

THE STATE OF TEXAS
COUNTY OF BRAZOS

THIRD AMENDMENT TO THE
REVISED DEED RESTRICTIONS FOR
HORSE HAVEN ESTATES

That Burt and Virginia Hermann, being the developers of Horse Haven Estates (hereafter called the "Subdivision"), a residential subdivision in Brazos County, Texas, said addition consisting of 67 acres, more or less, in the Morgan rector League, A-46, do hereby amend the Revised Deed Restrictions for Horse Haven Estates (hereafter called the "Restrictions"), filed for record in volume 3872, pages 235 - 239, Official Records of Brazos County, Texas. To wit, the entire Second Amendment to the Restrictions, filed for record in Volume 4713, page 101, Official Records of Brazos County, Texas, is hereby deleted and replaced with the following:

All lots in the subdivision must be at least the minimum size required by City Ordinance. The construction on said lots may be either conventional (with a side yard of at least five (5) feet in width on both sides of the dwelling) or zero lot line (with a so-called patio home having no side yard on one side of the dwelling and the other side having at least ten (10) feet of yard or a brick, tile, or concrete patio. Setbacks shall be at least those that are required by City ordinance. Also, all three (3) paragraphs of the section in the Restrictions, called "Building and Construction Restrictions," are hereby deleted and replaced with the following:

1

Except for the three (3) existing mobile homes and appurtenances for them, no mobile homes may be placed in the Subdivision. [Recreation Vehicles (RV's) may be parked and / or occupied in the Subdivision, but only if they keep their wheels with properly inflated tires on them.]

Only new site-built or new "industrialized housing," single family dwellings and appurtenances ordinarily to residential living shall be added to the Subdivision. Each new home must be built or placed on a concrete slab foundation, and "industrialized housing" shall not have more than three (3) inches of space between the floor beams or joists and the slab. In other words, the floor shall be as close to the slab, as is recommended by the manufacturer. The purpose of this requirement is to make the "industrialized housing" appear as much as possible like site-built homes. Therefore, unless such housing is placed in the flood plain, the top of its slab shall not be higher than the standard height of slabs (that part above the ground) for site-built homes.

2

The heated area, excluding porches and the garage, of any new dwelling shall be no less than 1500 square feet. Each new dwelling shall have at least a one-car, attached garage.

3

Definitions: 1) "Industrialized housing:" a residential structure that is designed for the use and occupancy of one or more families, that is constructed in one or more modules or constructed using one or more modular components built at a location other than the permanent residential site and are erected or installed on a permanent concrete slab foundation. 2) "Modular Component:" a structural portion of any dwelling or building that is constructed at a location other than the homesite in such a manner that its construction cannot be adequately inspected for code compliance at the homesite without damage or without removal of a part thereof and reconstruction of the module. 3) "Slab foundation:" one solid piece of concrete that is built on site and is approved by the Committee and/or the City Building official.

Executed this the 22nd day of August, 2003.

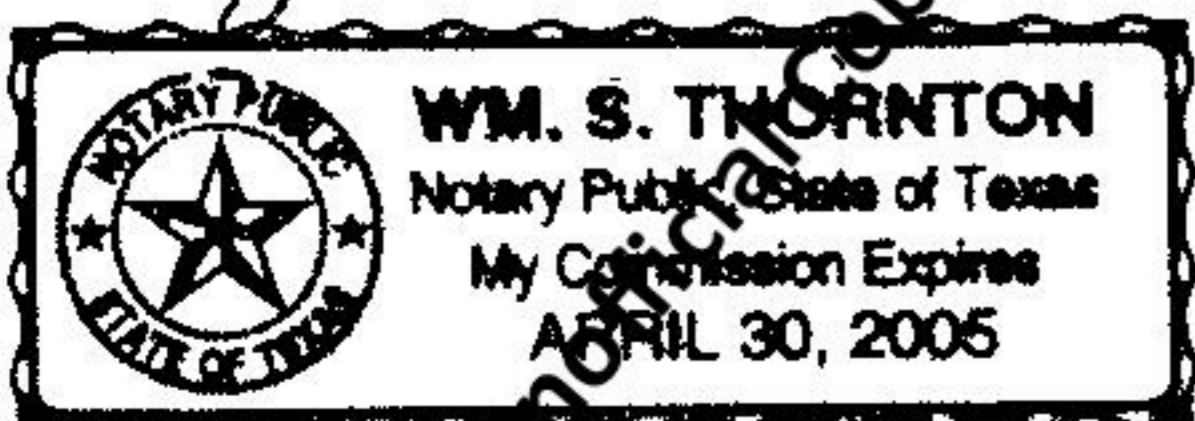
Burt Hermann
Developer: Burt Hermann

Virginia Hermann
Developer: Virginia Hermann

STATE OF TEXAS
COUNTY OF BRAZOS

Before me, the undersigned authority, Notary Public in and for said County and State, on this day personally appeared Burt and Virginia Hermann, known to me to be persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they signed for the same purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS 22nd day of August, 2003.



[Signature]
Notary Public in and for Brazos County, Texas

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BRAZOS COUNTY

On: Aug 22, 2003 at 02:31P

As a
Recordings

Document Number: 00827214

Amount 8.00

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By:
Jo Gillar

STATE OF TEXAS COUNTY OF _____
I hereby certify that this instrument was
filed on the date and time stamped hereon by me
and was duly recorded in the volume and page
of the named records of:
BRAZOS COUNTY
as stamped hereon by me.

Aug 22, 2003

HONORABLE KAREN MCQUEEN, COUNTY CLERK
BRAZOS COUNTY