

STATE OF TEXAS  
COUNTY OF TRAVIS



AMEND

2005118084

7 PGS

**SIXTH AMENDMENT TO DECLARATION OF COVENANTS,  
CONDITIONS AND RESTRICTIONS FOR  
REGENTS HILLS SUBDIVISION**

This Sixth Amendment to Declaration of Covenants, Conditions and Restrictions of Regents Hills (this **Amendment**) is made to be effective the date set forth below by TOLL TX, L.P., a Texas limited partnership ("Declarant").

**RECITALS:**

A. By Regents Hills Declaration of Covenants, Conditions and Restrictions, recorded on February 6, 2001, under Document No. 2001018577 in the Official Public Records of Travis County, Texas (the "**Declaration**"), Declarant imposed certain covenants, conditions and restrictions upon Regents Hills Subdivision, a subdivision in Travis County, Texas, according to the map or plat thereof recorded in Document No. 200000336, Official Public Records, Travis County, Texas (the "Subdivision").

B. The Declaration was amended by that certain "First Amendment to Declaration of Covenants, Conditions and Restrictions Regents Hills" (the "First Amendment") dated February 28, 2001, recorded under Document No. 2001032343, Official Public Records, Travis County, Texas, amending Section 2.1(d) of the Declaration, among other things.

C. The Declaration was further amended by that certain "Second Amendment to Declaration of Covenants, Conditions and Restrictions Regents Hills" (the "Second Amendment") dated August 22, 2001, recorded under Document No. 2001142229, Official Public Records, Travis County, Texas, amending Section 2.1(d) of the Declaration, among other things.

D. The Declaration was further amended by that certain "Third Amendment to Declaration of Covenants, Conditions and Restrictions Regents Hills" (the "Third Amendment") dated August 12, 2002, recorded under Document No. 2002151046, Official Public Records, Travis County, Texas, amending Section 2.6 and Section 4.5 of the Declaration, among other things.

E. The Declaration was further amended by that certain "Fourth Amendment to Declaration of Covenants, Conditions and Restrictions Regents Hills" (the "Fourth Amendment") dated March 17, 2005, recorded under Document No. 2005084082, Official Public Records, Travis County, Texas.

F. The Declaration was further amended by that certain "Fifth Amendment to Declaration of Covenants, Conditions and Restrictions Regents Hills" (the "Fifth Amendment") dated June 2, 2005, recorded under Document No. 2005096677, Official Public Records, Travis County, Texas,

G. Section 6.2 (a) of the Declaration provides that Declarant may amend the Declaration so long as Declarant holds at least one (1) Lot in the Subdivision and an instrument is executed and acknowledged by Declarant setting forth the amendment, and an instrument executed by the President and Secretary of the Board of the Association (as defined in the Declaration) certifying Declarant had the requisite number of Lots.

H. Declarant holds at least one (1) Lot in the Association.

I. As shown by Exhibit A attached hereto and incorporated herein for all purposes, the President and Secretary of the Board have certified that Declarant has the requisite number of Lots required in Article 6, Section 6.2 (a) to execute this Amendment.

**NOW THEREFORE** the Declaration is hereby amended as follows:

Section 3.4(b)(iv) of the Declaration is hereby amended by deleting the word "approval" and in its place substituting the word "denial", so that the section now reads as follows:

"(iv) If the Architectural Committee fails to act on any Plans and Specifications submitted to it within thirty (30) days after receipt by the Architectural Committee of all information requested by it in connection with such Plans and Specifications, denial of the matters submitted to it shall be presumed."

Executed by the Declarant on the date below to be effective as of June 9, 2005.

**DECLARANT:**

TOLL TX, L.P.

By: Toll TX GP Corp., a Texas corporation,  
General Partner

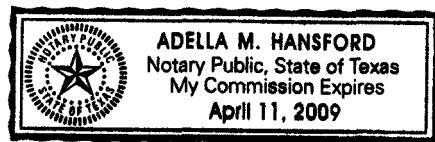
By: C. J. Rogers  
Name: C. J. Rogers  
Title: Vice President

THE STATE OF TEXAS §

COUNTY OF TRAVIS §

This instrument was acknowledged before me on the 9<sup>th</sup> day of June, 2005, by  
C. J. Rogers of Toll TX GP Corp., a Texas corporation, on  
behalf of said corporation, as General Partner of TOLL TX, L.P., a Texas limited partnership, on  
behalf of said limited partnership.

Adella M. Hansford  
NOTARY PUBLIC, State of Texas  
Print Name: Adella M. Hansford



**AFTER RECORDING, RETURN TO:**

Niemann & Niemann, L.L.P.  
1122 Colorado St., Suite 313  
Austin, Texas 78701

## EXHIBIT A

### ACKNOWLEDGEMENT OF OFFICERS OF THE BOARD OF REGENTS HILLS HOMEOWNERS ASSOCIATION, INC.

The undersigned ("Affiants") hereby certify that Affiants are the duly elected and acting President and Secretary of Regents Hills Homeowners Association, Inc., a Texas non-profit corporation (the "Company"), and are authorized to execute and deliver this Certificate, and Affiants further certify as follows:

1. That Toll TX, L.P., a Texas limited partnership, did own the requisite number of Lots required under Article 6, Section 6.2(a) to make the Sixth Amendment to Regents Hills Declaration of Covenants, Conditions and Restrictions, to which this acknowledgement is attached.

IN WITNESS WHEREOF we have set our hands this the 9<sup>th</sup> day of June, 2005.

#### AFFIANTS:



C.J. Rogers

Printed name of President  
President of the Board  
Regents Hills Homeowners  
Association, Inc.

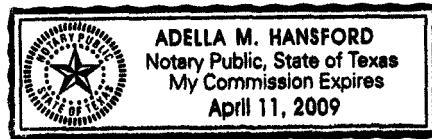
Printed name of Secretary  
Secretary of the Board  
Regents Hills Homeowners  
Association, Inc.

THE STATE OF TEXAS      §  
§  
COUNTY OF TRAVIS      §

This instrument was acknowledged before me on the 9<sup>th</sup> day of June, 2005, by  
C.J. Rogers in the capacity of President of the Board of Regents Hills Homeowners  
Association, Inc.



NOTARY PUBLIC, State of Texas  
Print Name: Adella M. Hansford



## EXHIBIT A

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1. That Toll TX, L.P., a Texas limited partnership, did own the requisite number of Lots required under Article 6, Section 6.2(a) to make the Sixth Amendment to Regents Hills Declaration of Covenants, Conditions and Restrictions, to which this acknowledgement is attached.

IN WITNESS WHEREOF we have set our hands this the 22<sup>nd</sup> day of June, 2005.

#### AFFIANTS:

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Printed name of President  
President of the Board  
Regents Hills Homeowners  
Association, Inc.

CHIP GRAVES  
Cl. Graves

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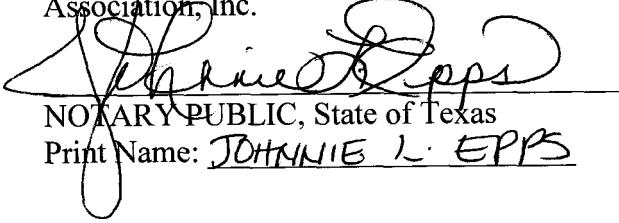
Printed name of Secretary  
Secretary of the Board  
Regents Hills Homeowners  
Association, Inc.

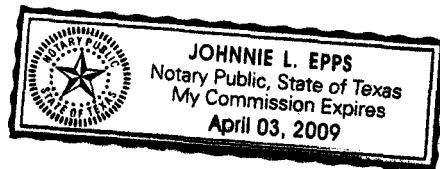
THE STATE OF TEXAS §  
§  
COUNTRY OF TRAVIS §

Charles Graves This instrument was acknowledged before me on the 22<sup>nd</sup> day of June, 2005, by  
in the capacity of President of the Board of Regents Hills Homeowners  
Association, Inc.

THE STATE OF TEXAS §  
§  
COUNTY OF TRAVIS §

This instrument was acknowledged before me on the 22<sup>nd</sup> day of June, 2005, by  
Charles Graves, in the capacity of Secretary of the Board of Regents Hills Homeowners  
Association, Inc.

  
NOTARY PUBLIC, State of Texas  
Print Name: JOHNNIE L. EPPS

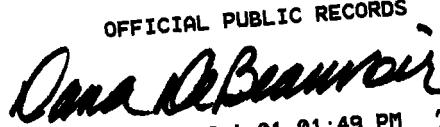


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After recording, please return to:  
Niemann & Niemann, L.L.P.  
1122 Colorado St., Suite 313  
Austin, Texas 78701

FILED AND RECORDED

OFFICIAL PUBLIC RECORDS

  
2005 JUL 01 01:49 PM 2005118084  
HERRERAR \$26.00  
DANA DEBEAUVOIR COUNTY CLERK  
TRAVIS COUNTY TEXAS