

AMENDMENT TO PROTECTIVE COVENANTS AND BUILDING RESTRICTIONS
AS TO CERTAIN LOTS AND BLOCKS IN NETHERWOOD CORPORATION
REPLAT OF A PORTION OF NETHERWOOD PARK, AS SHOWN ON THE MAP
OF SAID REPLAT FILED ON THE 22nd OF OCTOBER 1951
(D-270/297)

The undersigned NETHERWOOD CORPORATION, a corporation, and EDWARD R. SCHELL and EDNA N. SCHELL, his wife, who, on the 29th of October 1951, filed for record in the office of the County Clerk of Bernalillo County, New Mexico, and caused to be recorded in Book D-189, page 269 of the Records of said County, an instrument entitled -

"PROTECTIVE COVENANTS AND BUILDING RESTRICTIONS TO RUN WITH THE LAND AND IMPOSED UPON ALL LOTS AND BLOCKS OF NETHERWOOD CORPORATION REPLAT OF A PORTION OF NETHERWOOD PARK, AN ADDITION TO THE CITY OF ALBUQUERQUE, NEW MEXICO, AS THE SAME ARE SHOWN AND DESIGNATED ON THE MAP OF SAID REPLAT FILED IN THE OFFICE OF THE COUNTY CLERK OF BERNALILLO COUNTY, NEW MEXICO, ON THE 22nd DAY OF OCTOBER 1951,"

being the owner and in possession of the lots and parts of blocks hereinafter described, and desiring to amend the said protective covenants and building restrictions in the particulars hereinafter set forth only, DO HEREBY AMEND the provisions of said protective covenants and building restrictions, to run with the land, as to the following lots and blocks and in the following particulars, to-wit:

Lots 5, 6, 7, 8, 9, 10, 11, 12 and 13, in Block "M"
of said Replat, and

Lots 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10, in Block "N"
of said Replat,

are included in Zone 1, as defined in paragraph III-B, and are restricted to single family residential use only, as fully as if they were so included in the original draft of the protective covenants and building restrictions filed October 29, 1951; and

Lots 11, 12, 13, 14, 15, 16, 17 and 18, in Block "N"
of said Replat,

are restricted for commercial use, the same as is allowed and permitted in Zone C-1 of the Zoning Ordinance of the City of Albuquerque, now in effect and known as Commission Ordinance No. 880 of the City of Albuquerque, entitled "Comprehensive Zoning Ordinance," passed and approved by the City Commission of the City of Albuquerque on the 17th day of November 1953, to the provisions of which, in Section 10 thereof, entitled "C-1 - Limited Commercial Zone," reference is now hereby made, and the provisions thereof are hereby incorporated as protective covenants and building restrictions to run with the land hereby described, in all respects according to the terms and provisions of the said protective covenants and building restrictions, recorded in Book D-189, page 269 of the Records of Bernalillo County.

IN WITNESS WHEREOF, WE have hereunto set our hands and seals, at Albuquerque, New Mexico, on this the 9th day of February 1954.

(CORPORATE SEAL)

ATTEST:

s/ Thelma M. Gee
Secretary

NETHERWOOD CORPORATION,

By s/ Edward R. Schell
President

s/ Edward R. Schell and

s/ Edna N. Schell
His Wife

DULY SIGNED AND ACKNOWLEDGED

Filed for record February 18, 1954
Recorded in Book D-270, page 297
Records of Bernalillo County, New Mexico

First Title Guarantee & Trust Company