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AMEND 2006198053  
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**FIRST AMENDMENT TO DECLARATION  
OF DAVIS PLACE TOWNHOMES,  
A CONDOMINIUM**

**AFTER RECORDING RETURN TO:**  
Chicago Title Insurance Company  
1501 S. Mopac, Ste. 130  
Austin, Texas 78746

RECITALS

A. W.O. Realty, Ltd., a Texas limited partnership ("**Declarant**"), is the developer of Davis Place Townhomes, a condominium located in the City of Austin, Travis County, Texas, which is subject to the Declaration of Davis Place Townhomes, a Condominium, recorded on June 26, 2006, under Document No. 2006118883 of the Official Public Records of Travis County, Texas (the "**Declaration**"). All capitalized terms used herein shall have the same meanings ascribed to them in the Declaration.

B. In accordance with the provisions of Appendix B to the Declaration, Declarant has the right and obligation to update, supplement and amend the Plats and Plans for Phase 2 by recording an amendment to the Declaration in the Official Public Records of Travis County, Texas. Declarant's right and obligation to update, supplement and amend the Plats and Plans for Phase 2 may be exercised without joinder of any other party upon the completion of the improvements to Phase 2.

C. The condominium improvements in Phase 2 are now complete. Declarant desires to amend the Declaration to update, supplement and amend the Plats and Plans for Phase 2 as herein provided.

AMENDMENTS

1. The Plats and Plans originally attached to the Declaration as Appendix D are the Plans for Phase 1 and the Plat for the entire Property (showing completed improvements in Phase 1 except for the swimming pool and showing proposed and partially complete improvements in Phases 2 and 3). Appendix D to the Declaration is hereby amended (i) to add the Plans for Phase 2 attached hereto as Appendix D-17 through D-24 and made a part hereof for all purposes; and (ii) to substitute and replace the Plat shown on the original Appendix D-9 through D-16 attached to the Declaration for the replacement Plat shown on Appendix D-9 through D-16 attached to this First Amendment and made a part hereof for all purposes. The replacement Plat adds the completed improvements in Phase 2 and the partially complete improvements in Phase 3.

2. All terms and conditions of the Declaration not specifically amended hereby are hereby ratified, confirmed, and shall continue in full force and effect.

SIGNED AND ACKNOWLEDGED

Signed on this 10<sup>th</sup> day of October, 2006.

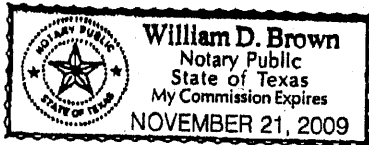
W.O. REALTY, LTD., a Texas limited partnership

BY: W.O. Development, Inc., a Texas  
corporation, its general partner

By: [Signature]  
Randy L. Wright, Vice President

THE STATE OF TEXAS   §  
                                  §  
COUNTY OF TRAVIS   §

This instrument was acknowledged before me on this 10<sup>th</sup> day of October, 2006, by Randy L. Wright, Vice President of W. O. Development, Inc., a Texas corporation, on behalf of said corporation in its capacity as general partner of W. O. Realty, Ltd., a Texas limited partnership, on behalf of the limited partnership.



[Signature]  
Notary Public, State of Texas