

FIRST AMENDMENT
TO
RESTATED AND AMENDED
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS
OF
THE WILDERNESS

STATE OF TEXAS §
 §
COUNTY OF FREESTONE §

This **FIRST AMENDMENT TO RESTATED AND AMENDED DECLARATIONS OF COVENANTS, CONDITIONS AND RESTRICTIONS OF THE WILDERNESS** (this "Amendment") is executed to be effective as of the 26th day of August, 2006.

R E C I T A L S

This Amendment amends that certain Restated and Amended Declaration of Covenants, Conditions and Restrictions of The Wilderness recorded in Volume 01360, Page 00793 et seq. of The Real Property Records of Freestone County, Texas (the "Declaration") in accordance with the provisions of Section 3 of Article XI of the Declaration.

A G R E E M E N T

1. The Declaration is hereby amended by adding the following as a new section to The Declaration in Article XI thereof immediately following Section 16 of Article XI:

"Section 17. LAND ACQUISITION. Notwithstanding anything in this Declaration in conflict or to the contrary, the Association, acting by and through the Board of Directors, shall have the power and authority to acquire, by purchase or lease, from time to time, any additional land as may be determined to be necessary or advisable to be used solely for the purpose of serving the Association as a dumpster and/or vehicle/trailer/equipment storage area for use by Owners, including, without limitation, the land described on Exhibit A attached hereto and made a part hereof or for the purpose of the construction of a clubhouse, community meeting area, nature trail, swimming pool, golf course, or other amenity to serve the Owners; provided, however, that upon any such acquisition, the Association, acting by and through the Board of Directors, shall immediately record against said acquired property a deed restriction providing that such property may not, without the prior written approval of the Board of Directors and 2/3rds of all Owners be (i) used for any purpose other than the purpose for which it was acquired, or (ii) sold, transferred, assigned, mortgaged, liened or encumbered; and provided further that, prior to any sale or transfer, the Board of Directors shall record against the subject property deed restrictions to protect the Association with respect to the future use of such property."

2. Except as expressly amended hereby, the Declaration is hereby ratified and remains in full force and effect as originally written.

3. This document may be executed in any number of multiple, original counterparts, all of which original signatures, when complied together, will constitute one original instrument.

DATED TO BE EFFECTIVE as of the date first above written.

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SIGNATURE PAGE FOLLOWS]