

175437 AMENDMENT TO RESTRICTIONS

THE STATE OF TEXAS
COUNTY OF MONTGOMERY

X

KNOW ALL MEN BY THESE PRESENTS:

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That whereas, by instrument dated September 10, 1964 and recorded in Volume 575, Page 167 of the Deed Records of Montgomery County, Texas, River Plantation Development Co., Inc., being the owner of the property covered and affected thereby, did adopt and establish certain reservations, restrictions, covenants and easements covering and affecting all of the numbered lots (excluding the Reserves shown) in that certain subdivision known as River Plantation, Section One, according to the map of said subdivision recorded in Volume 6, Page 29 of the Map Records of Montgomery County, Texas, reference to which instrument and to the record thereof is here made for all purposes; and

Whereas, by instrument dated September 11, 1964 and recorded in Volume 575, Page 541 of the Deed Records of Montgomery County, Texas, the said River Plantation Development Co., Inc., being the owner of the property covered and affected thereby, did adopt and establish certain other restrictions and covenants covering and affecting all of the Reserve areas shown on the aforesaid map of Section One of River Plantation, reference to which instrument and to the record thereof is here made for all purposes; and

Whereas, by instrument dated January 13, 1965, and filed in the Office of the County Clerk of Montgomery County, Texas on January 15, 1965, under File Number 174162, the said River Plantation Development Co., Inc. did create a deed of trust lien covering and affecting Lots Numbers One (1) through Two Hundred Seventy (270) and Lots Numbers Two Hundred Seventy-two (272) through Three Hundred Eighty (380), both inclusive, of the said Section One of River Plantation, as security for the payment of a promissory note of even date therewith, in the principal sum of \$380,000.00, bearing interest at the rate of six and one-half per cent (6½%) per annum, principal and interest payable to the order of Gibraltar Savings Association as therein provided, reference being here made to said deed of trust and to the record thereof for all purposes hereof; and

Whereas, on February 24th, 1965, the said River Plantation Development Co., Inc., then the owner of the property covered and affected thereby, filed in the Office of the County Clerk of Montgomery County, Texas, a map of the replat of the said Section One of River Plantation, under File Number 175405, reference to which map and to the record thereof is here made for all purposes; and

Whereas, the said River Plantation Development Co., Inc. desires to amend the aforesaid restriction instruments so that the same shall cover, affect and apply to the said Section One of River Plantation, according to the map thereof filed in the Office of the County Clerk of Montgomery County, Texas under File Number 175405, as aforesaid;

Now, therefore, the said River Plantation Development Co., Inc., acting herein by and through its undersigned officers, duly authorized hereunto, being the owner of said Section One of River Plantation, does hereby amend the aforesaid restriction instruments dated September 10, 1964 and September 11, 1964, respectively, so that the said instrument dated September 10, 1964 shall cover, affect and apply to all of the numbered lots (excluding the Reserves shown) of River Plantation, Section One, according to the map of said subdivision filed in the Office of the County Clerk of Montgomery County, Texas on February 24th, 1965, under File Number 175405, and so that said instrument dated September 11, 1964 shall cover, affect and apply to all of the Reserve areas shown and designated on the aforesaid map of River Plantation, Section One, filed in the Office of the County Clerk of Montgomery County, Texas on February 24th, 1965, under File Number 175405.

The said Gibraltar Savings Association, owner and holder of the promissory note described hereinabove, acting herein by and through its undersigned officers, duly authorized hereunto, and in its capacity as lienholder, does hereby ratify and approve the aforesaid restrictions as set forth in said instruments dated September 10, 1964 and September 11, 1964, respectively, as the same are amended herein.

EXECUTED at Houston, Texas, this 17th day of February, 1965.

ATTEST:

RIVER PLANTATION DEVELOPMENT CO., INC.

By

GIBRALTAR SAVINGS ASSOCIATION

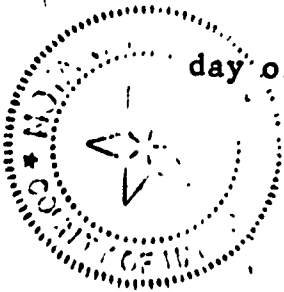
By

THE STATE OF TEXAS

COUNTY OF HARRIS

BEFORE ME, the undersigned authority, on this day personally appeared G.R. JACKSON, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of the said River Plantation Development Co., Inc., a corporation, and that he executed the same as the act of such corporation for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 24th day of February, 1965.



Frederick E. Lee
Notary Public in and for
Harris County, T E X A S

THE STATE OF TEXAS

COUNTY OF HARRIS

BEFORE ME, the undersigned authority, on this day personally appeared H. W. JACKSON, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of the said Gibraltar Savings Association, a corporation, and that he executed the same as the act of such corporation for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 17th day of February, 1965.

Harold H. Harker
Notary Public in and for
Harris County, T E X A S

FILED FOR RECORD
AT 11 O'CLOCK AM

FEB 25 1965

W. T. HOOPER
Clerk County Court, Montgomery Co., Tex.
BY W. T. Hooper