

FILED
PATRICIA A. NOLAND
CLERK, SUPERIOR COURT

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BY: J. WHITNELL, DEPUTY

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7 Attorney for Plaintiff

8 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**

9 **IN AND FOR THE COUNTY OF PIMA**

10 NEW TUCSON UNIT NO. 8 HOMEOWNERS)
11 ASSOCIATION, INC., an Arizona non-profit)
12 corporation,)

Case No.: C20041194

13 Plaintiff,)

JUDGMENT

14 vs.)

Assigned to the Honorable Jane L.
Eikleberry, Division 11

15 PIMA COUNTY, a political subdivision of the)
16 State of Arizona,)
17 Defendant.)

18 THE COURT FINDS after reading Defendant's Motion for Joinder and Plaintiff's
19 Opposition to Defendant's Motion for Joinder and conducting a hearing on said Motion and
20 Opposition, that Judgment be entered in favor of Plaintiff and against Defendant, and
21 specifically that this Court (1) declares that the relevant provisions of that certain Second
22 Amended Declaration of Covenants, Conditions and Restrictions for New Tucson Unit No 8
23 Lots 1-454 and Common Area being a Subdivision Recorded at Book 17 Page 84 of Maps
24 and Plats in the Office of the Pima County Recorder, Pima County, Arizona, as recorded on
25 November 1, 2002, in Docket 11918, commencing at page 92, in the official records of Pima
26 County, Arizona ("Amended Declaration"), are valid and enforceable, as written, and
accordingly that Plaintiff has the required authority to proceed on behalf of the Lot Owners
with the planned engineering and construction activities on the Lots and other portions of the

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