

AMENDMENT TO
RESTRICTIVE COVENANTS

WHEREAS, heretofore on the 19th day of July, 1951, the Alamogordo Housing Corporation filed certain restrictive covenants as to the following described real estate, to-wit:

The West One-half (1/2) and the North One Hundred Fifty-two and Seventeen One-hundredths (152.17) feet of the East One-half (1/2) of Lot Three (3) in block Two Hundred Eight (208) of the Town of Alamogordo, New Mexico;

AND WHEREAS, the said Alamogordo Housing Corporation desires to amend said restrictive covenants;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS:

That the said restrictive covenants, filed on the 19th day of July, 1950, and recorded in Book 186 at page 389 of the Records of Otero County, be, and the same hereby are amended as follows:

Paragraph (b) shall read:

"(b) No building shall be located on any lot nearer than twenty-five (25) feet to the front lot line, or nearer than fifteen (15) feet to any side street line. No building shall be located nearer than five (5) feet to an interior lot line. There shall be a rear yard having a depth of not less than thirty (30) feet, or twenty percent (20%) of the depth of the entire lot, whichever amount is smaller, the rear yard being defined as the minimum horizontal distance between the rear lot line and the rear of the main building, or projection thereof, other than steps, unenclosed balconies or unenclosed porches. For the purposes of this covenant, eaves, steps and open porches shall not be considered as a part of the building; provided, however, that this shall not be construed to permit any portion of a building on a lot to encroach upon another lot."

and

Paragraph (c) shall read:

"(c) No lot shall be resubdivided into, nor shall any dwelling be erected or placed on, any lot having a width of less than forty-eight (48) feet at the minimum building setback line or an area of less than six thousand (6,000) square feet."

IN WITNESS WHEREOF, the said Alamogordo Housing Corporation has caused this instrument to be executed by its duly authorized President, attested by its Secretary, and its corporate seal hereto affixed, this 3rd day of December, A.D. 1951.

ALAMOGORDO HOUSING CORPORATION

(Corporate Seal Imprint)

BY M. R. Prestridge
President

ATTEST:

Ray L. Moore
Secretary

STATE OF NEW MEXICO)
COUNTY OF OTERO) ss.

On this 3rd day of December, A.D. 1951, before me personally appeared M. R. Prestridge, to me personally known, who being first duly sworn by me, did say that he is the President of Alamogordo Housing Corporation, a corporation, and that the seal affixed to said instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors, and said M. R. Prestridge acknowledged said instrument to be the free act and deed of said corporation.

WITNESS my hand and official seal the day and year last above written.

Naomi H. Robinson
Notary Public,
Otero County, New Mexico

(Notarial Seal Imprint)

My Commission Expires:
December 18, 1953

The foregoing instrument was filed for record on the 6th day of December 1951 at 11:30 o'clock A.M.

LUCILLE ALEXANDER, County Clerk

BY *Naomi H. Robinson* DEPUTY.