

When Recorded, Return To:

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**AMENDMENT TO
DECLARATION OF
COVENANTS, CONDITIONS, AND RESTRICTIONS
FOR
VISTA GRANDE SUBDIVISION**

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This Amendment to Declaration of Covenants, Conditions, and Restrictions for Vista Grande Subdivision (“**Amendment**”) is executed this 31~~st~~ day of July, 2024, by **DR Horton, Inc.**, a Delaware corporation (“**Declarant**”).

RECITALS

WHEREAS, Declarant filed that certain **DECLARATION OF COVENANTS, CONDITIONS, AND RESTRICTIONS FOR VISTA GRANDE SUBDIVISION** on March 14, 2024 in the Sandoval County Clerk at Book 427, Page 5341, as Document Number 2024005341 (the “**Declaration**”). New Mexico, with respect to the real property described below (“**Property**”);

WHEREAS, pursuant to Section 14.2.1 of the Declaration the Declarant may amend the Declaration until Declarant has sold more than fifty percent (50%) of the Lots and Declarant has not sold more that fifty percent (50%) of the Lots;

WHEREAS, the Declaration and this Amendment to Declaration applies to the following Property located in Sandoval County, New Mexico:

Correction Plat of Vista Grande Subdivision (Being a Replat of Lots 4 Thru 6, Lots 8 Thru 13 and Lot 27-B, in Block 89, Unit Twelve, Rio Rancho Estates), Situate Within Town of Alameda Grant, City of Rio Rancho, Sandoval County, New Mexico, Recorded in the Office of the Sandoval County Clerk dated November 15, 2023 as Document No. 2023P02133

NOW, THEREFORE, Declarant pursuant to Section 14.2 of the Declaration agree as follows:

1. Section 4.16 is deleted in its entirety.
2. The following is substituted for Section 4.16

4.16 Vehicles; Parking. Only street legal, operable, non-commercial passenger vehicles requiring only a Class D license to operate, which have current registration may be parked on the streets or on private driveway (including approved, paved driveway extensions) appurtenant to a Dwelling Unit. Operable vehicles and trailers may be parked in a driveway so long as no part of the vehicle or trailer interferes with or blocks any part of the sidewalk. Driveway extensions must be approved by the Architectural Control Committee prior to construction. No vehicle or trailer may be parked on the landscaped portion of a Lot or on the curb. ATV’s and off-road

vehicles are prohibited on the landscaping, within the subdivision. Operable and inoperable vehicles and trailers may be parked inside of a garage as long as it does not interfere with the operation of the garage door. No other vehicle, including, but not limited to, mobile homes, motor homes, boats, recreational vehicles, trailers, semi-trucks, campers, permanent tents, or similar vehicles or equipment shall be kept, placed or maintained upon the Property or any street or roadway adjacent thereto, except (i) within a garage as long as it does not interfere with the operation of the garage door; (ii) within the fenced and/or gated portion of the Lot; or (iii) is parked on the street for the purposes of loading and unloading but may not be kept within the Vista Grande Community overnight; or (iv) in such areas and subject to such rules and regulations as the Board may designate and adopt in its sole discretion. No vehicle (including, but not limited to, those enumerated in the preceding sentences) shall be constructed, reconstructed, or repaired on driveways or on any roadway therein or adjacent thereto except within the garage. No motor vehicles of any kind which are not in operating condition shall be parked in any unenclosed parking areas (including, but not limited to, private driveways appurtenant to a Dwelling Unit). For purposes of this Section 4.16, a vehicle is not in operating condition if it is not running, has a flat or missing tire for ten (10) or more days, or is not properly licensed and registered. No vehicle may be parked on a sidewalk or on a driveway so as to encroach on a sidewalk for any length of time. The provisions of this Section 4.16 shall not apply to vehicles of Declarant, any Builder or its respective employees, agents, affiliates, contractors or subcontractors during the course of construction activities upon or about the Property.

3. Except as expressly amended herein, the Declaration shall remain in full force and effect and is hereby ratified by Declarant.

[SIGNATURES APPEAR ON FOLLOWING PAGE]

