vote for each position to be filled from the slate of candidates for the election. There shall be no cumulative voting, and there shall be a space on the ballot for a write-in vote for each open position on the Board. The number of candidates equal to the number of open positions and who receive the greatest number of votes shall be elected. Directors may be elected to serve any number of consecutive terms. In the case of a tie vote for a vacancy, another vote will be taken to break the tie.

**2. DELETE: Section 14(m) Amendments to the Declaration.**

**ADD: Section 14(m) Amendments to the Declaration.** This Tract Declaration may, with the consent of the Owners of 51% of the Villas Lots, be amended, modified or revoked in whole or in part at any time, by recording an Amendment in the Office of the Pinal County Recorder. Notwithstanding the preceding sentence, no amendment, modification or revocation of this Declaration shall affect any rights, interests, benefits or protections of Declarant or any of its affiliates (other than as the Owner of one or more occupied Villas Lots), or affect any rights of way or easement rights of any utility company (such as, without

limitation, water, sewer, telephone, cable TV, internet, gas or electric provider), unless such amendment, modification or revocation is approved in writing by Declarant and the instrument effecting such amendment, modification or revocation is approved in writing by Declarant.

On this 19 day of December 2016, the undersigned President of SaddleBrooke Villas Association Nos. 35, 35A, Inc., an Arizona non-profit corporation, certifies that this Second Amendment to the Tract Declaration for SaddleBrooke Units Thirty-Four, Thirty-Five and Thirty-Five A was approved by the Owners of 51% of the Villas Lots.

SADDLEBROOKE VILLAS ASSOCIATION NOS. 35,  
35A, INC., an Arizona non-profit corporation

By: M. Spence  
Its: President

ATTEST:

John Ryan  
Secretary

APPROVED BY DECLARANT:

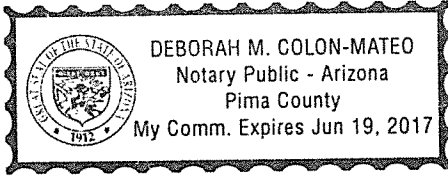
In reliance on the foregoing certification that this Second Amendment was approved by the Owners of 51% of the Villas Lots, SaddleBrooke Development Company, the Declarant, hereby approves this Second Amendment as well this 9<sup>th</sup> day of January, 2016.

SADDLEBROOKE DEVELOPMENT COMPANY,  
an Arizona corporation

By: Shirley Lee  
Its: VP

STATE OF ARIZONA )  
 ) ss.  
County of Pinal )

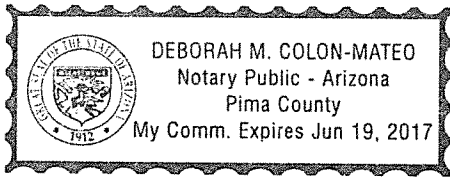
ACKNOWLEDGED before me this 19<sup>th</sup> day of December, 2016, by Maureen Spence, as President of SaddleBrooke Villas Association Nos. 35, 35A, Inc., an Arizona non-profit corporation.



[Signature]  
Notary Public

STATE OF ARIZONA )  
 ) ss.  
County of Pinal )

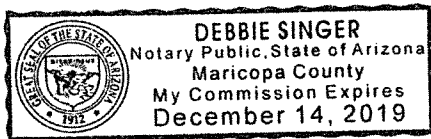
ACKNOWLEDGED before me this 19<sup>th</sup> day of December, 2016, by John Ryan, as Secretary of SaddleBrooke Villas Association Nos. 35, 35A, Inc., an Arizona non-profit corporation.



[Signature]  
Notary Public

STATE OF ARIZONA )  
 ) ss.  
County of Maricopa )

ACKNOWLEDGED before me this 9<sup>th</sup> day of January, 2017, by Steven Soriano, as Vice President of SaddleBrooke Development Company, an Arizona corporation.



[Signature]  
Notary Public