



AFTER RECORDING, MAIL TO:

Southwest Vistas Homeowners Association
c/o A' La Carte Association Management
1575 Delucchi Lane, 115-22
Reno, NV 89502

SECOND AMENDMENT TO THE
DECLARATION OF PROTECTIVE COVENANTS OF SOUTHWEST VISTAS

I the undersigned hereby affirm that the attached document, including any exhibits, hereby submitted for recording does not contain the social security number of any person or persons. (Per NRS 239B.030)

I the undersigned hereby affirm that the attached document, including any exhibits, hereby submitted for recording does contain the social security number of a person or persons as required by law: _____ (state specific law)

Gayle A. Kern Attorney
Signature Title

Gayle A. Kern, Esq.

This page added to provide additional information required by NRS 111.312 Sections 1-2 and NRS 239B.030, Section 4.

This cover page must be typed or printed in black ink.

AFTER RECORDING, MAIL TO:

Southwest Vistas Homeowners Association
c/o A' La Carte Association Management
1575 Delucchi Lane, 115-22
Reno, NV 89502

SECOND AMENDMENT TO THE
DECLARATION OF PROTECTIVE COVENANTS OF SOUTHWEST VISTAS

This Second Amendment to the Declaration of Protective Covenants of Southwest Vistas ("Amendment") is made this 13th day of September, 2010, by the Southwest Vistas Homeowners Association, hereinafter referred to as the "Association."

A. The Association, upon vote duly taken and recorded in the books and records, has amended the Declaration of Protective Covenants of Southwest Vistas.

B. There is recorded in the official records of Washoe County, as Document No. 1944057, at Book 4436, pages 878-939 on November 21, 1995, the Declaration of Protective Covenants of Southwest Vistas ("the Declaration").

C. There is recorded in the official records of Washoe County, as Document No. 3458199, on November 1, 2006, the First Amendment to Declaration of Protective Covenants of Southwest Vistas.

D. The Association desires to amend the Declaration pursuant to the provisions of NRS 116.2117, to set forth the following provisions as approved by not less than 51% of the voting power of the Association.

E. It is the intent and desire that this Second Amendment shall be read together with the Declaration and shall only replace those provisions specifically noted herein.

NOW THEREFORE, the Association does hereby amend the following:

1. Section II, A, 2:

Height Limitation. Except as may have been originally constructed by the developer(s), all dwelling units within the development shall be single story. Regardless of any other provisions in this Declaration, there may be no waiver of the requirement that all dwelling units must be single story. The Committee must reject any proposed dwelling unit or proposed modification to an existing dwelling on the sole basis that it exceeds one (1) story in height. The Committee in its sole discretion may reject any proposed dwelling unit or proposed modification to an existing dwelling that the Committee determines impacts or

interferes with a view of any other dwelling unit within the Development. No structure or portion thereof (except chimneys) constructed on any lot measured from the original ground plane within the development shall extend to a point higher than the apex (peak height) of one story rooflines as constructed by Reynen & Bardis in any of the original models offered for sale in the Grandview Portion of the Development. No height limits can exceed Washoe County ordinance requirements, but the smaller of the height limits between those in the Development or as allowed by Washoe County ordinances shall control.

2. Declaration is in Full Force and Effect as Amended. Except as amended as set forth above, the Declaration shall remain in full force and effect according to the original terms thereof, and by the amendments set forth in this Certification of Amendment.

IN WITNESS WHEREOF, the undersigned have executed this Second Amendment to the Declaration of Protective Covenants of Southwest Vistas as of the day and year first written above.

Southwest Vistas Homeowners Association

By: *David Schweer*

David Schweer
Its: President

By: *Ellen Shaw*

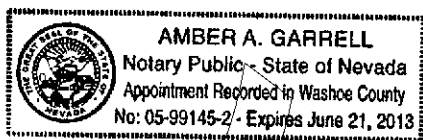
Ellen Shaw
Its: Secretary

STATE OF NEVADA)

) ss.

COUNTY OF WASHOE)

On this 14th day of September, 2010, personally appeared before me, a notary public, David Schweer, personally known (or proved) to me to be the person whose name is subscribed to the above instrument, who acknowledged to me that he is the President of the Board of Directors of the Southwest Vistas Homeowners Association, and who further acknowledged to me that he executed the foregoing instrument on behalf of said association for the uses and purposes therein stated.



Amber A. Garrell
NOTARY PUBLIC

NOTARY FOR ELLEN SHAW ON THE FOLLOWING PAGE

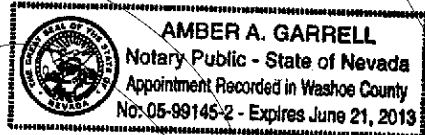
SECOND AMENDMENT TO THE
DECLARATION OF PROTECTIVE COVENANTS OF SOUTHWEST VISTAS

STATE OF NEVADA)
) ss.
COUNTY OF WASHOE)

On this 13th day of September, 2010, personally appeared before me, a notary public, Ellen Shaw, personally known (or proved) to me to be the person whose name is subscribed to the above instrument, who acknowledged to me that she is the Secretary of the Board of Directors of the Southwest Vistas Homeowners Association, and who further acknowledged to me that she executed the foregoing instrument on behalf of said association for the uses and purposes therein stated.



NOTARY PUBLIC



C O R R

CERTIFICATE OF SECRETARY

I, Ellen Shaw, being duly elected and acting as Secretary of Southwest Vistas Homeowners Association hereby certifies as follows:

- 1. That not less than fifty-one percent (51%) of the Owners of the Southwest Vistas Homeowners Association approved the Second Amendment to the Declaration of Protective Covenants of Southwest Vistas; and
- 2. The affirmative action was taken by those members whose votes are recorded in the official records of the Association; and
- 3. The total number of units in the Association is three hundred and seventy six (376) and the number of Owners indicating their approval of each section of this Second Amendment is no less than one hundred ninety four (194).

DATED this 13th day of September, 2010.

Secretary

BY:

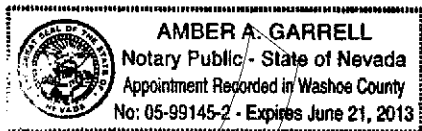

ELLEN SHAW


STATE OF NEVADA)

) ss:

COUNTY OF WASHOE)

On this 13th day of September, 2010, personally appeared before me, Ellen Shaw, known to me or proved to me to be the person mentioned in the above and foregoing documents, and who acknowledged to me that she executed the same for the uses and purposes therein mentioned.




Notary Public