

RECORDING REQUESTED BY:

WHEN RECORDED MAIL TO:

SPACE DIRECTLY ABOVE RESERVED FOR RECORDER'S USE

RESTRICTIVE COVENANT MODIFICATION (Affordable Housing Development Restrictive Covenant)

I(We) _____ owner(s) of the affordable housing development of the property that is covered by the document described below.

The following referenced document contains a restriction or private limit that restricts the number, size, or location of the residence that may be built on the affected property, or that restrict the number of persons or families who may reside on the property and shall not be enforceable against the owner of an affordable housing development.

Pursuant to Section Government Code 12956.2 and civil Code 714.6, this document is being recorded solely for the purpose of modifying or removing the restrictive language as shown on page(s) _____ of the document recorded on _____ in book _____ and page _____, or as instrument number _____ of the official records of the County of Monterey. Attached hereto is a true, correct, and complete copy of the document referenced above, with the unlawful restrictive covenant redacted. This modification document shall be indexed in the same manner as the original document being modified, pursuant to subdivision (d) of Section 12956 of the Government Code. The effective date of the terms and conditions of the modification document shall be the same as the effective date of the original document referenced above.

Signature: _____ Date: _____

Printed Name: _____

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of _____

County of _____

On _____

Before me, _____
(Here insert name and title of officer)

personally appeared _____ who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

Signature _____
(SEAL)

_____ County Counsel, or their designee, pursuant to paragraph (1) of subdivision (b) of Section 12956.2 of the Government Code, hereby states that it has determined that the original document referenced above contains an unlawful restriction and this modification may be recorded and that the Notice required pursuant to paragraph 3 of subdivision (g) of Civil code 714.6 was provided.

OR

_____ County Counsel, or their designee, pursuant to paragraph (1) of subdivision (b) of Section 12956.2 of the Government Code, finds that the original document does not contain an unlawful restriction, or the modification document contains modifications not authorized, and this modification may not be recorded.

Monterey County Counsel

By: _____

Printed Name: _____
Deputy County Counsel

Date: _____