

A AMENDMENT TO ANNEXATION AGREEMENT

THE STATE OF TEXAS

JAN 18

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9.00

COUNTY OF HARRIS

6398371

KNOW ALL MEN BY THESE PRESENTS:

149-81-1391

*Amended*

THAT, WHEREAS by that certain instrument designated as Annexation Agreement, dated June 25, 1979, (the "Original Annexation Agreement"), and recorded in the office of Harris County Clerk, under File No. G221085, Deed Records of Harris County, Texas, those certain tracts and parcels therein described and referred to as:

All the lots in Kenswick, Section I, Subdivision, Harris County, Texas, according to the Map or Plat thereof recorded in Volume 252, Page 1, in the Map Records of Harris County, Texas:

Lots One (1) through Thirty-Seven (37), inclusive, Block One (1); Lots One (1) through Twenty (20), inclusive, Block Two (2); Lots One (1) through Twenty-Five (25), inclusive, Block Three (3); Lots One (1) through Eleven (11), inclusive, Block Four (4); Lots One (1) through Twenty-Two (22), inclusive, Block Five (5); Lots One (1) through Thirty-One (31), inclusive, Block Six (6); Lots One (1) through Sixty-nine (69), inclusive, Block Seven (7).

*9*

*Paula J. ...*  
COUNTY CLERK  
HARRIS COUNTY, TEXAS  
JAN 18 12 25 PM 1980  
FILED

*W*

THAT, WHEREAS by that certain instrument designated as the Original Annexation Agreement executed by Eden Corporation and Kenswick Homeowners' Association, both Texas Corporations, dated June 25, 1979, and recorded in the office of Harris County Clerk, under File No. G221085, Deed Records of Harris County, Texas, Kenswick Homeowners' Association did therefore annex that certain property, more particularly described in Exhibit "A", which is attached and made a part hereof into.

WHEREAS, Paragraph One (1), Page One (1), of the Original Annexation Agreement refers to the Declaration of Covenants, Conditions and Restrictions, dated January 23, 1978 and recorded in the office of Harris County Clerk, under File No. F475736, Deed Records of Harris County, Texas, and that information is incorrect.

WHEREAS, it is the desire of the Kenswick Homeowners' Association and Eden Corporation, to amend and correct said Paragraph One, (1), Page One (1), by execution of this Amendment, which Amendment will be controlling where inconsistent with such Original Annexation Agreement dated June 25, 1979.

NOW, THEREFORE, the Kenswick Homeowners' Association and Eden Corporation, jointly, hereby amend said paragraph to read:

149-81-1392

"THAT WHEREAS, by that certain instrument designated as Declaration of Covenants, Conditions and Restrictions, dated June 17, 1977, and recorded in the Office of Harris County Clerk, under File No. F197397, Deed Records of Harris County, Texas,".

NOW, THEREFORE, the Kenswick Homeowners' Association and Eden Corporation, jointly, hereby adopts, establishes and imposes upon those above described lots and declares the above Amendment and correction, which Amendment shall run with the land and shall be binding upon all parties having or acquiring any right, title or interest therein, or any part thereof, and shall inure to the benefit of each owner thereof.

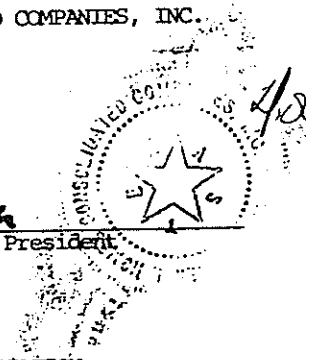
Executed this 14 day of January, 1980.

GENERAL HOMES CONSOLIDATED COMPANIES, INC.  
dba EDEN CORPORATION

ATTEST:

BY Mary B. Prevatte  
Mary B. Prevatte  
Assistant Secretary

BY: S. H. Yager  
S. H. Yager, Vice President



KENSWICK HOMEOWNERS' ASSOCIATION

ATTEST:

BY Chris Keller  
Chris Keller  
Secretary

BY: Tom Hunt  
Tom Hunt, President

CAPITAL NATIONAL BANK

ATTEST:

BY James E. Smith  
James E. Smith  
Vice President

BY: Gary A. Brown  
Gary A. Brown, Vice President

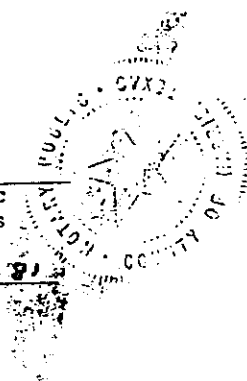
COUNTY OF HARRIS

BEFORE ME, the undersigned authority on this day personally appeared S. H. Yager, VICE PRESIDENT, of General Homes Consolidated Companies, Inc. dba Eden Corporation, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity therein stated, and as the act and deed of said corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 3rd day of JANUARY, 1980.

Nancy C. Creppon  
Nancy C. Creppon, Notary Public  
in and for Harris County, Texas

My Commission Expires 12-20-81



THE STATE OF TEXAS

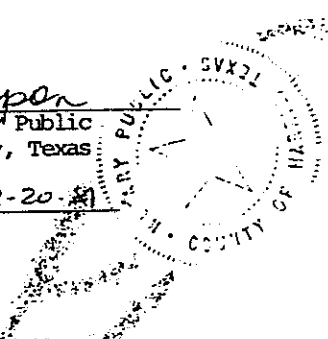
COUNTY OF HARRIS

BEFORE ME, the undersigned authority on this day personally appeared Tom Hunt, PRESIDENT, Kenswick Homeowners' Association, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity therein stated, and as the act and deed of said Association.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 14th day of January, 1980.

Nancy C. Creppon  
Nancy C. Creppon, Notary Public  
in and for Harris County, Texas

My Commission Expires 12-20-81



THE STATE OF TEXAS

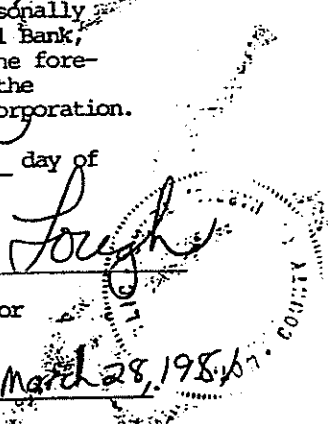
COUNTY OF HARRIS

BEFORE ME, the undersigned authority, on this day personally appeared Gary A. Brown, VICE PRESIDENT, of Capital National Bank, known to me to be the person whose name is subscribed to the foregoing instrument, and consideration therein expressed, in the capacity therein stated, and as the act and deed of said Corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 4th day of January, 1980.

Sherri P. Lough  
Sherri P. Lough  
Notary Public in and for  
Harris County, Texas

My Commission Expires March 28, 1981



## EXHIBIT "A"

All lots in Kenswick, Section III, Subdivision, Harris County, Texas, according to the Map or Plat thereof recorded in Volume 289, Page 50, in the Map Records of Harris County, Texas:

Lots One (1) through Sixteen (16), Block One (1);  
Lots One (1) through Thirty-seven (37), Block Two (2);  
Lots One (1) through Twenty-five (25), Block Three (3);  
Lots One (1) through Eighteen (18), Block Four (4);  
Lots One (1) through Ten (10), Block Five (5);  
Lots One (1) through Fifteen (15), Block Six (6).

STATE OF TEXAS }  
COUNTY OF HARRIS }

I hereby certify that this instrument was FILED in  
File Number Sequence on the date and at the time stamped  
hereon by me; and was duly RECORDED, in the Official  
Public Records of Real Property of Harris County, Texas on

JAN 18 1980



*Quita L. Lusk*  
COUNTY CLERK,  
HARRIS COUNTY, TEXAS

Return to:

Eden Corporation  
7111 Harwin, Ste. 200  
Houston, TX 77036

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