

**AMENDMENT TO  
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS  
FOR  
BEAR PARK HOMEOWNER'S ASSOCIATION  
AND  
BYLAWS OF  
BEAR PARK HOMEOWNER'S ASSOCIATION**

James R. Maynard and Susan R. Maynard, owners of more than 75% of the lots and units of Bear Park located on that real estate described at Book 864 Page 924 of the records of Otero County, New Mexico, pursuant to ARTICLE IX Section 3 of the Declaration of Covenants, Conditions and Restrictions For Bear Park Homeowner's Association recorded at Book 864 Pages 924-935 of the records of Otero County, New Mexico, do hereby amend ARTICLE I, Section 2 and 5, to read as follows:

Section 2. "Owner" shall mean and refer to the record owner, whether one or more persons or entities, of a fee simple title to any lot or unit which is part of the property described above, including contract sellers, but excluding those having such interest merely as security for the performance of an obligation.

Section 5. "Lot" shall mean and refer to any lot of land shown upon any recorded Subdivision Map of the properties with the exception of the common Area or Areas. It is the intent of Declarant to develop 64 lots within Block 2, Bear Park, Unit 2, Cloudcroft, Otero County, New Mexico. Lots shall also mean future plats of land designated within Block 2, Bear Park, Unit2, Cloudcroft, Otero County, New Mexico, as shown by replats of said Block 2. Developer reserves the right to replat the undeveloped portion of said Block 2 until there are a maximum of 64 lots in said Block 2. Lot shall also mean any part of a lot ["unit"] intended for residential use with a direct exit to a public street or highway or to a common area leading to a public store or highway.

James R. Maynard and Susan R. Maynard pursuant to Article XV, A of the Bylaws of Bear Park Homeowner's Association recorded at Book 864 Pages 936-950 of the records of Otero County, New Mexico, do hereby amend the first sentence of Article II paragraph A and to add a paragraph E of said Bylaws all which shall read as follows:

A. "Association" shall mean the Bear Park Homeowners Association which Association shall consist of all the owners of lots and units located in the following described property:

B. "Lot" shall mean and refer to any lot of land shown upon any

recorded Subdivision Map of the properties with the exception of the common Area or Areas. Lot shall also mean a unit which shall consist of any part of a lot intended for residential use with a direct exit to a public street or highway or to a common area leading to a public store or highway.

Except as amended herein said Declaration and Bylaws remain in full force and effect.

Dated: 05-10-2000

James R. Maynard  
James R. Maynard

Susan R. Maynard  
Susan R. Maynard

State of New Mexico        )  
  ) ss,  
County of Otero            )

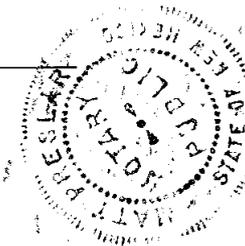
The foregoing instrument was acknowledged to before me this 10 day of May, 2000, by James R. Maynard and Susan R. Maynard.

[seal]

Matt Paeble  
Notary Public

My Commission Expires:

3/28/04



STATE OF NEW MEXICO } S.S.  
OTERO COUNTY  
FILED FOR RECORD IN MY OFFICE  
This 12th day of May, 20 00  
At 11:00 o'clock A M and duly recorded  
in Book No. 952 Page 53-54  
The records of Otero County, New Mexico  
Mary D. Quintana  
County Clerk, Otero County, New Mexico  
By Gohyn Silva Deputy

#4296

