

**FIRST AMENDMENT TO DECLARATION OF
COVENANTS AND BUILDING RESTRICTIONS
FOR GREYSTONE RIDGE**

THIS AMENDMENT TO DECLARATION is made this 3rd day of January, 2005, by the undersigned representing all of the voting rights for Greystone Ridge.

WHEREAS, a Declaration of Covenants and Building Restrictions for Greystone Ridge was filed on October 26, 2004, in Book 407, at Pages 33961-33977, in the records of the Clerk of Sandoval County, New Mexico (hereinafter the "Declaration") for the property located in the City of Rio Rancho, New Mexico, more particularly described as follows:

**LOTS 1 THRU 20 INCLUSIVE OF BLOCK 1
GREYSTONE RIDGE**

A SUBDIVISION IN RIO RANCHO, NEW MEXICO, AS THE SAME ARE SHOWN AND DESIGNATED ON THE PLAT FILED IN THE OFFICE OF THE COUNTY CLERK OF SANDOVAL COUNTY, NEW MEXICO ON JUNE 14, 2004, IN VOLUME 3, FOLIO 2427-B (hereinafter the "Property")

WHEREAS, Article XIII – Section 2 provides that the Declaration may be amended by seventy-five percent (75%) vote of all Members who are voting in person or by proxy at a meeting duly called for this purpose; and

WHEREAS, the amendments to the Declaration contained herein have been approved by a vote of more than seventy-five percent.

NOW, THEREFORE, THE UNDERSIGNED, for the benefit and enjoyment of prospective purchasers of lots within the Subdivision and in furtherance of the general purposes for which the Declaration was recorded, hereby amends the Declaration as follows:

1. Section 1 of Article XIV is hereby deleted and replaced in full by the following:

Section 1. No structure shall be erected, altered, placed, or permitted to remain on any Lot other than single family residences and accessory buildings such as garden houses and the like. No trailer, mobile home, tent, shack, garage, barn or other outbuilding or any temporary structure erected on any Lot shall be used at any time as

a residence, either temporarily or permanently. No structure on any Lot shall exceed two (2) stories. The height of the roof, including parapets, on a single story residence shall not exceed sixteen feet (16'). The height of any chimney on a single story residence shall not exceed twenty feet (20'). Private garage space for a minimum of two (2) vehicles shall be provided for each residence.

2. Section 9 of Article XIV is hereby deleted and replaced with the following:

Section 9. Lawns shall be mowed and weeds removed during the growing season at least once every two (2) weeks, or more often if necessary, to maintain the lawn in a neat and well-kept manner. All landscaping, such as shrubs, floral plantings, trees, landscape stone, wood and other materials, shall likewise be maintained in a neat and well-kept manner, to the end that the lawn and all landscaping shall not be permitted to become run-down, deteriorated, disorderly or unsightly. Trees, bushes, hedges, shrubs and the like on any Lot shall not exceed twelve feet (12') in height.

3. Except as specifically amended hereby, all of the covenants, restrictions, terms and conditions of the Declaration shall remain in full force and effect.

IN WITNESS WHEREOF, the undersigned, being the holders of all of the votes for Greystone Ridge, have executed this instrument the day and year first above written.

GREYSTONE POINTE, LLC
a New Mexico limited liability company

(owner of Lots 1, 3, 5 and 7-20 inclusive)

HOMES BY NEW VISTAS, LLC
a New Mexico limited liability company

(owner of Lots 2, 4 and 6)

By: _____
Richard V. Costales, Manager

By: _____
Its: _____

STATE OF NEW MEXICO)
)ss:
COUNTY OF SANDOVAL)

This instrument was acknowledged before me on January ____, 2005, by Richard V. Costales, Manager of Greystone Pointe, LLC, a New Mexico limited liability company, on behalf of said company.

NOTARY PUBLIC

STATE OF NEW MEXICO)
)ss:
COUNTY OF SANDOVAL)

This instrument was acknowledged before me on January ____, 2005, by _____
_____, _____ of Homes by New Vistas, LLC, a New Mexico
limited liability company, on behalf of said company.

NOTARY PUBLIC