

07-1995



AFTER RECORDING RETURN TO:

Commerce Title Company  
Attn: Ginger Hettler  
2828 N. Harwood Street, 11th Floor  
Dallas, Texas 75201

## THE WATERS AT HORSESHOE BAY RESORT CONDOMINIUM NOTICE CONCERNING DECLARANT'S RIGHTS

Cross reference to Declaration of the Waters at Horseshoe Bay Resort Condominium, recorded in Volume 3, Page 314, *et. seq.*, Official Public Records of Llano County, Texas, as the same may be amended or supplemented from time to time.

## THE WATERS AT HORSESHOE BAY RESORT CONDOMINIUM NOTICE CONCERNING DECLARANT'S RIGHTS

This Waters at Horseshoe Bay Resort Condominium – Notice Concerning Declarant's Rights is made and executed by **CENTEX DESTINATION PROPERTIES**, an assumed business name of Centex Homes, a Nevada general partnership ("Declarant"), and is as follows:

Pursuant to Section 13.5 of that certain Declaration of the Waters at Horseshoe Bay Resort Condominium, recorded in Volume 3, Page 314, *et seq.*, Official Public Records of Llano County, Texas (as the same may be amended or supplemented from time to time, the "Declaration"), no condominium unit within the Waters at Horseshoe Bay Resort Condominium (the "Condominium") may be used as a rooming house, hostel, hotel or for timesharing, except as may be established by Declarant. Notwithstanding any provision to the contrary in the Declaration (including, without limitation, Section 13.5 of the Declaration), Declarant hereby waives its rights under the Declaration to establish a "timesharing" regime within the Condominium. Declarant further covenants and agrees that Declarant will not rescind or amend the foregoing waiver without the prior written consent of at least fifty-one percent (51%) of "Eligible Mortgagees" (as defined in the Declaration).

EXECUTED to be effective as of the 5<sup>th</sup> day of March, 2007.

### DECLARANT:

CENTEX HOMES, a Nevada general partnership d/b/a  
CENTEX DESTINATION PROPERTIES

By: CENTEX REAL ESTATE CORPORATION, a Nevada  
corporation, its Managing General Partner

By: Joe J. Arcisz  
Printed Name: JOE J. ARCISS  
Title: Division President

THE STATE OF Texas §

COUNTY OF Tarrant §

This instrument was acknowledged before me this 5<sup>th</sup> day of March, 2007 by Joe J. Arcisz, Division President of CENTEX REAL ESTATE CORPORATION, a Nevada corporation, Managing General Partner of CENTEX HOMES, a Nevada general partnership d/b/a CENTEX DESTINATION PROPERTIES, on behalf of said corporation and partnership.

(SEAL)

Heather Moraw  
Notary Public Signature



STATE OF TEXAS  
COUNTY OF LLANO

I hereby certify that this instrument was FILED on  
the date and at the time stamped hereon by me and  
was duly RECORDED in the Volume and Page of  
the Official Public Records of Llano County, Texas.



BETTE SUE HOY  
COUNTY CLERK, LLANO CO, TEXAS  
VOL. 1412 PAGE 290-292  
RECORDED

3-7-07

FILED  
AT 2:03 O'CLOCK P.M.  
ON THE 7 DAY OF  
Mar A.D.  
2007.

BETTE SUE HOY  
COUNTY CLERK  
LLANO COUNTY, TEXAS

BY B Hoy  
DEPUTY 20 pd

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