



2022-06127

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Requested By: CAMILLE LUCKADOO

SUZANNE SAINZ, RECORDER

SANTA CRUZ COUNTY, ARIZONA

07-12-2022 11:11 AM Recording Fee \$30.00

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**CERTIFICATE OF FOURTH AMENDMENT TO
THE DEED RESTRICTIONS FOR ALISO SPRINGS PROPERTY OWNERS ASSOCIATION**

DO NOT REMOVE

THIS IS PART OF THE OFFICIAL DOCUMENT

**CERTIFICATE OF FOURTH AMENDMENT TO
THE DEED RESTRICTIONS FOR ALISO SPRINGS PROPERTY OWNERS ASSOCIATION**

This Fourth Amendment to the *DEED RESTRICTIONS FOR ALISO SPRINGS PROPERTY OWNERS ASSOCIATION* (the "Restrictions") is made this 2nd day of July 2022 by the Aliso Springs Property Owners Association, Inc., an Arizona non-profit corporation (the "Association").

RECITALS

WHEREAS the Restrictions were recorded on June 18, 2013, in Docket 2013-04616, Official Records of Santa Cruz County, Arizona, by owners of the property described as follows:

Section 23, Township 21 South, Range 12 East, Gila and Salt River Base and Meridian, located in Santa Cruz County, State of Arizona; and

WHEREAS a Certificate of First Amendment to the Restrictions was recorded on April 7, 2017, in Docket 2017-02875, Official Records of Santa Cruz County, Arizona; and

WHEREAS a Certificate of Second Amendment and a Certificate of Third Amendment to the Restrictions was recorded on December 31, 2019, in Docket 2019-08371, Official Records of Santa Cruz County, Arizona; and

WHEREAS the Restrictions establish the Association's control and authority over the Community Water System and provide for the obligations of the Lot Owners as to the Community Water System; and

WHEREAS the Trujillo Trail Domestic Water Improvement District ("DWID") has been formed to, among other things, own, operate and improve the Association's Community Water System; and

WHEREAS the Members of the Association, consisting of the Lot Owners of Property subject to the Restrictions, desire to amend the Restrictions to the extent and in the manner set forth herein.

NOW THEREFORE, the Restrictions are amended as follows:

Paragraph 13, including Appendices A, B, and C applicable thereto, is deleted in its entirety and replaced with the following:

"13. The water services for domestic, commercial, industrial, farm or ranch use, shall be taken from service offered by the Trujillo Trail Domestic Water Improvement District, and not from any other party. This paragraph shall not apply to wells existing as of the date of the creation of the Trujillo Trail Domestic Water Improvement District, which were not connected to the previous potable water system maintained by the Association. Use of such preexisting wells shall not be expanded and shall be limited to their current use and for no other purpose. After the date of the creation of the Trujillo Trail Domestic Water Improvement District, new

individual wells or similar systems for water service other than those owned and operated by the Trujillo Trail Domestic Water Improvement District shall not be permitted."

Except as amended by this Amendment, the Restrictions shall remain unchanged and in full force and effect. In the event of any conflict or inconsistency between the provisions of this Amendment and the Restrictions, this Amendment shall control.

CERTIFICATION

IN WITNESS WHEREOF, the President and Secretary of the Association hereby certify that the amendments above have been approved by final tally, on June 7, 2021, by not less than two-thirds (2/3rds) majority of the Members in accordance with the Restrictions.

ALISO SPRINGS PROPERTY OWNERS ASSOCIATION, INC., an Arizona nonprofit corporation

By: *Karol Stubbs*
Karol Stubbs, Its: President

STATE OF WASHINGTON)

COUNTY OF KING)



The foregoing instrument was acknowledged before me this 2 day of July 2022, by Karol Stubbs, as the President of Aliso Springs Property Owners Association, Inc., an Arizona nonprofit corporation.

Mijung Park
Notary Public

ATTEST:

By: *Camille Luckadoo*
Camille Luckadoo, Its: Secretary

STATE OF ARIZONA)

) ss.

COUNTY OF SANTA CRUZ)

The foregoing instrument was acknowledged before me this 8 day of July 2022, by Camille Luckadoo, as the Secretary of Aliso Springs Property Owners Association, Inc., an Arizona nonprofit corporation.

Tracey Brasher
Notary Public

