

RESTRICTIVE COVENANTS

ASPENGROVE Subdivision

Whereas Layne E. Preslar and Sue Fuller Preslar as Trustees of the Layne and Sue Preslar Family Trust, his wife and Matthew L. Preslar and Cynthia A. Preslar, his wife, are the owners of Aspengrove Subdivision located in Sections 26 and 35, T.16S., R.11 E, NMPM, Otero County, NM;

and Whereas, said Owners above named, desire to place the following restrictions:

1. All property owners are required to become members of the Aspengrove Property Owners Association and are subject to all assessments as established by said Association.
2. No lot may be resubdivided into smaller lots; a lot may be divided and made part of an adjoining lot, enlarging each respective lot.
3. No mobile homes are allowed to be placed on property, only on-site built homes allowed. Homes built shall not be any smaller than 800 square feet of heated living space. Exterior of homes shall be completed within one year of start of construction.
4. Recreational vehicles may be used as temporary housing until September 1, 2003. After that date, RVs shall not be allowed for housing.
5. No livestock allowed with the exception of one horse per acre.
6. Exterior lighting shall be shielded to conform to "dark skies" standards as established by local county ordinances.
7. No refuse piles and/or junk vehicles shall be stored on property.

These covenants are to run with the land and shall be binding on the land, all parties and all persons claiming under them unless an instrument signed by ninety per cent (90%) of the then owners of the lots has been recorded, agreeing to change said covenant(s), in whole or in part. Votes shall be counted on the basis of one vote for each lot owned.

Enforcement shall be by proceeding by law or equity against any person or persons violating or attempting to violate any covenant either to restrain violation or to recover damages.

In witness whereof, the Owners have caused this instrument to be executed this the ___ day of June, 2000:

Layne E. Preslar, Trustee

Sue Fuller Preslar, Trustee

Matthew L. Preslar

Cynthia A. Preslar

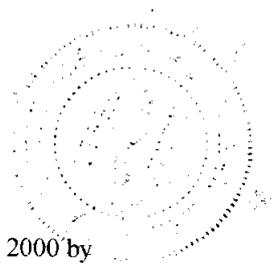
STATE OF NEW MEXICO

County of Otero

The foregoing instrument was acknowledged before me this the 20 day of ^{Nov} ~~June~~, 2000 by Matthew and Cynthia Preslar and Layne and Sue Preslar, Trustees.

My commission expires: 4-26-01

Notary Public



STATE OF NEW MEXICO, County of Otero, ss. Filed for record in my office this 20th day of November 2000 at 9:45 AM. It was duly recorded in Book 966 Page 700 of the Records of said County by Quenton Christian Deputy County Clerk

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