

AMENDMENT

to

**DECLARATION OF RESTRICTIONS, COVENANTS
AND CONDITIONS FOR A RESIDENTIAL DEVELOPMENT**

of

**VISTA DE LA SIERRA SUBDIVISION
Otero County, New Mexico**

AMENDEMENT made this ___ day of September to that certain amended *Declaration of Residential Covenants and Conditions for a Residential Development* with respect to Vista de la Sierra Subdivision, Otero County, New Mexico, dated March 25, 2005, and recorded in Book 1179, Pages 400 through 417 in the Records of Otero County, New Mexico (hereinafter referred to as "the Covenants.")

WHEREAS Section 2.6 of the Covenants provides that the Covenants "may be amended in whole or in part at any time that an instrument signed by a majority of the owners of the lots has been recorded agreeing to amend said covenants in whole or in part to include additional property under the terms hereof or to exclude specifically described property from the provisions" of said Covenants; and

WHEREAS, the undersigned signators represent a majority of the owners of the lots of Vista de la Sierra Subdivision; and

WHEREAS the undersigned signators wish to exclude the following specifically described property from the provisions of the Covenants:

Lots 15 and 16, VISTA DE LA SIERRA SUBDIVISION, Otero County,
New Mexico

NOW, THEREFORE, THE UNDERSIGNED DO AGREE AND COVENANT AS FOLLOWS:

1) Lots 15 and 16, VISTA DE LA SIERRA SUBDIVISION, Otero County, New Mexico, be and hereby are excluded from the provisions of that *Declaration of Residential Covenants and Conditions for a Residential Development* with respect to Vista de la Sierra Subdivision, Otero County, New Mexico, dated March 25, 2005, and recorded in Book 1179, Pages 400 through 417 in the Records of Otero County, New Mexico.

2) The undersigned do hereby irrevocably and permanently quitclaim, grant and convey and consent to an easement across those roads platted and shown on the official plat of VISTA DE LA SIERRA SUBDIVISION for the purpose of allowing ingress, egress and access to Lots 15 and 16, VISTA DE LA SIERRA SUBDIVISION.

3) The remaining lots in Vista de la Sierra Subdivision shall remain fully subject to those covenants, restrictions and conditions set forth in the Covenants.

EXECUTED in Otero County, New Mexico on the date first set forth above.

Donald R. Stogden
DONALD R. STOGDEN

KAREN L. GUTIERREZ

BILLY J. STOGDEN

Anthony Q. Stogden
ANTHONY Q. STOGDEN

Eric W. Gutierrez
ERIC W. GUTIERREZ

Kelly Stogden
KELLY STOGDEN

Ernest Stogden, Jr.
ERNEST STOGDEN, JR.

RICHARD GRACE

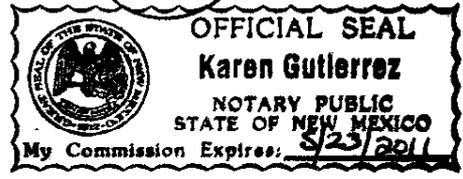
BOBBIE J. GRACE

STATE OF NEW MEXICO)
)
COUNTY OF OTERO)

SUBSCRIBED AND SWORN to before me, the undersigned authority, by DONALD R. STOGDEN this 20 day of September 2009.

My Commission Expires:
5/23/2011

Karen Gutierrez
Notary Public



STATE OF NEW MEXICO)

COUNTY OF OTERO)

SUBSCRIBED AND SWORN to before me, the undersigned authority, by

KAREN L. GUTIERREZ, this _____ day of _____, 2009.

My Commission Expires: _____

Notary Public

STATE OF NEW MEXICO)

COUNTY OF OTERO)

SUBSCRIBED AND SWORN to before me, the undersigned authority, by

BILLY J. STOGDEN this _____ day of _____, 2009

MY Commission Expires: _____

Notary Public

STATE OF NEW MEXICO)

COUNTY OF OTERO)

SUBSCRIBED AND SWORN to before me, the undersigned authority, by

ANTHONY Q. STOGDEN this 20th day of September, 2009.

My Commission Expires: _____
5/23/2011

Notary Public



STATE OF NEW MEXICO)

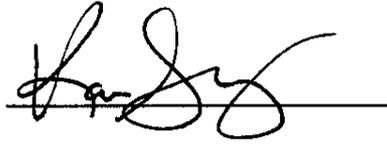
COUNTY OF OTERO)

SUBSCRIBED AND SWORN to before me, the undersigned authority, by ERIC

W. GUTIERREZ this 20th day of September, 2009.

My Commission Expires:

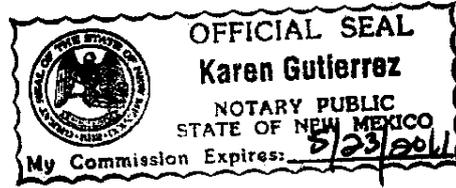
5/23/2011



Notary Public

STATE OF NEW MEXICO)

COUNTY OF OTERO)



SUBSCRIBED AND SWORN to before me, the undersigned authority, by ERNEST

STOGDEN JR. this 20th day of September, 2009

My Commission Expires:

5/23/2011



Notary Public

