



AFTER RECORDING RETURN TO:

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STEUBING FARM

AMENDMENT TO NOTICE OF APPLICABILITY

RESIDENTIAL [34.720 Acre Tract: Residential Lots and Residential Common Area Lots]

Declarant: SLF IV / LEGACY NWSA, L.P., a Texas limited partnership

Cross reference to (i) Steubing Farm Master Covenant, recorded as Document No. 20130124408 in the Official Public Records of Bexar County, Texas, as amended; and (ii) Notice of Applicability of Steubing Farm Master Covenant [34.270 Acre Tract], recorded as Document No. 20140153378 in the Official Public Records of Bexar County, Texas.

**AMENDMENT TO NOTICE OF APPLICABILITY
OF STEUBING FARM MASTER COVENANT
[34.720 ACRE TRACT]**

This Amendment to Notice of Applicability of Steubing Farm Master Covenant [34.720 Acre Tract] is made and executed by **SLF IV / LEGACY NWSA, L.P.**, a Texas limited partnership ("**Declarant**") and is as follows:

RECITALS:

A. Declarant previously executed and recorded that certain Notice of Applicability of Steubing Farm Master Covenant [34.720 Acre Tract] as Document No. 20140153378 in the Official Public Records of Bexar County, Texas (the "**Notice of Applicability**") with respect to that certain real property located in Bexar County, Texas, as more particularly described on Attachment 1 attached thereto (the "**Development Area**"). Pursuant to that certain Steubing Farm Master Covenant, recorded as Document No. 20130124408 in the Official Public Records of Bexar County, Texas (the "**Covenant**"), Declarant served notice that portions of the property described on Exhibit "A" to the Covenant (the "**Property**"), upon the filing of appropriate notices of applicability from time to time, may be made a part of the Development and thereby fully subjected to the terms, covenants, conditions, restrictions, reservations, easements, servitudes, liens and charges of the Covenant.

B. Section 6 and Section 7 of the Notice of Applicability provides that Declarant may amend the Notice of Applicability upon receipt of written notice from the Development Owner that the maximum number of Residential Lots within the Development Area has been created. The Notice of Applicability assigned 150 votes and Assessment Units to the Development Area. Declarant has received written notice from the Development Owner that the maximum number of Residential Lots created within the Development Area is equal to 134.

NOW THEREFORE, Declarant hereby amends and modifies the Notice of Applicability as follows:

1. **Description of Development Area.** The description of the Development Area attached as Attachment 1 to the Notice of Applicability is hereby deleted in its entirety and replaced with the following:

Lots 1 through 50, Block 38; Lots 1 through 5, Block 39; Lots 1 through 17, Block 40; and Lots 1 through 8, Block 41; Steubing Farm – Unit 3A (Enclave), according to the map or plat recorded in Volume 9700, Pages 46 and 47 in the Deed and Plat Records of Bexar County, Texas, and Lots 51 through 95, Block 38, and Lots 6 through 14, Block 39; Steubing Farm – Unit 3B (Enclave), according to the map or

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plat recorded in Volume 9692, Pages 142 and 143 in the Deed and Plat Records of Bexar County, Texas (collectively, the “**Residential Lots**”); and

Lots 901, 902, 903, 904 and Lot 999, Block 38; Steubing Farm – Unit 3A (Enclave), according to the map or plat recorded in Volume 9700, Pages 46 and 47 in the Deed and Plat Records of Bexar County, Texas, and Lots 904, 905, 906, and 999, Block 38; and Lot 901, Block 39; Steubing Farm – Unit 3B (Enclave), according to the map or plat recorded in Volume 9692, Pages 142 and 143 in the Deed and Plat Records of Bexar County, Texas (collectively, the “**Residential Common Area Lots**”).

2. **Designation of Residential Lots.** *Section 5* of the Notice of Applicability is hereby deleted in its entirety and replaced with the following:

Declarant hereby designates each Residential Lot as a “Residential Lot” for the purpose of the Covenant.

3. **Allocation of Votes.** *Section 6* of the Notice of Applicability is hereby deleted in its entirety and replaced with the following:

Pursuant to *Section 3.06* of the Covenant, the Declarant hereby allocates one (1) vote to each Residential Lot in the Development Area. The vote allocated to each Residential Lot may be cast by the Owner thereof in accordance with the Covenant.

4. **Allocation of Assessment Units.** *Section 7* of the Notice of Applicability is hereby deleted in its entirety and replaced with the following:

Pursuant to *Section 5.08* of the Covenant, Declarant hereby allocates one (1) Assessment Unit to each Residential Lot in the Development Area.

5. **Residential Common Area Lots.** No votes or Assessments Units are allocated to the Residential Common Area Lots. To the extent necessary or required to give effect to the previous sentence, this instrument shall be considered an amendment to the Covenant executed by Declarant in accordance with *Section 10.01(i)* of the Covenant.

6. **Miscellaneous.** Any capitalized terms used and not otherwise defined herein shall have the same meanings set forth in the Covenant. Unless expressly amended herein, all other terms and provision of the Notice of Applicability shall remain in full force and effect as written, and are hereby ratified and confirmed.


EXECUTED to be effective as of the 22nd day of DECEMBER, 2016.

DECLARANT:

SLF IV / LEGACY NWSA, L.P.,
a Texas limited partnership

By: **LEGACY CAPITAL PARTNERS II LTD.,**
a Texas limited partnership
d/b/a Legacy Capital Partners, Ltd.,
its General Partner

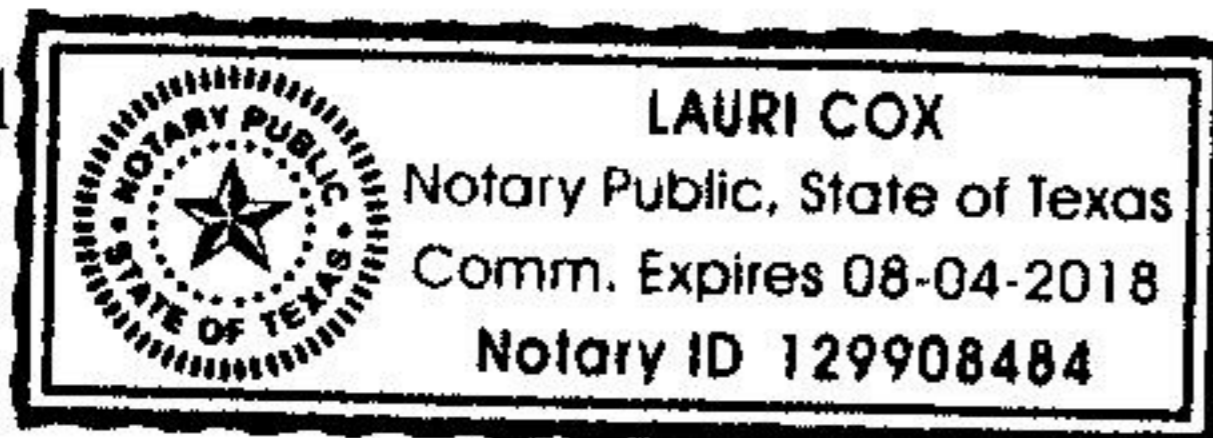
By: **LEGACY CAPITAL COMPANY II,**
a Texas corporation
d/b/a Legacy Capital Company,
its General Partner

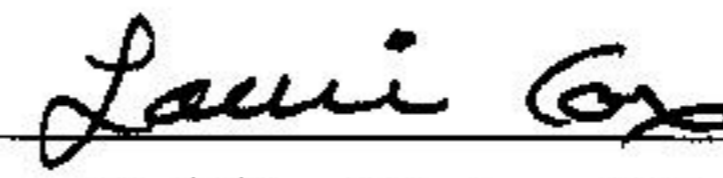
By: 
Printed Name: STEVEN D. SAXON
Title: PRESIDENT

THE STATE OF TEXAS §
 §
COUNTY OF DALLAS §

This instrument was acknowledged before me on this 22nd day of December, 2016, by Steven D. Saxon, President of Legacy Capital Company II, a Texas corporation, d/b/a Legacy Capital Company, general partner of Legacy Capital Partners II Ltd., a Texas limited partnership, d/b/a Legacy Capital Partners, Ltd., general partner of SLF IV / Legacy NWSA, L.P., a Texas limited partnership, on behalf of said corporation and limited partnerships.

(seal)




Notary Public, State of Texas

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ACKNOWLEDGED AND AGREED:

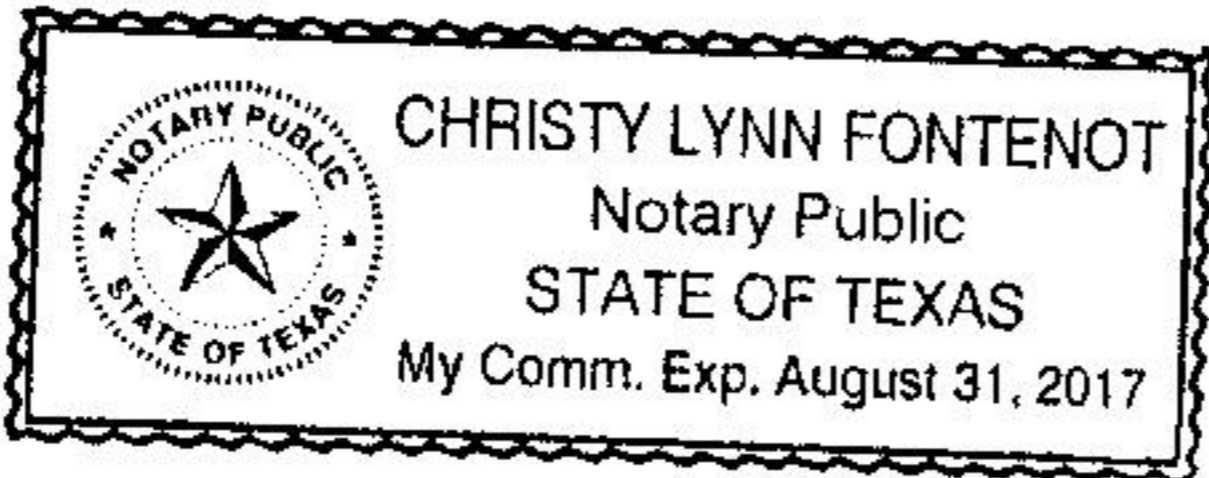
MERITAGE HOMES OF TEXAS, LLC,
an Arizona limited liability company

By: *Brian Otto*
Printed Name: Brian Otto
Title: Vice President of Land

THE STATE OF TEXAS §
 §
COUNTY OF BEXAR §

This instrument was acknowledged before me this 29 day of December, 2016, by Brian Otto, the Vice President of Land of Meritage Homes of Texas, LLC, an Arizona limited liability company, on behalf of said limited liability company.

(SEAL)



Christy Lynn Fontenot
Notary Public Signature

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Pages 6
01/04/2017 4:17PM
e-Filed & e-Recorded in the
Official Public Records of
BEXAR COUNTY
GERARD C. RICKHOFF
COUNTY CLERK
Fees \$42.00

STATE OF TEXAS
COUNTY OF BEXAR
This is to Certify that this document
was e-FILED and e-RECORDED in the Official
Public Records of Bexar County, Texas
on this date and time stamped thereon.
01/04/2017 4:17PM
COUNTY CLERK, BEXAR COUNTY TEXAS



Gerard C. Rickhoff