

AMENDMENT OF DECLARATION OF  
COVENANTS, CONDITIONS AND RESTRICTIONS  
QUAIL GREEN WEST, SECTION ONE

THE STATE OF TEXAS                   §  
COUNTY OF FORT BEND               §

THIS AMENDMENT made this 22 day of July, 1980, by ALLIED BANK OF TEXAS and GEMCRAFT HOMES, INC., by and through their duly authorized officers.

WITNESSETH:

WHEREAS, heretofore on July 23, 1979, a Declaration of Covenants, Conditions and Restrictions dated July 9, 1979, covering Blocks One (1) through Twelve (12), inclusive, of Quail Green West, Section One, a subdivision in Fort Bend County, Texas, according to the map or plat thereof recorded in Volume 22, Page 56 of the Map Records of Fort Bend County, Texas, was filed under Volume 848, Page 707 of the Deed Records of Fort Bend County, Texas (said Declaration of Covenants, Conditions and Restriction is hereinafter called "said Declaration"); and

WHEREAS, Article X, Section 6, of said Declaration provides that same may be amended during the initial forty (40) year term thereof by an instrument executed by the owners of ninety percent (90%) of the lots described in said Declaration; and

WHEREAS, Allied Bank of Texas, a State Banking Corporation ("Allied") and Gemcraft Homes, Inc., a Texas corporation ("Gemcraft") together own in excess of ninety percent (90%) of said lots; and

WHEREAS, Allied and Gemcraft desire to amend the said Declaration as hereinafter provided:

NOW, THEREFORE, Allied and Gemcraft hereby amend that certain Declaration of Covenants, Conditions and Restrictions for Blocks One (1) through Twelve (12), inclusive, of Quail Green West, Section One, dated July 9, 1979, and recorded under Volume 848, Page 707 of the Deed Records of Fort Bend County, Texas, as follows:

I.

Section 2 of Article III of said Declaration is deleted in its entirety and the following is substituted in lieu thereof:

"Section 2. Board of Directors. The Association shall act through a Board of not less than five (5) Directors, which shall manage the affairs of the Association as specified in the By-Laws of the Association."

Except as expressly modified and amended herein, said Declaration is hereby ratified and confirmed, and the changes herein made are made a part thereof for all purposes.

IN WITNESS WHEREOF, Allied and Gemcraft have executed this Amendment the date and year first above written.

ALLIED BANK OF TEXAS

By: Y. J. ...  
President

ATTEST:

Asst. Chas R. ...  
Cashier

GEMCRAFT HOMES, INC.

By: [Signature]  
President

~~ATTEST:~~

~~Secretary~~

THE STATE OF TEXAS §

COUNTY OF HARRIS §

BEFORE ME, the undersigned authority, on this day personally appeared Harris Whittier, Vice President of ALLIED BANK OF TEXAS, a State Banking Corporation, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity therein stated and as the act and deed of said bank.

GIVEN UNDER MY HAND AND SEAL OF OFFICE on this, the 17 day of July, 1980.

[Signature]  
NOTARY PUBLIC IN AND FOR  
HARRIS COUNTY, TEXAS

CORA A. WHITLEY  
Notary Public in and for Harris County, Texas  
My Commission Expires 5-31-83  
-2- SS # 458 - 30 - 5238