

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER. Section 1, Chapter 121, Property Code

**AMENDMENT TO RESTRICTIONS FOR
FIFTEEN TRACTS ROBERT RANKIN SURVEY, A-42
SAN JACINTO COUNTY, TEXAS**

THE STATE OF TEXAS 3

COUNTY OF SAN JACINTO 3

WHEREAS, KEITH C. JAEHNE, TRUSTEE for 200 ACRES FM 150 COLDSRING, JV, a Texas Partnership (hereinafter called "Grantor"), is the owner of those Fifteen tracts of land located in the Robert Rankin Survey, A-42 in San Jacinto County, Texas (the "property"), and;

WHEREAS, said tracts are contiguous and are out of and part of that certain 200.54 acres of land purchased by Grantor on October 26, 2007 in his capacity as Trustee for said partnership, and;

WHEREAS, Grantor filed Deed Restrictions on said property with the San Jacinto County, Clerk, on February 25, 2010 under Clerk's File Number 10-896 in the Official Public Records of San Jacinto County, Texas (hereinafter referred to as the "Restrictions") and Amended said Restriction in an instrument filed with the San Jacinto County, Clerk, on March 30, 2010 under Clerk's File Number 10-1568 in the Official Public Records of San Jacinto County, Texas (hereinafter referred to as the "Amendment to Restrictions") . The property covered by said Restrictions, as amended, and this Amendment are fully described in Exhibit "A" to the Deed Restrictions, referenced to which is hereby given to give a full description of the property covered hereby, and;

WHEREAS, Grantor remains the sole owner of the property covered by said restrictions and wishes to amend said Restrictions by this instrument;

WHEREAS, Grantor wishes to amend said restrictions to allow Manufactured and Modular Homes to be placed upon the tracts covered hereby under the terms and conditions set out herein.

NOW, THEREFORE INCONSIDERATION OF THE FOREGOING, said Restrictions are hereby amended by Grantor as to Paragraph 2 and 3.

Paragraph 2 and 3 are hereby amended in full and from this point forward shall read as follows from this point forward:

2. Any home erected on any one tract must be finished as to exterior appearance within Six (6) months from beginning of construction and must be completed inside and out within one (1) year from beginning of construction. The tracts may include site built as well as Manufactured and or Modular Homes. No residences will contain less than 1,600 square feet of enclosed living area, excluding garages and porches. The tracts shall be restricted to one single family residence, except a secondary residence serving as a guest house or servants quarters may be permitted as described in paragraph 4. No residence shall be subdivided and rented to dual tenants. Homes are not required to have a garage or carport; however any garage or carport shall be at least two cars. Attached garages must be completed when the residence is complete. No attached Carports are allowed. Detached garages or carports must be located at least One Hundred Twenty (120) feet from the front property line and at least Sixty (60) feet from the side property line if the primary residence is a Manufactured or Modular Home and must be located at least One Hundred (100) feet from the front property line and at least Fifty (50) feet from the side property line if the primary residence is a Site Built Home. Homes are subject to additional restrictions as set out in Paragraph three (3) hereof.

3. Any residence built on or placed on a tract shall conform to the following restrictions:

- a. The exterior walls of any site built residence built on a tract shall consist of not less than 70% brick, stone, stucco, hardiplank (fiber cement siding) or rock.
- b. All garages, whether attached or detached, must be site built and the exterior shall consist of not less than 70% brick, stone, stucco, hardiplank (fiber cement siding) or rock.
- c. All Manufactured or Modular Homes placed upon a tract shall meet the following restrictions:
 1. Not be more than Seven (7) years old and in good condition at the time that it is moved onto a tract.
 2. The Manufactured or Modular Homes must be placed upon the property under guidelines acceptable to the Texas Department of Housing and Community Affairs.
 3. Any Manufactured or Modular home must be "double-wide's" containing not less than 1,600 square feet of living area. The minimal width of any Manufactured or Modular home shall not be less than 28 feet.
 4. The exterior shall be constructed of Wood, Masonite, Hardiplank or equivalent fiber cement siding.
 5. The roof must be composition shingles.
 6. All Manufactured or Modular Homes must be fully skirted with materials which are brick, stone, wood or masonry siding. The Skirting is to be constructed of new materials which will enhance the overall look of

the Manufactured Home or Modular Home. Skirting must be completed within sixty (60) days of the Manufactured Home or Modular Home being placed upon the property and prior to it being occupied.

7. Each Manufactured Home or Modular Home must have a front porch or deck with a minimum square footage of 24 square feet. This front porch or deck must be constructed of new materials and should have a railing built to safety guidelines.
8. Each Manufactured Home or Modular Home shall be subject to different building line criteria than the criteria established in paragraph 22. A Manufactured Home or Modular Home shall not be placed nearer than Ninety (90) feet to the front line of any tract nor nearer than Sixty (60) feet to the side line of any tract. All other criteria regarding the placement of homes or outbuildings as set out in these Restrictions shall remain the same with regards to a tract where a Manufactured Home or Modular Home are placed.

There are no other amendments to these restrictions at this time; however, the Grantor reserves the right to amend said restrictions at future dates.

EXECUTED this the _____ day of _____, 2011.

KEITH C. JAEHNE, TRUSTEE

THE STATE OF TEXAS)

COUNTY OF HARRIS)

THIS instrument was acknowledged before me on this the day of _____, 2010, by KEITH C. JAEHNE, in his capacity as Trustee.

NOTARY PUBLIC, STATE OF TEXAS

AFTER RECORDING RETURN TO:
DAVID L. GILLEY
ATTORNEY AT LAW
1330 BLUE BELL ROAD
HOUSTON, TX 77038