

AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
- (b) "Amendment to Restrictive Covenants" dated the 29th day of January, 1957, and recorded in the Office of the Otero County Clerk in Book 204, Pages 446-451 of the records of said county.
- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing [Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8,] all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

Inge Kent
Signature

Paul Scott Kent
Signature, witness

Inge Kent
Printed Name

Paul Scott Kent
Printed Name, witness

903 Spruce Ave.
Street Address

Lot 4 Block 8 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 30th day of

December, 1985, by INGE KENT, A SINGLE WOMAN

My Commission expires: 9/16/88

[Signature]
Notary Public

Signature

Signature

Printed Name

Printed Name

Street Address

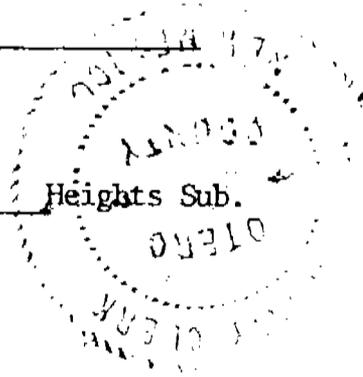
Lot _____ Block _____ Heights Sub. _____

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this _____ day of

, 19 _____, by _____



STATE OF NEW MEXICO, County of Otero, ss. I hereby certify that this instrument was filed for record on the 9 day of January, 1986, at 2:35 o'clock P. M., and duly recorded in Book 593, Page 32-33 of the Records of said county.

By Mary D. Quinlan Deputy

Andrew C. Wysham
County Clerk

AMENDMENT TO RESTRICTIVE COVENANTS

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WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

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- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

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- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

C. Michael Shyne
Signature

Signature

C. Michael Shyne
Printed Name

Printed Name

2001 Tenth St.
Street Address

Lot 14 Block 4 Heights Sub.

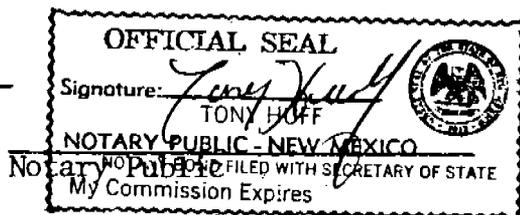
STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 7th day of

Oct., 1981, by C. Michael Shyne

My Commission expires: June 4, 1983



Millicent Shyne
Signature

Signature

MILlicent Shyne
Printed Name

Printed Name

901 CEDAR
Street Address

CONTRACT HALLER
Lot 5 Block 6 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 7th day of

Oct, 1981, by Millicent Shyne

My Commission expires 10/12/84

C. Michael Shyne
Notary Public

Irene Price
Signature

BK 636 PG 564
Signature

IRENE PRICE - CONTRACT SELLER
Printed Name

Printed Name
LOT 20 Bl. 4
Lot 11 Block 8 Heights Sub.

1104 COLLEGE
TH STREET
Street Address

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 7th day of

Oct, 1981, by IRENE PRICE

My Commission expires: 10/12/84

[Signature]
Notary Public

Richard N. Smith, Sr.
Signature

[Signature]
Signature

RICHARD N. SMITH SR.
Printed Name

DOROTHY A. SMITH
Printed Name

1002 College Ave
Street Address

Lot 5 Block 4 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 14th day of

Oct, 1981, by RICHARD N. SMITH SR AND

DOROTHY A. SMITH.

My Commission expires: 10/12/84

[Signature]
Notary Public

X [Signature]
Signature INDIVIDUALLY AND AS PERSONAL

Signature

JEANNE A. LUSK
Printed Name

REPRESENTATIVE OF THE ESTATE OF R.L. LUSK
Printed Name

Street Address

23, 24, 25, 26
Lot 22, A Block 8 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 19th day of

Oct, 1981, by JEANNE A. LUSK, INDIVIDUALLY AND AS

PERSONAL REP. OF THE ESTATE OF R.L. LUSK, DECEASED.

My Commission expires: 10/12/84

[Signature]
Notary Public

Jack O. Rathgeber
Signature

Maudie O. Rathgeber
Signature

JACK O. RATHGEBER
Printed Name

MAUDIE O. RATHGEBER
Printed Name

80 CEDAR
Street Address

Lot 839 Block 6 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 19th day of OCTOBER, 1981, by JACK O. RATHGEBER & MAUDIE O. RATHGEBER.

My Commission expires: 10/12/84

Clive S. Shupe
Notary Public

Herbert Zang
Signature

Marcella C. Zang
Signature

HERBERT ZANG
Printed Name

MARCELLA C. ZANG
Printed Name

908 SPRUCE (CONTRACT SELLER)
Street Address

Lot 18 Block 6 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 20th day of OCTOBER, 1981, by HERBERT ZANG & MARCELLA C. ZANG.

My Commission expires: 10/12/81

Clive S. Shupe
Notary Public

Tresa Van Winkle
Signature

Larry Keith Van Winkle
Signature

TRESA VANWINKLE
Printed Name

LARRY KEITH VANWINKLE
Printed Name

1005 SPRUCE
Street Address

Lot N 1/2 21 Block 4 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 11th day of February, 1982, by LARRY & TRESA VANWINKLE.

My Commission expires: 10/12/84

Clive S. Shupe
Notary Public

Carl Efirio
Signature

Amata F. Efirio
Signature

CARL EFIRIO
Printed Name

AMATA F. EFIRIO
Printed Name

804 CALLE
Street Address

Lot 19 Block 8 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 26th day of

October, 1981, by CARL EFIRIO & AMATA F. EFIRIO

My Commission expires: 10/12/84

Cecilia O. Shupe
Notary Public

Michael G. Young as Manager
Signature

Signature

of FOXWORTH GALBRAITH
Printed Name

Printed Name
same to of

1105 Cedar Ave
Street Address

Lot 2 Block 3 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 27th day of

October, 1981, by MICHAEL G. YOUNG for FOXWORTH GALBRAITH

My Commission expires: 10/12/81

Cecilia O. Shupe
Notary Public

Betty C Kirkman
Signature

Leonard L Kirkman
Signature

BETTY C KIRKMAN
Printed Name

Leonard L. Kirkman
Printed Name

1008 Spruce
Street Address

Lot 13 Block 3 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 22nd day of

Jan, 1982, by LEONARD L. KIRKMAN AND BETTY C. KIRKMAN

My Commission expires: 10/12/84

Cecilia O. Shupe
Notary Public

R.D. STOKES

BOOK 510 PAGE 982

BK 636 PG 567

Signature

R.D. Stokes

Printed Name

1103 Spruce
Street Address

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 22nd day of

JAN, 1982, by R.D. STOKES, A SINGLE MAN.

My Commission expires: 10/12/84

Signature

Printed Name

Lot 7 Block 4 Heights Sub.

Cecil D. Stone

Notary Public

Signature

JAMES EDWARD SMITH

Printed Name

710 College City
Street Address

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this _____ day of

_____, 1982, by JAMES EDWARD SMITH,

A SINGLE MAN

My Commission expires: _____

Signature

Printed Name

Lot 16 Block 8 Heights Sub.

Notary Public

Mable James

Signature

MABLE JAMES

Printed Name

711 Spruce
Street Address

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 23rd day of

FEB, 1982, by MABLE JAMES, SURVIVING SPOUSE of

CECIL W. JAMES, DECEASED

My Commission expires: 10/12/84

Signature

Printed Name

Lot 11 Block 8 Heights Sub.

Cecil D. Stone

Notary Public

Ronald R. Fousek
Signature

Mary Z. Fousek
ature

BK 636 PG 568

Ronald R. Fousek
Printed Name

Mary Z. Fousek
Printed Name

2105
1205 12th Street
Street Address

Lot 3 & 4 Block 1 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 3rd day of February, 1982, by Ronald R. Fousek and Mary Z. Fousek, his wife

My Commission expires: December 24, 1984

[Signature]
Notary Public

Robert T. Means
Signature

Patricia L. Means
Signature

ROBERT T. MEANS X4582
Printed Name

PATRICIA L. MEANS
Printed Name

1107 CEDAR
Street Address

Lot 1 Block 3 Heights Sub.
AND THE NORTH SPAN OF LOT 2

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 11th day of March, 1982, by ROBERT T. MEANS AND PATRICIA L. MEANS.

My Commission expires: 10/12/84

[Signature]
Notary Public

Irene N. Chamberlain
Signature

Signature

IRENE N. CHAMBERLAIN
Printed Name

Printed Name

1007 CEDAR
Street Address

Lot 5 Block 3 Heights Sub.

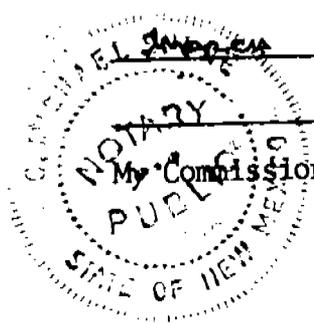
STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 15th day of _____, 1982, by Irene N. Chamberlain.

My Commission expires: 10/12/84

[Signature]
Notary Public



Wilfred H. Neel
Signature

Mary R Neel
Signature

WILFRED H. NEEL
Printed Name

MARY R Neel
Printed Name

800 COLLEGE, ALAMOGORDO
Street Address

Lot 17 Block 8 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 9th day of February, 1982, by WILFRED H. NEEL AND MARY R. NEEL

My Commission expires: 10/12/84

[Signature]
Notary Public

[Signature]
Signature

[Signature]
Signature

Kenneth L. Josselyn
Printed Name

LEONA M. JOSSelyn
Printed Name

802 COLLEGE
Street Address

Lot 18 Block 8 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 10th day of February, 1981, by KENNETH L. AND LEONA M. JOSSelyn.

My Commission expires: 10/12/84

[Signature]
Notary Public

FRI PM

[Signature]
Signature

Signature

TEOFILO SALAS
Printed Name

Printed Name

808 COLLEGE
Street Address

Lot 21 Block 8 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 25th day of Jan, 1982, by ~~[Signature]~~ TEOFILO SALAS

My Commission expires: 10/12/84

[Signature]
Notary Public

Loretta M. Houston
Signature

Loretta M. Houston
Printed Name

809 Spruce
Street Address

STATE OF NEW MEXICO
COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 10th day of

March, 1982, by Loretta M. Houston

My Commission expires: 10/12/84

Loretta M. Houston
Signature

Loretta M. Houston
Printed Name

Lot 6 Block 8 Heights Sub.

Cecil D. Shyne
Notary Public

Paul A. Houston
Signature

Paul A. Houston
Printed Name

809 Spruce
Street Address

STATE OF NEW MEXICO
COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 10th day of

March, 1982, by Paul A. Houston and

Terri Houston

My Commission expires: 10/12/84

Terri Houston
Signature

Terri Houston
Printed Name

Lot 6 Block 8 Heights Sub.

Cecil D. Shyne
Notary Public

Robert T. Williams
Signature

Robert T. Williams
Printed Name

1200 College
Street Address

STATE OF NEW MEXICO
COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 10th day of

March, 1982, by Robert T. Williams and

Betty J. Williams

My Commission expires: 10/12/84

Betty J. Williams
Signature

Betty J. Williams
Printed Name

Lot 25 Block 4 Heights Sub.

Cecil D. Shyne
Notary Public

M. S. Montoya
Signature

Mary Montoya
Signature

MIGUEL S. MONTAYA, JR.
Printed Name

Mary Montoya
Printed Name

2101 TENTH STREET
Street Address

Lot 9210 Block 3 Heights Sub.

STATE OF NEW MEXICO

BK 636 PG 571

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 11th day of

MARCH, 1982, by MIGUEL S. MONTAYA JR. & Mary Montoya

My Commission expires: 10/12/84

Cleevia D. Shyne
Notary Public

Thurman M. Morgan
Signature

Phyllis C. Morgan
Signature

THURMAN M. MORGAN
Printed Name

PHYLLIS C. MORGAN
Printed Name

702 COLLEGE
Street Address

Lot 4215 Block 8 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 12th day of

MARCH, 1982, by THURMAN M. MORGAN AND

Phyllis C. Morgan

My Commission expires: 10/12/84

Cleevia D. Shyne
Notary Public

Donald B. Coyne
Signature

Doris J. Coyne
Signature

DONALD B. COYNE
Printed Name

DORIS J. COYNE
Printed Name

1104 COLLEGE
Street Address

Lot 20 Block 4 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 15th day of

MARCH, 1982, by DONALD B. COYNE AND

DORIS J. COYNE

My Commission expires: 10/12/84

Cleevia D. Shyne
Notary Public

72173

AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
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- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

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- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

[Signature]
Signature

[Signature]
Signature

James L Smith
Printed Name

Margaret L. Smith
Printed Name

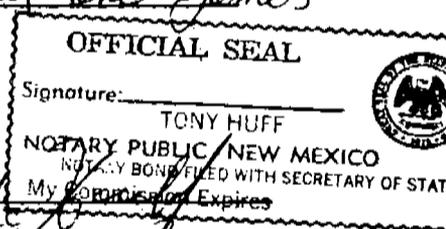
805 Cedar Ave,
Street Address

Lot 7 Block 6 Heights Sub.

STATE OF NEW MEXICO
COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 20TH day of October, 1981, by Margaret L. Smith and James L. Smith.

My Commission expires: June 4, 1983



[Signature]
Notary Public

[Signature]
Signature

[Signature]
Signature

JOHN H. WOLF
Printed Name

AGNES H. WOLF
Printed Name

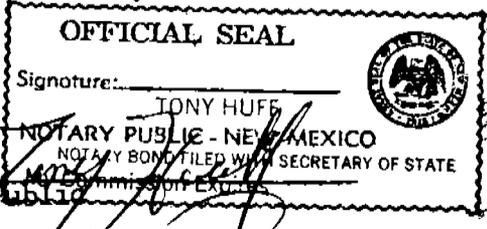
909 CEDAR
Street Address

Lot 1 Block 6 Heights Sub.

STATE OF NEW MEXICO
COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 21st day of October, 1981, by John H. and Agnes H. Wolf.

My Commission expires June 4, 1983



[Signature]
Notary Public

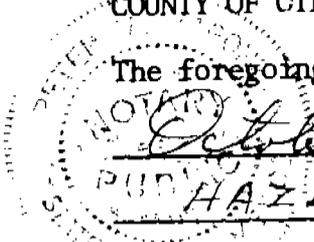
Alfred O Booker
Signature

ALFRED O BOOKER
Printed Name

710 JUNIPER
Street Address

STATE OF NEW MEXICO

COUNTY OF OTERO



The foregoing instrument was acknowledged before me this 22 day of October, 1981, by ALFRED O BOOKER AND HAZEL A. BOOKER.

My Commission expires: March 24, 1985

BK 636 PG 574

Hazel A Booker
Signature

HAZEL A BOOKER
Printed Name

Lot 6 Block 7 Heights Sub.

Peter V. Zagone
Notary Public

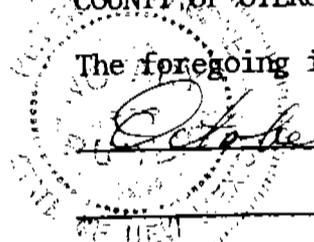
Carrie Joyce Wade
Signature

Carrie JOYCE WADE
Printed Name

1101 SPRUCE
Street Address

STATE OF NEW MEXICO

COUNTY OF OTERO



The foregoing instrument was acknowledged before me this 22 day of October, 1981, by CARRIE JOYCE WADE.

My Commission expires: March 24, 1985

Peter V. Zagone
Notary Public

Signature

Printed Name

Lot 8 Block 4 Heights Sub.
North 1/2 of 9

Signature

SAMUEL M PARKER
Printed Name

1203 SPRUCE
Street Address

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this _____ day of _____, 19____, by _____.

My Commission expires: _____

Signature

Printed Name

Lot 1 Block 4 Heights Sub.

Notary Public

Joe Flores
Signature

Helen R. Flores
Signature

JOE C. FLORES
Printed Name

HELEN R. FLORES
Printed Name

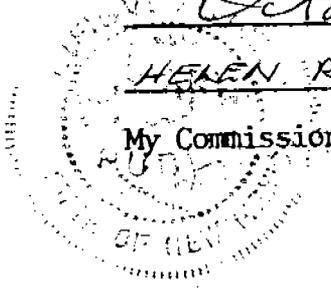
722 SPRUCE
Street Address

Lot 1 Block 7 Heights Sub.

STATE OF NEW MEXICO
COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 28 day of October, 1981, by JOE C. FLORES AND HELEN R. FLORES.

My Commission expires: March 24, 1985



Peter C. Zagon
Notary Public

Leonard E. Cozby
Signature

Fay W. Cozby
Signature

LEONARD E COZBY
Printed Name

FAY W. COZBY
Printed Name

1103 CEDAR AVE
Street Address

Lot 3 Block 3 Heights Sub.

STATE OF NEW MEXICO
COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 22 day of October, 1981, by LEONARD E COZBY AND FAY W. COZBY.

My Commission expires: 24 March 1985

Peter C. Zagon
Notary Public

Signature

Signature

CASTORENA
Printed Name

CASTORENA
Printed Name

2103 - 10th Street
Street Address

Lot 8 Block 3 Heights Sub.

STATE OF NEW MEXICO
COUNTY OF OTERO

The foregoing instrument was acknowledged before me this _____ day of _____, 1981, by CASTORENA AND CASTORENA.

My Commission expires: 24 March 1985

Notary Public

Ronald E. Miller
Signature

RONALD E. MILLER
Printed Name

702 JUNIPER DR
Ronald E. Miller
Street Address

STATE OF NEW MEXICO
COUNTY OF OTERO

BK 636 PG 576

Linda Miller
Signature

LINDA MILLER
Printed Name

Lot 2 Block 7 Heights Sub.

The foregoing instrument was acknowledged before me this 22 day of October, 1981, by Ronald E. Miller AND Linda Miller

My Commission expires: March 24, 1985

Peter V. Zagon
Notary Public

Mary E. Kaler
Signature

MARY E KALER
Printed Name

704 JUNIPER
Street Address

STATE OF NEW MEXICO
COUNTY OF OTERO

Ronald M. Kaler
Signature

RONALD M. KALER
Printed Name

Lot 3 Block 7 Heights Sub.

The foregoing instrument was acknowledged before me this 23 day of October, 1981, by Ronald M. Kaler AND Mary E Kaler

My Commission expires: March 24, 1985

Peter V. Zagon
Notary Public

Vance Roach
Signature

VANCE ROACH
Printed Name

706 JUNIPER
Street Address

STATE OF NEW MEXICO
COUNTY OF OTERO

Edith Roach
Mrs Vance Roach
Signature

EDITH ROACH
Printed Name

Lot 4 Block 7 Heights Sub.

The foregoing instrument was acknowledged before me this 22 day of October, 1981, by Vance Roach AND Edith Roach

My Commission expires: March 24, 1985

Peter V. Zagon
Notary Public

Bruce Pedersen
Signature

Susan Pedersen
Signature

Bruce Pedersen
Printed Name

SUSAN PEDERSON
Printed Name

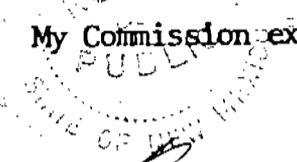
1111 Spruce
Street Address

Lot 3 Block 4 Heights Sub.

STATE OF NEW MEXICO
COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 27 day of November, 1981, by Bruce Pedersen and Susan Pedersen

My Commission expires: March 24, 1985



[Signature]
Notary Public

Billy Castorena
Signature

Magdalena B. Castorena
Signature

Billy CASTORENA
Printed Name

MAGDALENA B. CASTORENA
Printed Name

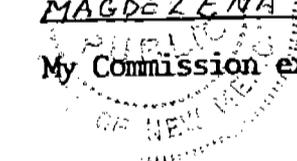
2103 - 10th Street
Street Address

Lot 8 Block 3 Heights Sub.

STATE OF NEW MEXICO
COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 28 day of November, 1981, by BILLY CASTORENA AND MAGDELENA B. CASTORINA

My Commission expires: MARCH 24, 1985



[Signature]
Notary Public

Signature

Signature

Printed Name

Printed Name

Street Address

Lot _____ Block _____ Heights Sub.

STATE OF NEW MEXICO
COUNTY OF OTERO

The foregoing instrument was acknowledged before me this _____ day of _____, 19____, by _____.

My Commission expires: _____

72766

AMENDMENT TO RESTRICTIVE COVENANTS

HEIGHTS SUBDIVISION, UNIT ONE

ALAMOGORDO, OTERO COUNTY, NEW MEXICO

As the owner of Lot one in Block five, Heights Subdivision, Alamogordo, New Mexico, I hereby consent to the following amendment to the Restrictive Covenants covering said subdivision so as to allow commercial buildings and offices to be constructed on Lots 14 and 15 in block 4 and Lots 22, 23, 24, 25 and 26 in Block 8 of said subdivision.

Paragraphs "(a)", "(b)", and "(g)" of the covenants presently in effect are amended to read as follows:

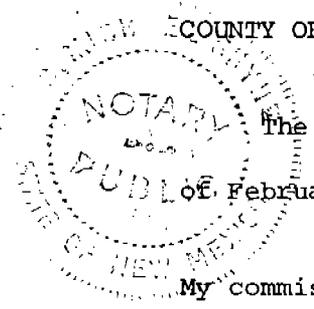
- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the city of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

Dated this 9th day of February, 1982.

Ollie Teel
Ollie Teel

STATE OF NEW MEXICO

COUNTY OF OTERO

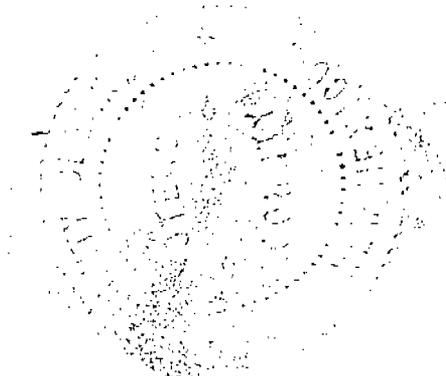


The foregoing instrument was acknowledged before me this 9th day of February, 1982, by Ollie Teel.

My commission expires: 10/12/84

Edward Sime

Notary Public



STATE OF NEW MEXICO } SS.
 OTERO COUNTY }
 FILED FOR RECORD IN MY OFFICE
 This 16th of March 1982
 At 8:30 A.M. and day recorded
 in B 510 987
 the 16th day of March 1982 at
Alamogordo, Otero County, New Mexico
Katie A. Sanchez
 County Clerk
Jacary Satchel Deputy

72774

AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
- (b) "Amendment to Restrictive Covenants" dated the 29th day of January, 1957, and recorded in the Office of the Otero County Clerk in Book 204, Pages 446-451 of the records of said county.
- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

X Jose H. Machado
Signature

X Mary G. Machado
Signature

X JOSE H. MACHADO
Printed Name

X MARY G. MACHADO
Printed Name

904 Spruce
Street Address

Lot 16 Block 6 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 20th day of March, 1982, by Edw. Reyes

My Commission expires: 12/28/84

Edw. Reyes
Notary Public
for Brewer County
State of Texas

Mary Francis Evans
Signature

Signature

Mary Francis Evans
Printed Name

Printed Name

806 Spruce
Street Address

Lot 13 Block 6 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO



The foregoing instrument was acknowledged before me this 30th day of March, 1982, by Mary Francis Evans

My Commission expires 10/12/84

Edw. Reyes
Notary Public

73164

AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
- (b) "Amendment to Restrictive Covenants" dated the 29th day of January, 1957, and recorded in the Office of the Otero County Clerk in Book 204, Pages 446-451 of the records of said county.
- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

Carl W. Cook Jr.
Signature

Shirley T. Cook
Signature

CARL W. COOK JR.
Printed Name - Carl W. Cook, Jr.

SHIRLEY T. COOK
Printed Name - Shirley T. Cook

1104 Spruce Avenue
Street Address

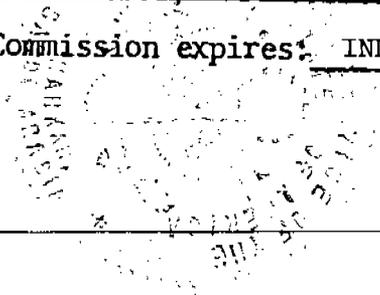
Lot 15 Except The North 7 feet thereof in
Lot _____ Block 3 Heights Sub.

STATE OF KINGDOM OF SAUDI ARABIA
EASTERN PROVINCE
TOWN OF DHAHRAN
COUNTY OF CONSULATE GENERAL OF THE UNITED STATES OF AMERICA

The foregoing instrument was acknowledged before me this 20th day of ~~September~~ October, 19 85, by Carl W. Cook, Jr. and Shirley T. Cook, husband and wife.

My Commission expires: INDEFINITELY:

Edward H. Vazquez
EDWARD H. VAZQUEZ
CONSUL OF THE UNITED STATES OF AMERICA
Notary Public



STATE OF NEW MEXICO } SS.
OTERO COUNTY }
FILED FOR RECORD IN MY OFFICE
This 5 day of Nov 19 85
At 10:15 o'clock a M. and duly recorded
in Book No. 588 Page 204-05
the records of Otero County, New Mexico.
Andrew C. Chapman
County Clerk, Otero County, New Mexico
Barbara J. ...

6868



AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
- (b) "Amendment to Restrictive Covenants" dated the 29th day of January, 1957, and recorded in the Office of the Otero County Clerk in Book 204, Pages 446-451 of the records of said county.
- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed. The parties below are the Contract Sellers on this property, having sold the property to Pauline D. Lewis, under a New Mexico Real Estate Contract.

x Robert L. Godwin
Signature

x Charlotte J. Godwin
Signature

Robert L. Godwin

Charlotte J. Godwin

Printed Name

Printed Name

802 Cedar Avenue

Lot 8 Block 5 Heights Sub.

Street Address

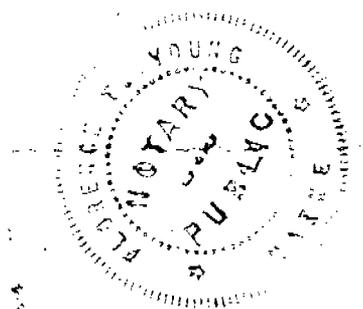
STATE OF MAINE

COUNTY OF Arundel

The foregoing instrument was acknowledged before me this 29th day of August, 19 85, by Robert L. Godwin and Charlotte J. Godwin, his wife

My Commission expires: Flora V. Young

My commission expires May 1, 1988



STATE OF NEW MEXICO
OTERO COUNTY
FILED FOR RECORD IN MY OFFICE
4th September 1985
At 1:50 o'clock P. M. and duly recorded
in Book No. 584 Page 457-458
the records of Otero County, New Mexico
Andrew C Wynham
County Clerk, Otero County, New Mexico
Abbey M Gurry

4610



AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
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- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

Lawrence E. Mills
Signature

Patty R. Mills
Signature

Lawrence E. Mills
Printed Name

Patty R. Mills
Printed Name

Mailing Address: P.O. Box 404, Muskogee, OK 74401

1104 Cedar
Street Address

Lot 2 Block 2 Heights Sub.

STATE OF ~~NEW MEXICO~~ Oklahoma

COUNTY OF ~~OTERO~~ Muskogee

The foregoing instrument was acknowledged before me this 30 day of

July, 1982, by Mary Alva Green

My Commission expires: 7-8-86

Mary Alva Green
Notary Public



Signature

Signature

Printed Name

Printed Name

Street Address

Lot _____ Block _____ Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this _____ day of _____

STATE OF NEW MEXICO, County of Otero, ss. I hereby certify that this instrument was filed for record on the 10 day of August, 1982, at 9:45 o'clock A.M., and duly recorded in Book 524, Page 434 of the Records of said county.
By [Signature] Deputy County Clerk [Signature] County Clerk

76881

AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
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- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
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- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

William Robert Akers Jr.
Signature

Paula Akers
Signature

William Robert AKERS JR
Printed Name

PAULA AKERS
Printed Name

901 Cedar
Street Address

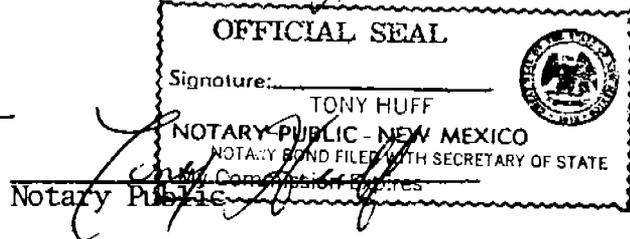
Lot 5 Block 6 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 20th day of October, 19 81, by William Robert Akers Jr. and Paula Akers.

My Commission expires: June 4, 1983



Jesse A. Holbert
Signature

Laura M. Holbert
Signature

JESSE A. HOLBERT
Printed Name

LAURA M. HOLBERT
Printed Name

807 Cedar
Street Address

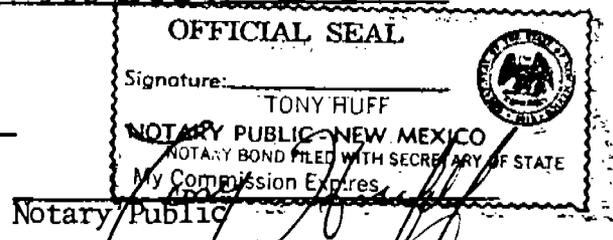
Lot 7 Block 6 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 20th day of October, 19 81, by Jesse A. Holbert and Laura M. Holbert.

My Commission expires: June 4, 1983



Richard J. Gesting
Signature

Jenny Lee Gesting
Signature

Richard J. Gesting
Printed Name

Jenny Lee Gesting
Printed Name

906 CEDAR
Street Address

Lot 2 Block 5 Heights Sub.

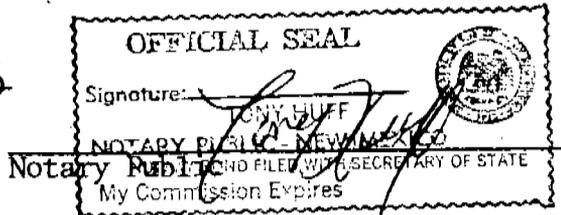
STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 26th day of

October, 1981, by Richard J. Gesting and
Jenny Lee Gesting.

My Commission expires: June 4, 1983



Bruce E. Shankweiler
Signature

M. Louise Shankweiler
Signature

BRUCE E. SHANKWEILER
Printed Name

M. LOUISE SHANKWEILER
Printed Name

1105 SPRUCE
Street Address

Lot 6 Block 4 Heights Sub.

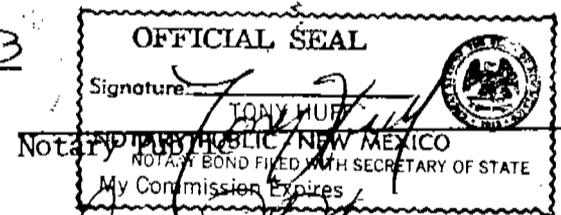
STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 29th day of

October, 1981, by Bruce E. and M. Louise
Shankweiler.

My Commission expires: June 4, 1983



Shizuko Harness
Signature

James H. Harness
Signature

SHIZUKO HARNESS
Printed Name

JAMES H. HARNESS
Printed Name

1204 COLLEGE
Street Address

Lot 24 Block 4 Heights Sub.

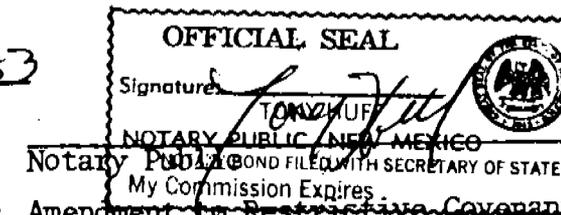
STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 29th day of

October, 1981, by Shizuko and James
H. Harness.

My Commission expires: June 4, 1983



Gerald F. Baker
Signature

Doris M. Baker
Signature

GERALD F. BAKER
Printed Name

DORIS M. BAKER
Printed Name

902 CEDAR
Street Address

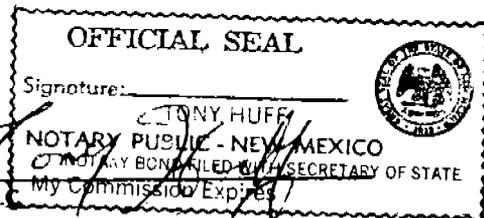
+ N10' OF 5
Lot 4 Block 5 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 21st day of October, 19 81, by Gerald F. and Doris M. Baker.

My Commission expires: June 4, 1983



Notary Public

Thomas G. Jones
Signature

Marcelle N. Jones
Signature

THOMAS G. JONES
Printed Name

MARCELLE N. JONES
Printed Name

900 CEDAR
Street Address

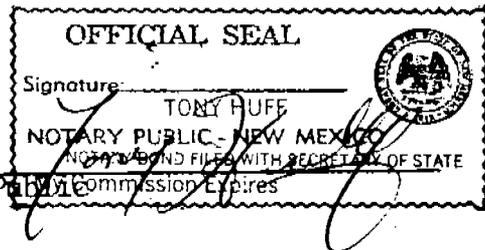
- 10 N
Lot 5 Block 5 Heights Sub.
LOT 6 BLOCK 5

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 21st day of October, 19 81, by Thomas G. and Marcelle N. Jones.

My Commission expires: June 4, 1983



Notary Public

Signature

Signature

Printed Name

Printed Name

Street Address

Lot _____ Block _____ Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this _____ day of _____, 19 _____, by _____.

My Commission expires: _____

Notary Public

Manuel Renteria
Signature

Manuel Renteria
Signature

MANUEL B. RENTERIA
Printed Name

JOSEFA RENTERIA
Printed Name

804 SPRUCE
Street Address

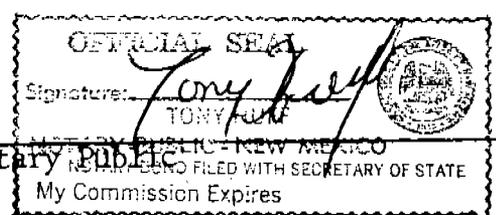
Lot 12 Block 6 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 9TH day of NOVEMBER, 1981, by Manuel B. and Josefa Renteria.

My Commission expires: June 4, 1983



Thomas B. Taylor
Signature

June I. Taylor
Signature

THOMAS B. TAYLOR
Printed Name

JUNE I. TAYLOR
Printed Name

801 SPRUCE
Street Address

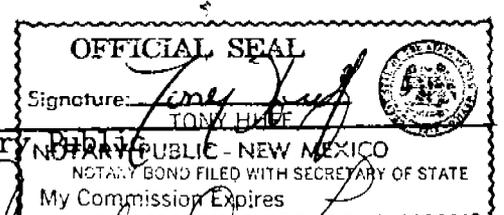
Lot 10 Block 8 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 9TH day of November, 1981, by Thomas B. and June I. Taylor.

My Commission expires: June 4, 1983



David S. Leonard
Signature

Carole A. Leonard
Signature

DAVID S. LEONARD
Printed Name

CAROLE A. LEONARD
Printed Name

800 SPRUCE
Street Address

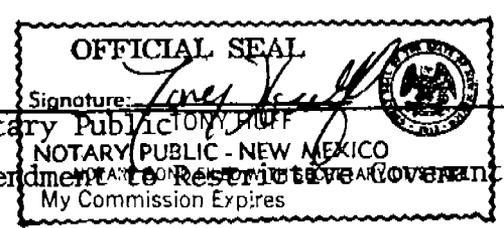
Lot 10 Block 6 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 9TH day of November, 1981, by David S. and Carole A. Leonard.

My Commission expires: June 4, 1983



Signature Joette J. Wood

BK 636 PG 592

Printed Name JOETTE J. WOOD

Printed Name

Street Address 901 SPRUCE

Lot 5 Block 8 Heights Sub.

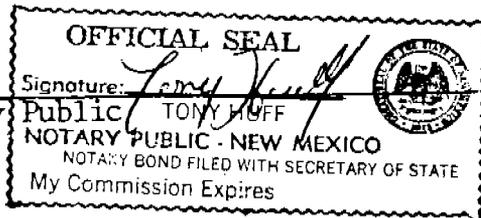
STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 21ST day of

November, 1981, by Joette J. Wood

My Commission expires: June 4, 1983



Notary

Public TONY HUFF
NOTARY PUBLIC - NEW MEXICO
NOTARY BOND FILED WITH SECRETARY OF STATE
My Commission Expires

Signature

Signature Delores A. Lewis

Signature

Printed Name DELORES A. LEWIS

Printed Name

Street Address 1007 SPRUCE

Lot 10 Block 4 Heights Sub.

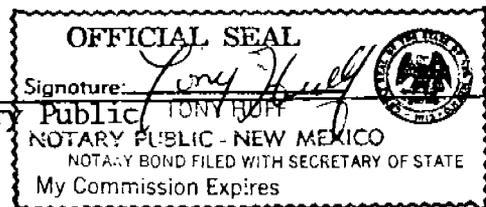
STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 21ST day of

November, 1981, by Delores A. Lewis

My Commission expires: June 4, 1983



Notary

Public TONY HUFF
NOTARY PUBLIC - NEW MEXICO
NOTARY BOND FILED WITH SECRETARY OF STATE
My Commission Expires

Signature

Signature

Printed Name

Printed Name

Street Address

Lot ___ Block ___ Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this ___ day of

_____, 19____, by _____

My Commission expires: _____

Notary Public

Lorraine Y. Cave
Signature

Si BK 636 PG 593

LORRAINE Y. CAVE
Printed Name

Printed Name

1300 COLLEGE AVE
Street Address

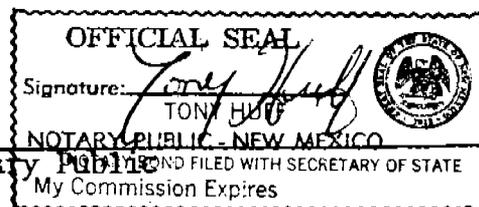
Lot 23 Block 4 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 17th day of November, 1981, by Lorraine Yvonne Cave

My Commission expires: June 4, 1983



Vernon A. Fann
Signature

Ruth M. Fann
Signature

VERNON A. FANN
Printed Name

Ruth M. FANN
Printed Name

702 COLLEGE
Street Address

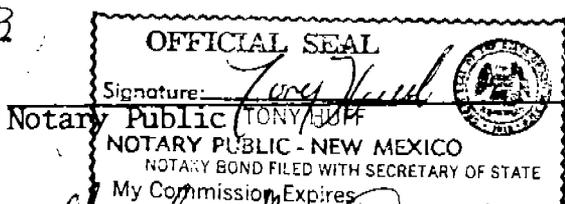
Lot 14 Block 8 Heights Sub.
15

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 21st day of November, 1981, by Vernon D. Fann and Ruth M. Fann.

My Commission expires: June 4, 1983



Retha Inez Davis
Signature

Charles M. Davis
Signature

RETHA INEZ DAVIS
Printed Name

CHARLES M. DAVIS
Printed Name

805 SPRUCE
Street Address

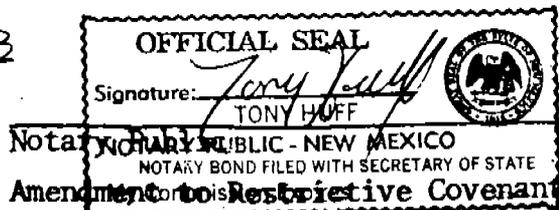
Lot 8 Block 8 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 21st day of November, 1981, by Charles Merlin Davis and Retha Q. Davis.

My Commission expires: June 4, 1983



72767

AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
- (b) "Amendment to Restrictive Covenants" dated the 29th day of January, 1957, and recorded in the Office of the Otero County Clerk in Book 204, Pages 446-451 of the records of said county.
- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.



Veterans Administration

October 29, 1981

BK 636

PG 595

In Reply Refer To:

Mr. C. Michael Shyne, President
West Source Realtors, Inc.
Box 1705
Alamogordo, NM 88310

40-4-0004264 - 903 Spruce Ave., Alamogordo
40-4-0000531 - 1006 Spruce Ave., Alamogordo
40-4-0001839 - 804 Cedar Ave., Alamogordo

Dear Mr. Shyne:

This has reference to your discussion with Mr. Dean Owens and the request for Veterans Administration approval to amend certain restrictive covenants in the Heights Subdivision of Alamogordo.

The Administrator of Veterans Affairs is the owner of the properties described above and they are currently being sold to purchasers under title retention real estate contracts. We will offer no objections to the amendments to the covenants and our acceptance is shown on the attached "Amendment to Restrictive Covenants." However, our concurrence is conditioned upon ratification by our contract purchasers. They are parties at interest and as such, their wishes in this matter must be considered.

Please let us know the outcome of your efforts to amend the covenants.

Sincerely,

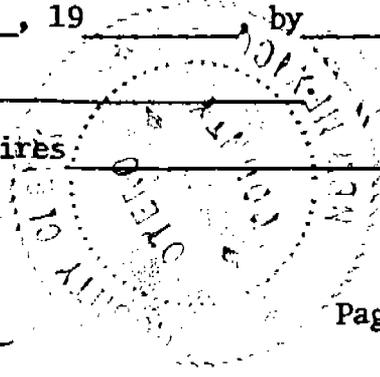
Ray R. Corkran

RAY R. CORKRAN
Loan Guaranty Officer

Encl: 1

_____, 19____, by _____

STATE OF NEW MEXICO
OTERO COUNTY
FILED FOR RECORD IN MY OFFICE
This 16th day of March 1982
At 8:30 o'clock P.M. and duly recorded
in Book No. 510 Page 933-35



Notary Public

Page 2, Amendment to Restrictive Covenants

the records of Otero County, New Mexico
Katie A. Sanchez
County Clerk, Otero County, New Mexico
Laurie Perkins Deputy

72760

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

Robert P. Nimmo, Administrator of Veterans Affairs

Ray R. Corkran
Signature

Signature

Loan Guaranty Officer
VA Regional Office, Albuquerque, NM
Pursuant to a delegation of authority contained
in VA Regulations (38C.F.R. § 36.4342)

RAY R. CORKRAN

Printed Name

CONTRACTOR OWNER OF
804 CEDAR
903 SPRUCE
1006 SPRUCE
Street Address

Printed Name

Lot 7, Block 5, HEIGHTS SUB
Lot 4, Block 8, HEIGHTS SUB
Lot 12 Block 3 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF BERNALILLO

The foregoing instrument was acknowledged before me this 24th day of

February, 19 81, by Ray R. Corkran

My Commission expires: June 24, 1983

Robert A. Allen
Notary Public

Signature

Signature

Printed Name

Printed Name

Street Address

Lot _____ Block _____ Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this _____ day of

_____, 19 _____, by _____

STATE OF NEW MEXICO My Commission expires _____

OTERO COUNTY } ss.
FILED FOR RECORD IN MY OFFICE

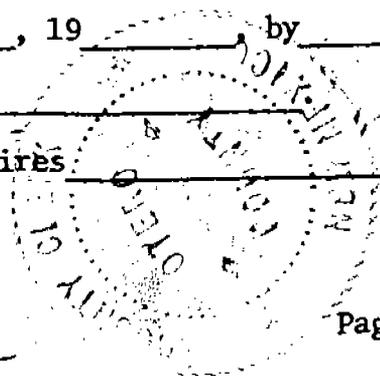
This 16th day of March 1982

At 8:30 o'clock P. M. and duly recorded

in Book No. 510 Page 933-35

the records of Otero County, New Mexico

Katie A. Sanchez
County Clerk, Otero County, New Mexico



Notary Public

Page 2, Amendment to Restrictive Covenants

72760

AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
- (b) "Amendment to Restrictive Covenants" dated the 29th day of January, 1957, and recorded in the Office of the Otero County Clerk in Book 204, Pages 446-451 of the records of said county.
- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

Doris F. Crawford
Signature

Walter Crawford
Signature

Doris F. Crawford
Printed Name

CRAWFORD WALTER A
Printed Name

802 Spruce-Alamogordo
Street Address

Lot 11 Block 6 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 12th day of March, 1982, by Walter A. Crawford and Doris F. Crawford.

My Commission expires: February 4, 1986

Christina Warner
Notary Public

Signature

Signature

Printed Name

Printed Name

Street Address

Lot _____ Block _____ Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this _____ day of _____, 19____, by _____.

My Commission expires _____

Notary Public

STATE OF NEW MEXICO }
OTERO COUNTY } SS.
FILED FOR RECORD IN MY OFFICE
This 16th day of March 1982
At 8:30 o'clock A.:M. and duly recorded
in Book No. 510 Page 936-37

the records of Otero County, New Mexico
Katie A. Sanchez
County Clerk, Otero County, New Mexico

Luiseille Rubin Deputy

AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
- (b) "Amendment to Restrictive Covenants" dated the 29th day of January, 1957, and recorded in the Office of the Otero County Clerk in Book 204, Pages 446-451 of the records of said county.
- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

Merlyn G. Bissler
Signature

V. Vernon Bissler
Signature

Merlyn G. Bissler
Printed Name

V. Vernon Bissler
Printed Name

2155 CORBETT DR
Las Cruces, NM 88001
Street Address

Lot 16819 Block 4 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO



The foregoing instrument was acknowledged before me this 22nd day of _____, 1982, by V. Vernon Bissler and Merlyn G. Bissler

My Commission expires: 10/12/84

Michael Shyne
Notary Public

Signature

Signature

Printed Name

Printed Name

Street Address

Lot _____ Block _____ Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this _____ day of _____, 19____, by _____

My Commission expires _____

STATE OF NEW MEXICO }
OTERO COUNTY } ss.
FILED FOR RECORD IN MY OFFICE
This 6th day of March 1982
At 8:30 o'clock A.M. and duly recorded
in Book No. 510 Page 938-39



Notary Public

AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
- (b) "Amendment to Restrictive Covenants" dated the 29th day of January, 1957, and recorded in the Office of the Otero County Clerk in Book 204, Pages 446-451 of the records of said county.
- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

Samuel M. Parker
Signature

Josephine Parker
Signature

Samuel M. Parker
Printed Name

Josephine Parker
Printed Name

1208 Spruce
Street Address

Lot 1 Block 4 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 5th day of

February, 19 92, by Samuel M. Parker and Josephine Parker.

My Commission expires: 12/24/84

Blanche Linn
Notary Public

Signature

Signature

Printed Name

Printed Name

Street Address

Lot _____ Block _____ Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this _____ day of

_____, 19 _____, by _____

My Commission expires _____

Notary Public

Salvador E. Gutierrez
Signature

Signature

Salvador E. Gutierrez
Printed Name

Printed Name

907 Cedar
Street Address

Lot 2 Block 6 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 28th day of

November, 19 81, by Salvador E. Gutierrez

My Commission expires: 12/24/54

[Signature]
Notary Public

Sharon R. Stanley
Signature

[Signature]
Signature

Sharon R. Stanley
Printed Name

Sharon R. Stanley
Printed Name

705 Spruce
Street Address

Lot 12 Block 8 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 30th day of

November 19 81, by Sharon R. Stanley and
John P. Stanley, her husband

My Commission expires: 12/21/54

[Signature]
Notary Public

Alois A. Mendenhall
Signature

Helen L. Mendenhall
Signature

ALOIS A. MENDENHALL
Printed Name

HELEN L. MENDENHALL
Printed Name

908 Spruce
Street Address

Lot 18 Block 6 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 17th day of

February, 19 82, by Alois A. and Helen L.
Mendenhall

My Commission expires: February 4, 1984

Christina Warner
Notary Public

Darrell R. Sloan
Signature

EK 636 PG 604

DARRELL R. SLOAN
Printed Name

Printed Name

Lot 12 Block 8 Heights Sub.

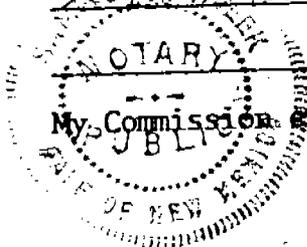
Street Address

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 30th day of

December, 1981, by DARRELL R. SLOAN



My Commission Expires: 12/24/81

[Signature]
Notary Public

Gardner Fugate
Signature

Patty Fugate
Signature

Gardner Fugate
Printed Name

PATTY FUGATE
Printed Name

1108 College
Street Address

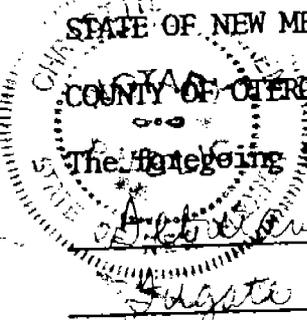
Lot 22 Block 4 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 22nd day of

February, 1982, by Gardner Fugate and Patty Fugate



My Commission expires: February 4, 1986

Christina Warren
Notary Public

Signature

Signature

Printed Name

Printed Name

Street Address

Lot Block Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this _____ day of

_____, 19____, by _____

My Commission expires: _____

Notary Public

AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
- (b) "Amendment to Restrictive Covenants" dated the 29th day of January, 1957, and recorded in the Office of the Otero County Clerk in Book 204, Pages 446-451 of the records of said county.
- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

Raymond J. Braswell
Signature

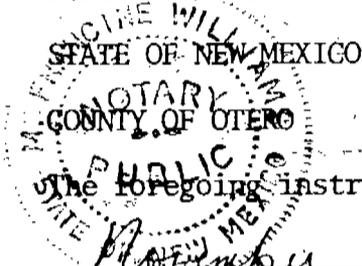
Signature

Raymond J. BRASWELL
Printed Name

Printed Name

1201 Spruce
Street Address

Lot 2 Block 4 Heights Sub.



The foregoing instrument was acknowledged before me this 9th day of November, 1981, by Raymond J. Braswell

My Commission expires: April 6, 1985

M. Lawrence Williams
Notary Public

Anita S. Garcia
Signature

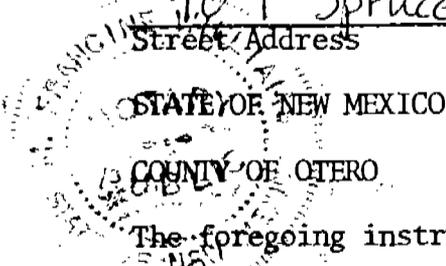
Signature

ANITA S. GARCIA
Printed Name

Printed Name

907 Spruce
Street Address

Lot 2 Block 8 Heights Sub.



The foregoing instrument was acknowledged before me this 9th day of November, 1981, by Anita S. Garcia

My Commission expires April 6, 1985

M. Lawrence Williams
Notary Public

F&CW P

[Signature]
Signature
ROGER OGLESBEE
Printed Name
2201 10th
Street Address

Virginia O. Oglesbee
Signature
VIRGINIA O. OGLESBEE
Printed Name
Lot 8 Block 2 Heights Sub.

STATE OF NEW MEXICO
COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 13th day of October, 1981, by Roger and Virginia O. Oglesbee.

My Commission expires: April 6, 1985

M. Francine Williams
Notary Public

[Signature]
Signature
Daniel J. Rael
Printed Name
1106 Cedar Ave
Street Address

[Signature]
Signature
Lilly P. Rael
Printed Name
Lot 1 Block 2 Heights Sub.

STATE OF NEW MEXICO
COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 13th day of October, 1981, by Daniel J. and Lilly P. Rael.

My Commission expires: April 6, 1985

M. Francine Williams
Notary Public

[Signature]
Signature
DONALD R. DUKEN
Printed Name
1104 CEDAR AVE
Street Address

[Signature]
Signature
Esperanza DUKEN
Printed Name
Lot 2 Block 2 Heights Sub.

STATE OF NEW MEXICO
COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 13th day of October, 1981, by Donald R. and Esperanza Duken.

My Commission expires: April 6, 1985

M. Francine Williams
Notary Public

Mary Alice Cotter
Signature

BK 636 PG 608

MARY ALICE COTTER
Printed Name

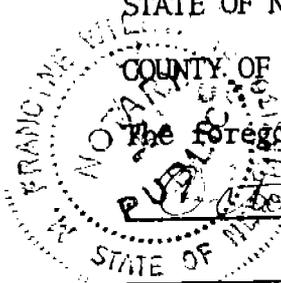
Printed Name

1107 Cedar
Street Address

Lot 3 Block 2 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO



The foregoing instrument was acknowledged before me this 13th day of October, 1981, by Mary Alice Cotter

My Commission expires: April 6, 1985

M. Lorraine Williams
Notary Public

Nathan Matz
Signature

WIFE DECEASED
Signature

NATHAN MATZ
Printed Name

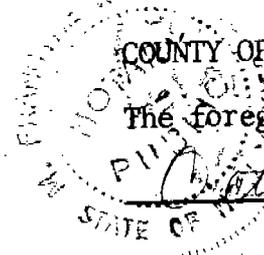
Printed Name

1100 Cedar
Street Address

Lot 4 Block 2 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO



The foregoing instrument was acknowledged before me this 13th day of October, 1981, by Nathan Matz

My Commission expires: April 6, 1985

M. Lorraine Williams
Notary Public

William J. Kieffer
Signature

Janet A Kieffer
Signature

WILLIAM J. KIEFFER
Printed Name

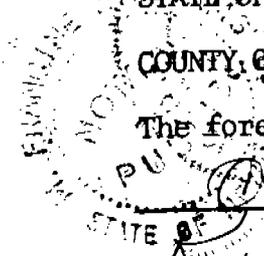
JANET A KIEFFER
Printed Name

1006 CEDAR AVE
Street Address

Lot 5 Block 2 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO



The foregoing instrument was acknowledged before me this 13th day of October, 1981, by William J and Janet A Kieffer

My Commission expires: April 6, 1985

M. Lorraine Williams
Notary Public

Zbigniew Bugaj
Signature
ZBIGNIEW BUGAJ
Printed Name

708 JUNIPER
Street Address

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 15th day of

December, 1981, by Zbigniew & Beth Bugaj

My Commission expires: April 6, 1985

Beth Bugaj (Anne)
Signature
BETH BUGAJ (ANNE)
Printed Name

Lot 5 Block 7 Heights Sub.

EK 636 PG 609

M. Francis Williams
Notary Public

Homer L. Calkins
Signature

HOMER L. CALKINS
Printed Name

909 SPRUCE
Street Address

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 15th day of

February, 1982, by Homer L. Calkins

My Commission expires: February 4, 1986

Christina Wilson
Notary Public

Antonio Davila
Signature

ANTONIO DAVILA
Printed Name

902 Spruce
Street Address

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 17th day of

February, 1982, by Antonio and Melitona Davila

My Commission expires: February 4, 1986

Melitona Davila
Signature

MELITONA DAVILA
Printed Name

Lot 15 Block 6 Heights Sub.

Christina Wilson
Notary Public

AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
- (b) "Amendment to Restrictive Covenants" dated the 29th day of January, 1957, and recorded in the Office of the Otero County Clerk in Book 204, Pages 446-451 of the records of said county.
- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

Roy C Howard
Signature

Helen L Howard
Signature

ROY C HOWARD
Printed Name

HELEN L HOWARD
Printed Name

1003 CEDAR
Street Address

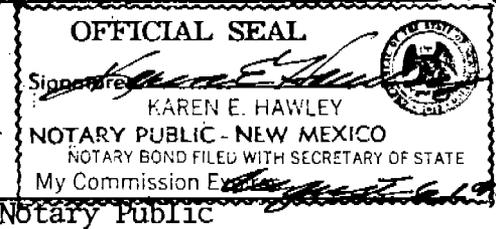
Lot 7 Block 3 Heights Sub.

STATE OF NEW MEXICO
COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 21st day of

October, 1981, by Roy C Howard & Helen L Howard

My Commission expires: August 6, 1983



Notary Public

Signature

Signature

Printed Name

Printed Name

Street Address

Lot _____ Block _____ Heights Sub.

STATE OF NEW MEXICO
COUNTY OF OTERO

The foregoing instrument was acknowledged before me this _____ day of

_____, 19____, by _____

My Commission expires _____

Notary Public

Margaretta Bodwell
Signature

BK 636 PG 612

Margaretta L. Bodwell
Printed Name

Printed Name

2201 12th
Street Address

Lot 56 Block 1 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 20th day of

April, 1981, by Margaretta L. Bodwell

My Commission expires August 6, 1983

OFFICIAL SEAL



Signature: *Karen E. Hawley*
KAREN E. HAWLEY
NOTARY PUBLIC - NEW MEXICO
NOTARY BOND FILED WITH SECRETARY OF STATE
My Commission Expires August 6, 1983
Notary Public

Signature

Signature

Printed Name

Printed Name

Street Address

Lot Block Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this ___ day of

_____, 19___, by _____

My Commission expires: _____

Notary Public

Signature

Signature

Printed Name

Printed Name

Street Address

Lot Block Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this ___ day of

_____, 19___, by _____

My Commission expires: _____

Notary Public

Wayne A. Walker
Signature

WAYNE A. WALKER
Printed Name

804 CEDAR AVE
Street Address

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 28th day of

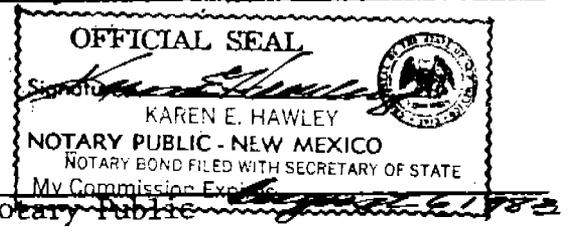
October, 1981, by Wayne A. Walker

My Commission expires August 6, 1983

Renee A. Walker
Signature

Renee A. Walker
Printed Name

Lot 7 Block 5 Heights Sub.



Richard E. Williams
Signature

Richard E. Williams
Printed Name

905 SPROUCE AVE
Street Address

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 28th day of

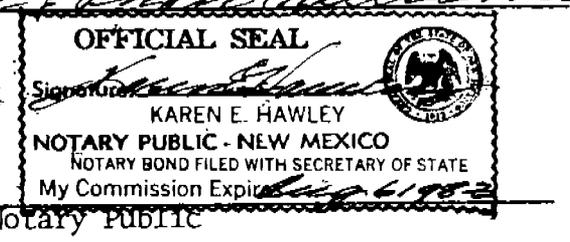
October, 1981, by Richard E. Williams

My Commission expires August 6, 1983

Richard E. Williams
Signature

Richard E. Williams
Printed Name

Lot 3 Block 8 Heights Sub.



Signature

Printed Name

Street Address

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this _____ day of

_____, 19____, by _____

My Commission expires: _____

Signature

Printed Name

Lot _____ Block _____ Heights Sub.

Notary Public

S. A. Dybowski
Signature

S. A. Dybowski
Printed Name

1006 College
Street Address

STATE OF NEW MEXICO
COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 22nd day of

October, 1981, by S. A. & Frances Dybowski

My Commission expires: August 6, 1983

OFFICIAL SEAL
Signature: Karen E. Hawley
KAREN E. HAWLEY
NOTARY PUBLIC - NEW MEXICO
NOTARY BOND FILED WITH SECRETARY OF STATE
My Commission Expires: August 6, 1983
Notary Public

Ben H. Snell
Signature

BEN H. SNELL
Printed Name

1008 College
Street Address

STATE OF NEW MEXICO
COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 27th day of

October, 1981, by Ben H. & Helen Snell

My Commission expires: August 6, 1983

OFFICIAL SEAL
Signature: Karen E. Hawley
KAREN E. HAWLEY
NOTARY PUBLIC - NEW MEXICO
NOTARY BOND FILED WITH SECRETARY OF STATE
My Commission Expires: August 6, 1983
Notary Public

Helen Snell
Signature

Helen Snell
Printed Name

Lot 18 Block 4 Heights Sub.

Michael J. Halchi
Signature

MICHAEL J. HALCHI
Printed Name

1106 College
Street Address

STATE OF NEW MEXICO
COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 29th day of

October, 1981, by Michael J. & Elsie M. Halchi

My Commission expires: August 6, 1983

OFFICIAL SEAL
Signature: Karen E. Hawley
KAREN E. HAWLEY
NOTARY PUBLIC - NEW MEXICO
NOTARY BOND FILED WITH SECRETARY OF STATE
My Commission Expires: August 6, 1983
Notary Public

Elsie M. Halchi
Signature

ELSIE M. HALCHI
Printed Name

Lot 21 Block 4 Heights Sub.

72762

AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
- (b) "Amendment to Restrictive Covenants" dated the 29th day of January, 1957, and recorded in the Office of the Otero County Clerk in Book 204, Pages 446-451 of the records of said county.
- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

X James E. Smith
Signature

Signature

JAMES EDWARD SMITH
Printed Name

Printed Name

710 COLLEGE
Street Address

Lot 16 Block 8 Heights Sub.

STATE OF NEW MEXICO

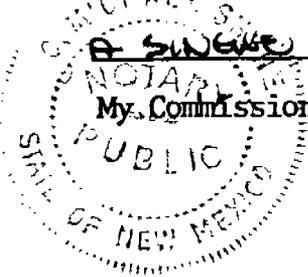
COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 9th day of

February, 1982, by JAMES EDWARD SMITH

A. SWENSON HAN

My Commission expires: 10/12/84



[Signature]
Notary Public

Signature

Signature

Printed Name

Printed Name

Street Address

Lot _____ Block _____ Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this _____ day of

_____, 19____, by _____

My Commission expires _____

Notary Public

AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
- (b) "Amendment to Restrictive Covenants" dated the 29th day of January, 1957, and recorded in the Office of the Otero County Clerk in Book 204, Pages 446-451 of the records of said county.
- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

[Signature]
Signature

Edythe L. Elmore
Signature

LESTER R. ELMORE
Printed Name

EDYTHE L. ELMORE
Printed Name

1004 SPRUE
Street Address

Lot 11 Block 3 Heights Sub.

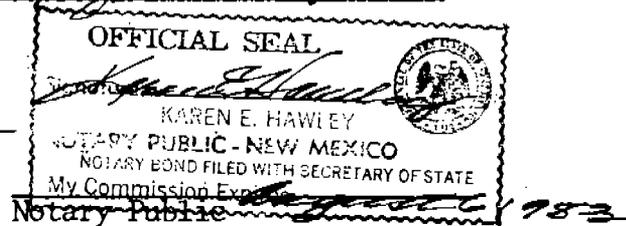
STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 27th day of

October, 1981, by Lester R. & Edythe L. Elmore

My Commission expires August 6, 1983



[Signature]
Signature

Bertha Hall
Signature

L. M. HALL
Printed Name

Bertha Hall
Printed Name

2100 12th Street
Street Address

Lot _____ Block 3 Heights Sub.
THE NORTH 7 FEET OF LOT 15
& ALL OF LOT 16

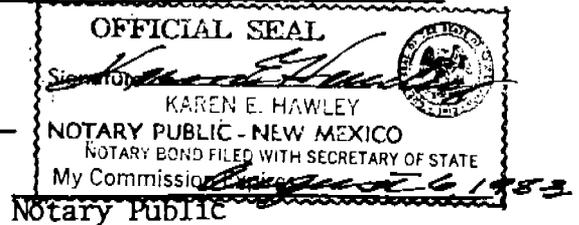
STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 27th day of

October, 1981, by L. M. & Bertha Hall

My Commission expires August 6, 1983



STATE OF NEW MEXICO }
OTERO COUNTY } ss.

FILED FOR RECORD IN MY OFFICE
This 16th day of March, 1982

At 8:30 o'clock A. M. and duly recorded

In Book No. 510 Page 969-70

the records of Otero County, New Mexico.

Katie A. Sanchez
County Clerk

Bonnie L. Rubin Deputy

AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
- (b) "Amendment to Restrictive Covenants" dated the 29th day of January, 1957, and recorded in the Office of the Otero County Clerk in Book 204, Pages 446-451 of the records of said county.
- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

Karen Denney
Signature

Signature

Karen Denney
Printed Name

Printed Name

806 College
Street Address

Lot 20 Block 8 Heights Sub.

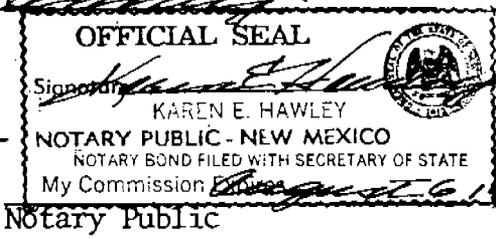
STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 28th day of

October, 1981, by Karen Denney

My Commission expires: August 6, 1982



Floyd Dean Wilburn Gage
Signature

Fred E Gage
Signature

FLOYDEAN WILBURN GAGE
Printed Name

FRED E GAGE
Printed Name

1107 S. Main
Street Address

Lot 6 Block 14 Heights Sub.

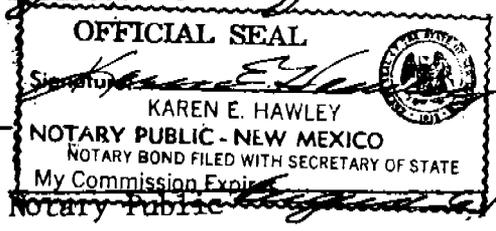
STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 11th day of

November 1981, by Fred E Gage & Floyd Dean Gage

William Gage
My Commission expires: August 6, 1982



FILED FOR RECORD IN MY OFFICE
This 16th day of March 1982
At 8:30 o'clock A.M. and duly recorded
in Book No. 510 Page 971-72
the records of Otero County, New Mexico,
Kathie A. Sanchez
County Clerk, Otero County, New Mexico
Christie Palm Deputy



AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
- (b) "Amendment to Restrictive Covenants" dated the 29th day of January, 1957, and recorded in the Office of the Otero County Clerk in Book 204, Pages 446-451 of the records of said county.
- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g)- shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

63

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

Gerald O. Anderson
Signature

Ramona Anderson
Signature

GERALD O. ANDERSON
Printed Name

RAMONA ANDERSON
Printed Name

1005 CEDAR
Street Address

Lot 6 Block 3 Heights Sub.

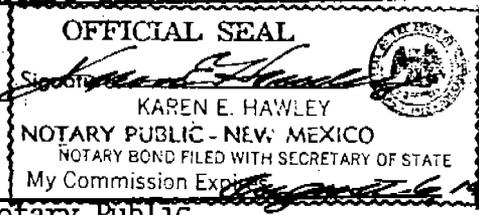
STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 22nd day of

October, 1981, by Gerald O. Anderson and Ramona Anderson

My Commission expires August 6, 1983



Notary Public

Signature

Signature

Printed Name

Printed Name

Street Address

Lot _____ Block _____ Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this _____ day of

_____, 19____, by _____

My Commission expires _____

STATE OF NEW MEXICO }
OTERO COUNTY } ss.

FILED FOR RECORD IN MY OFFICE

on the 16th day of March, 1982.

at 8:30 o'clock, A. M. and duly recorded

in Book No. 510 Page 973-74

the records of Otero County, New Mexico.

Kate A. Sanchez
County Clerk, Otero County, New Mexico

Shiville Corbin Deputy

Notary Public

Page 2, Amendment to Restrictive Covenants

72771

8

AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
- (b) "Amendment to Restrictive Covenants" dated the 29th day of January, 1957, and recorded in the Office of the Otero County Clerk in Book 204, Pages 446-451 of the records of said county.
- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

Barbara A Jolley
Signature

Mary E. Jolley
Signature

BARBARA A JOLLEY
Printed Name

GARY E. JOLLEY
Printed Name

903 Cedar
Street Address

Lot 394 Block 6 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 20TH day of

October, 19 81, by Gary E Jolley and
Barbara A. Jolley.

My Commission expires: June 4, 1983

OFFICIAL SEAL

Signature: Tony Huff
NOTARY PUBLIC - NEW MEXICO
NOTARY BOND FILED WITH SECRETARY OF STATE
My Commission Expires

Notary Public

HUSBAND DECEASED
Signature

Mrs. Lowell Hoffman
Signature

Printed Name

MRS HOWELL HOFFMAN
Printed Name

904 CEDAR
Street Address

Lot 3 Block 5 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 21TH day of

October, 19 81, by Mrs. Lowell Hoffman

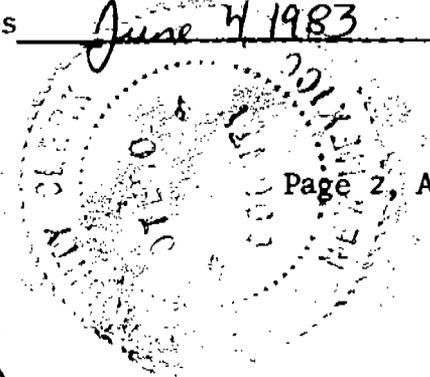
My Commission expires June 4, 1983

OFFICIAL SEAL

Signature: Tony Huff
NOTARY PUBLIC - NEW MEXICO
NOTARY BOND FILED WITH SECRETARY OF STATE
My Commission Expires

Notary Public

STATE OF NEW MEXICO }
OTERO COUNTY } ss.
FILED FOR RECORD IN MY OFFICE
This 16th day of March 19 82
At 8:30 o'clock A and duly recorded
in Book No. 510 Page 975-76



Page 2, Amendment to Restrictive Covenants

72772

Katie A. Sanchez
Jacobs Satchel

AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
- (b) "Amendment to Restrictive Covenants" dated the 29th day of January, 1957, and recorded in the Office of the Otero County Clerk in Book 204, Pages 446-451 of the records of said county.
- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

BK 636 FG 626

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

Joseph H. Gambill
Signature

Daranda Gambill
Signature

JOSEPH H. GAMBILL
Printed Name

DARANDA GAMBILL
Printed Name

900 SPRUCE
Street Address

Lot 14 Block 6 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 4th day of February, 1983, by JOSEPH H. GAMBILL & DARANDA GAMBILL.

My Commission expires: 10/12/84

Clara O. Stone
Notary Public

STATE OF NEW MEXICO, County of Otero, ss. I hereby certify that this instrument was filed for record on the 7th day of February, 1983, at 1:20 o'clock P. M., and duly recorded in Book 531, Page 3104, of the Records of said county.
By Jerry Melendrez Deputy Katie A. Sanchez County Clerk
82396.

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this _____ day of _____, 19____, by _____.

My Commission expires _____

Notary Public

AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
- (b) "Amendment to Restrictive Covenants" dated the 29th day of January, 1957, and recorded in the Office of the Otero County Clerk in Book 204, Pages 446-451 of the records of said county.
- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

Pauline D. Jackson
Signature

T. H. Jackson
Signature

PAULINE D. JACKSON,

T. H. JACKSON

Formerly Pauline D. Lewis
Printed Name

Printed Name

802 Cedar
Street Address

Lot 8 Block 5 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 17th day of

March, 1982, by Pauline D. Jackson

J. A. Sherman

My Commission expires: 10/12/84

Cliff Shyne
Notary Public

Frank Torres
Signature

Signature

FRANK TORRES
Printed Name

Printed Name

2101 12th St
Street Address

Lot 1, 2 & 15 Block 1 Heights Sub.
OF 3

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 19th day of

March, 1982, by FRANK TORRES, SURVIVOR HUSBAND

OF SARAH TORRES, DECEASED.

My Commission expires 10/12/84

Cliff Shyne
Notary Public

AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
- (b) "Amendment to Restrictive Covenants" dated the 29th day of January, 1957, and recorded in the Office of the Otero County Clerk in Book 204, Pages 446-451 of the records of said county.
- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

Frances Wallace
Signature

Signature

FRANCES WALLACE
Printed Name

Printed Name

703 Spruce
Street Address

Lot 13 Block 8 Heights Sub.

STATE OF NEW MEXICO Texas

COUNTY OF ~~OTERO~~ Ector

The foregoing instrument was acknowledged before me this 29th day of

March, 19 82, by FRANCES WALLACE

My Commission expires: 4-6-85

Doris Cooney
Notary Public

Barbara Potter
Signature

Signature

BARBARA POTTER
Printed Name

Printed Name

710 College
Street Address

Lot 16 Block 8 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 13th day of

APRIL, 1982, by

BARBARA POTTER

My Commission expires 10/12/84

Rebecca Shyne
Notary Public

73450

AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
- (b) "Amendment to Restrictive Covenants" dated the 29th day of January, 1957, and recorded in the Office of the Otero County Clerk in Book 204, Pages 446-451 of the records of said county.
- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

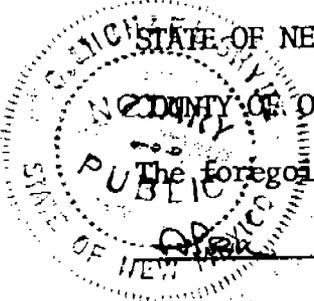
ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

Betty Jean Temple Sandlin Signature
Signature

Betty Jean Temple Printed Name
Printed Name

807 Spruce Street Address Lot 7 Block 8 Heights Sub.



The foregoing instrument was acknowledged before me this 27th day of April, 1982, by Betty Jean Temple Sandlin

My Commission expires: 10/12/84

Carl Stone Notary Public

Robert L. Montgomery Signature
Signature

Rosemary Montgomery Signature
Signature

Robert L. Montgomery Printed Name
Printed Name

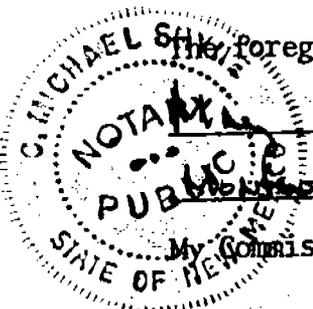
Rosemary Montgomery Printed Name
Printed Name

1004 Lander Street Address

Lot 6 Block 2 Heights Sub.

STATE OF NEW MEXICO

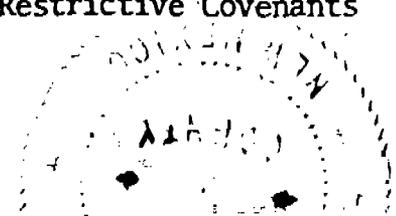
COUNTY OF OTERO



The foregoing instrument was acknowledged before me this First day of May, 1982, by Robert L. Montgomery and Rosemary Montgomery

My Commission expires 10/12/84

Carl Stone Notary Public



AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
- (b) "Amendment to Restrictive Covenants" dated the 29th day of January, 1957, and recorded in the Office of the Otero County Clerk in Book 204, Pages 446-451 of the records of said county.
- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

X R. K. HEVENOR
Signature

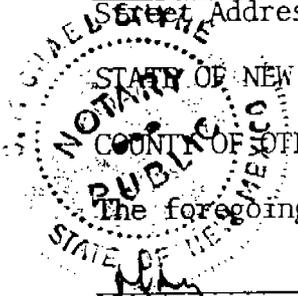
X Sue Hevenor
Signature

R. K. HEVENOR
Printed Name

SUE HEVENOR
Printed Name

855 CEDAR
Street Address

Lot 7 Block 6 Heights Sub.



STATE OF NEW MEXICO
COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 17th day of

May, 19 82, by R. K. HEVENOR AND SUE HEVENOR

My Commission expires: 10/12/84

Reinhold Sime
Notary Public

Signature

Signature

Printed Name

Printed Name

Street Address

Lot _____ Block _____ Heights Sub.

STATE OF NEW MEXICO
COUNTY OF OTERO

The foregoing instrument was acknowledged before me this _____ day of

_____, 19 _____, by _____

My Commission expires _____

STATE OF NEW MEXICO }
OTERO COUNTY } SS.

FILED FOR RECORD IN MY OFFICE

This 27 day of May, 1982

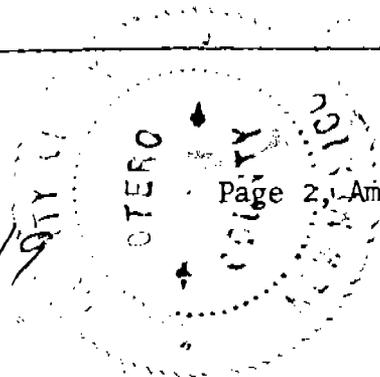
At 2:10 o'clock P.M. and duly recorded

in Book No. 518 Page 418-419 of

the records of Otero County, New Mexico.

Leticia A. Sanchez
County Clerk, Otero County, New Mexico

74470



Notary Public

Page 2, Amendment to Restrictive Covenants

AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
- (b) "Amendment to Restrictive Covenants" dated the 29th day of January, 1957, and recorded in the Office of the Otero County Clerk in Book 204, Pages 446-451 of the records of said county.
- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

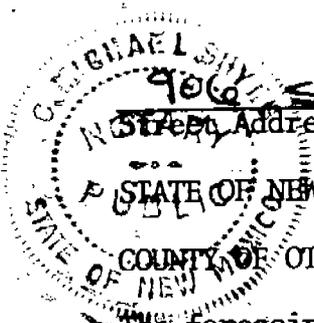
IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

Donald J. Hancock
Signature

Marguerite S. Hancock
Signature

Donald J. Hancock
Printed Name

MARGUERITE HANCOCK
Printed Name



906 SPRUCE
Street Address

Lot 17 Block 60 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 28th day of

March, 1982, by Donald J. Hancock and

Marguerite Hancock

My Commission expires: 10/12/84

Michael S. Spruce
Notary Public

Signature

Signature

Printed Name

Printed Name

Street Address

Lot _____ Block _____ Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

The foregoing instrument was acknowledged before me this _____ day of

_____, 19_____, by _____

My Commission expires _____

Notary Public

AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
- (b) "Amendment to Restrictive Covenants" dated the 29th day of January, 1957, and recorded in the Office of the Otero County Clerk in Book 204, Pages 446-451 of the records of said county.
- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

Manuel Renteria
Signature

Lisa Renteria
Signature

Manuel Renteria
Printed Name

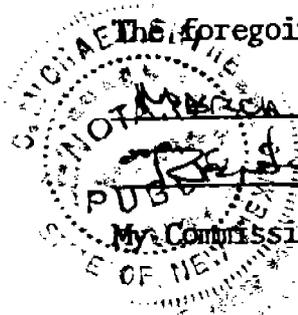
Lisa Renteria
Printed Name

801 Spruce
Street Address

Lot 7 Block 8 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO



The foregoing instrument was acknowledged before me this 16th day of March, 1982, by Manuel Renteria and Lisa

My Commission expires: 10/12/84

Edward D. Shire
Notary Public

Edgar Ulloa
Signature

Signature

Printed Name

Printed Name

803 Spruce
Street Address

Lot 9 Block 8 Heights Sub.



STATE OF NEW MEXICO
COUNTY OF OTERO
The foregoing instrument was acknowledged before me this 17th day of March, 1982, by Edgar Ulloa, Jr.

My Commission expires 10/12/84

Edward D. Shire
Notary Public

AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-6 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
- (b) "Amendment to Restrictive Covenants" dated the 29th day of January, 1957, and recorded in the Office of the Otero County Clerk in Book 204, Pages 446-451 of the records of said county.
- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 438-439 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

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- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

BOOK 518 PAGE 705

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

Nancy Clark
Signature

Mike Clark
Signature

NAUCY L. CLARK
Printed Name

MIKE CLARK
Printed Name

1002 CEDAR
Street Address

Lot 7 Block 2 Heights Sub.

STATE OF OKLA

COUNTY OF OKLA

The foregoing instrument was acknowledged before me this 22 day of JUNE, 19 82, by Nancy & Mike Clark

My Commission expires: 7/17/85

Karen Kay Coleman
Notary Public

Signature

Signature

Printed Name

Printed Name

Street Address

Lot Block Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO

STATE OF NEW MEXICO, County of *Otero*, ss. I hereby certify that this instrument was filed for record on the 7 day of *July*, 19 82 at 1:25 o'clock *P* M., and duly recorded in Book 518 Page 704-5 of the Records of said county. By *Aileen J. Alho* Deputy *Patricia A. Savelle* County Clerk

75770

AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
- (b) "Amendment to Restrictive Covenants" dated the 29th day of January, 1957, and recorded in the Office of the Otero County Clerk in Book 204, Pages 446-451 of the records of said county.
- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

X Bill McCans
Signature

X Sue McCans
Signature

X Bill McCans
Printed Name

X Sue McCans
Printed Name

1002 Cedar
Street Address

Lot 7 Block 2 Heights Sub.

STATE OF NEW MEXICO
COUNTY OF OTERO

The foregoing instrument was acknowledged before me this 1st day of April, 1982, by Bill McCans and Sue M. McCans

My Commission expires: February 4, 1986

Christina Warren
Notary Public

Signature

Signature

Printed Name

Printed Name

Street Address

Lot _____ Block _____ Heights Sub.

STATE OF NEW MEXICO

STATE OF NEW MEXICO, County of Otero
the 14 day of April
Book 5180 Page 187-88 of the Records of said county.
By Robert J. Alton
Deputy

ss. I hereby certify that this instrument was filed for record on
1982 at 11:40 o'clock A.M. and duly recorded in
Katie Sanchez
County Clerk

73451

AMENDMENT TO RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 28th day of December, 1953, there was filed in the Office of the County Clerk of Otero County, New Mexico, and recorded in Book 170 at Pages 190-193 of the Records of said County "Amended Restrictive Covenants" which covenants affected the property known as "all of Block 1-8 inclusive of Heights Subdivision to the Town of Alamogordo, New Mexico, according to the amended plat of said subdivision filed in the Office of the County Clerk of Otero County, New Mexico, on the 28th day of December, 1953, and

WHEREAS, the aforesaid "Amended Restrictive Covenants", have been amended by the following documents:

- (a) "Amendment to Restrictive Covenants" dated June 25, 1954, and recorded in the Office of the County Clerk in Book 176, Pages 143-147 of the Records of said county.
- (b) "Amendment to Restrictive Covenants" dated the 29th day of January, 1957, and recorded in the Office of the Otero County Clerk in Book 204, Pages 446-451 of the records of said county.
- (c) "Amendment to Restrictive Covenants" dated November 22, 1956, and recorded in the Office of the Otero County Clerk in Book 222, Pages 336-339 of the Records of said county.
- (d) "Amendment to Restrictive Covenants" dated the 16th day of April, 1958, and recorded in the Office of the Otero County Clerk in Book 230, Pages 414-415 of the Records of said county; and

WHEREAS, certain conditions have arisen which have caused the owners and proprietors of the lots included in said Subdivision to consider it prudent and advisable to make changes in said Restrictive Covenants governing Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, as to the type and use of buildings on said lots;

NOW, THEREFORE, know all men by these presents:

That the undersigned, being the owners and proprietors of the lots or building sites in the above mentioned Heights Subdivision to the City of Alamogordo, Otero County, New Mexico, do hereby declare and agree among themselves and with all future purchasers of lots or building sites in the said Subdivision that paragraphs "(a)", "(b)", and "(g)" of the "Amended Restrictive Covenants", and the above amendments as referred to as to said Amended Restrictive Covenants, are hereby amended to read as follows:

- (a) Lots 14 and 15 in Block 4, and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall have constructed thereon buildings that comply with such zoning regulations and building codes as may legally apply at the time of construction and as administered by the City of Alamogordo, Otero County, New Mexico.
- (b) The minimum building set-back lines for Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico, shall be in accordance with the zoning regulations and building codes as may legally apply at the time of construction, as administered by the City of Alamogordo, Otero County, New Mexico.
- (g) (g) shall not apply to Lots 14 and 15 in Block 4 and Lots 22, 23, 24, 25 and 26, Block 8, all in Unit 1, Heights Subdivision, City of Alamogordo, Otero County, New Mexico.

ALL OTHER PROVISIONS of the Amended Restrictive Covenants, and the amendments as recorded, are hereby ratified and affirmed.

IN WITNESS WHEREOF, the said owners have caused this instrument to be executed.

Gloria T. Chapman
Signature

Michael Chapman
Signature

GLORIA T. CHAPMAN
Printed Name

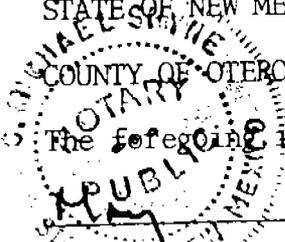
MICHAEL CHAPMAN
Printed Name

1002 CEDAR
Street Address

Lot 7 Block 2 Heights Sub.

STATE OF NEW MEXICO

COUNTY OF OTERO



The foregoing instrument was acknowledged before me this 22ND day of

May, 1982, by GLORIA T. CHAPMAN AND

MICHAEL CHAPMAN.

My Commission expires: 10/12/84

Michael S. Hie
Notary Public

Signature

Signature

Printed Name

Printed Name

Street Address

Lot _____ Block _____ Heights Sub.

STATE OF NEW MEXICO

STATE OF NEW MEXICO, County of Otero, ss, Filed for record in my office this 30 day of December, 1987, at 8:30 o'clock A.M., and duly recorded in Book 636, Page 560-648 of the Records of said county Andrew Chapman by Robyn M. Selena County Clerk Deputy

24487

My Commission expires _____

OTERO COUNTY } ss.

FILED FOR RECORD IN MY OFFICE

Notary Public

This 27 day of May, 1982

At 2:10 o'clock P. M. and duly recorded

in Book No. 518 Page 420-421

Page 2, Amendment to Restrictive Covenants

the records of Otero County, New Mexico.

Raticia A. Sanchez
County Clerk, Otero County, New Mexico

74477