

**[PROPOSED] SECOND AMENDMENT TO
DECLARATION OF COVENANTS, CONDITIONS AND
RESTRICTIONS AND RESERVATION OF EASEMENTS
FOR MOUNTAIN VIEW**

Proposed additions are identified in double-underline and deletions are identified in ~~strikethrough~~.

1. Article I, Section 1.1.49 of the Declaration is proposed to be amended as follows:

Residence. Residence means a building located on a Lot designed and intended for use and occupancy as a residence by a ~~single~~ Family.

2. Article II, Section 2.1 of the Declaration is proposed to be amended as follows:

SINGLE FAMILY RESIDENCE. Unless otherwise required by law, ~~e~~Each Lot shall be used as a dwelling for a single Family and for no other purpose. Subject to any Owner occupancy requirements separately imposed by Declarant, and unless otherwise required by law, an Owner may rent his Lot to a single Family provided that the Lot is rented pursuant to a lease or rental agreement which is (a) in writing, and (b) subject to this Declaration.

3. Article II, Section 2.10 of the Declaration is proposed to be amended as follows:

FURTHER SUBDIVISION. Except as otherwise provided in this Declaration, no Owner may physically or legally subdivide his Lot in any manner, including dividing such Owner's Lot into time-share estates or time-share uses. This provision does not limit the right of an Owner to (a) rent or lease his ~~entire~~ Lot by a written lease or rental agreement subject to this Declaration; (b) sell such Owner's Lot; or (c) transfer or sell any Lot to more than one Person to be held by them as tenants-in-common, joint tenants, tenants by the entirety or as community property. Any failure by the tenant of the Lot to comply with the Restrictions constitutes a default under the lease or rental agreement.

4. Article II, Section 2.16 of the Declaration is proposed to be amended as follows:

TEMPORARY BUILDINGS. Unless otherwise required by law, ~~n~~No outbuilding, tent, shack, shed or other temporary building or Improvement may be placed upon any portion of the Properties either temporarily or permanently, without the prior written consent of the Design Review Committee. Unless otherwise required by law, ~~n~~No garage, carport, trailer, camper, motor home, recreation vehicle or other vehicle may be used as a residence in the Properties, either temporarily or permanently.

7. The remaining portions of the Declaration shall remain in full force and effect.