BOOK PAGE

AMENDMENT TO RESTRICTIVE COVENANTS

TO

TIMBERON AIRFIELD SUBDIVISION, UNIT 1

KNOW ALL MEN BY THESE PRESENTS:

The Restrictive Covenants of **TIMBERON AIRFIELD SUBDIVISION, UNIT 1** originally recorded on the 17th day of September, 1970, were amended by the vote of 51% of the record owners of said subdivision, such amendment to become effective April 15, 2000.

The provisions of the Articles which have been amended are set forth below in the amended format:

C.

The lot line adjacent to the airstrip property, is the front-lot line. No building or other obstruction shall be located on any lot nearer than ninety-five (95) feet to the front-lot line. The landowner shall allow Timberon Water & Sanitation District ("TWSD"), its agents, or contractors to access this 95 foot area for purposes of clearing all above-ground objects which are deemed to constitute a hazard to the efficient and safe use of the landing field. TWSD is permitted access to assure that all ground cover is maintained to a maximum of three inches in height, and that all shrubs, trees and brush or other obstructions are moved from this area. It is understood that TWSD must maintain the object free area in this manner to remain in compliance with Federal Aviation Administration standards.

No building shall be located on any lot nearer than five (5) feet to any site-street line, nor nearer than five (5) feet to any site-lot line. No building shall be located on any lot nearer than ten (10) feet to the rear-lot line. Provided however, nothing herein contained shall be construed to prevent the use of one building site of two or more lots. For the purpose of this covenant, eaves, steps and open

porches shall not be considered as part of the building, provided however, this shall not be construed to permit any portion of a building on a lot to encroach upon another lot. Guest houses are permitted, provided they are attached to the main house with a breeze-way. Television antennas shall be placed to the rear of the main structure, and shall not exceed the height of said structure by more than twenty-five (25) feet.

IN WITNESS WHEREOF, we have set our hands and seals this 15th day of April, 2000.

By: Arlin H. Gambel

ACKNOWLEDGMENT

STATE OF NEW MEXICO)
)
COUNTY OF OTERO)

THE FOREGOING INSTRUMENT was acknowledged before me this 15th day of April, 2000, by Arlin H. Gambel.

DEBORAH J. GOSS NOTARY PUBLIC STATE OF NEW MEXICO

Notary Public

My Commission Expires:

May 16, 2000

STATE OF NEW MEXICO
OTERO COUNTY } S.S.

FILED FOR RECORD IN MY OFFICE
This 18 day of April, 20 00
At 2:00 o'clock P M and duly recorded
in Book No. 949 Page 895-896
The records of Otero County, New Mexico

Mary D. Gustafson
County Clerk, Otero County, New Mexico
By Lynn Estrada Deputy

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