

8749350

492-01-1472

REAL PROPERTY RECORDS

STATE OF TEXAS §
COUNTY OF MONTGOMERY §

KNOW ALL MEN BY THESE PRESENTS:

CERTIFICATE OF AMENDMENT AND/OR TERMINATION OF DEED RESTRICTIONS

WHEREAS, on September 27, 1982 MPB EQUITIES, INC, (MPB), a Corporation whose name has been changed to DELCOM PROPERTIES, INC. (DELCOM), and T.O.R. CORPORATION (T.O.R.), executed and filed of record under Montgomery County Clerk File Nos. 8244222, 8244223 and 8244224 certain Declarations of Covenants affecting 5.265 acres of real property in a subdivision known as Del Lago Estates; and

WHEREAS, the DECLARANT MPB has assigned unto T.O.R. all of its right, title or interest deriving under the Declaration of Covenants so that T.O.R. is now the DECLARANT; and

WHEREAS, the DECLARANT has been requested by Allied Bank and Conroe Bank N.A., federally chartered lending institutions as a condition precedent to lending funds upon the hereinafter described real property that amendments be made to the Declaration of Covenants; and

WHEREAS, pursuant to Sec. 13.06 of the Declaration of Covenants filed under Montgomery County Clerk File No. 8244223 the Covenants may be modified as herein stated; and

NOW, THEREFORE, DECLARANT declares that the Declaration of Covenants and Restrictions referred to above are hereby modified so that the word "Property" or "Assessable Property" wherever used in the said instruments shall not include the following described real property:

SEE EXHIBIT "A"

In the event that any Court of competent jurisdiction should declare this modification to be inconsistant with Sec. 13.06 of said covenants, then and only in such an event, this Certificate of

Amendment shall modify those Articles of the Declaration of Covenants to read as follows:

Document No. 8244223

- Article II - " Deleted "
- Article III - " Deleted "
- Article IV - " Deleted "
- Article V - " Deleted "
- Article VI - " Deleted "
- Article VII - " Deleted "
- Article VIII - " Deleted "
- Article X - " Deleted "
- Article XII - " Deleted "
- Article XIII - " Deleted "
- Article XV - " Deleted "
- Article XVII - " Deleted "

Document No. 8244222

- Article II - " Deleted "
- Article IV - " Deleted "
- Article V - " Deleted "
- Article VI - " Deleted "
- Article VII - " Deleted "
- Article VIII - " Deleted "

It is further declared that T.O.R. CORPORATION as DECLARANT is the sole Class B voting owner of the Del Lago Estates Subdivision. Accordingly T.O.R. CORPORATION votes all of it's Class B shares in favor of termination of the above numerated restrictions.

SIGNED this 30th day of October, 1987.

T.O.R. CORPORATION

BY: *Odell Hudson*
ODELL HUDSON, Secretary

STATE OF TEXAS S
 S
COUNTY OF S

BEFORE ME, the undersigned authority, on this day personally appeared ODELL HUDSON, Secretary of T.O.R. 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 stated, and as the act and deed of said corporation.

Given under my hand and seal of office this 30th day of October, 1987.



Laura J. Bascobille
Notary Public in and for
The State of TEXAS
My Commission Expires: 1-9-90

AFTER RECORDING RET. TO:

Paul E. Nunu

ATTORNEY AT LAW,

1296 HARVARD - (713) 868-6868

HOUSTON, TEXAS 77008

EXHIBIT "A"

BEING 5.265 acres of land in the JOHN CORNER SURVEY, A-8, Montgomery County, Texas, out of a 30.265 acre tract, said 5.265 acres being more particularly described by metes and bounds as follows:

BEGINNING at a 1/2" iron rod in the centerline of a one hundred (100) foot road easement for the northeast corner of said 30.265 acre tract;

THENCE: S 03° 13' E along the east line of said 30.265 acre tract, a distance of 712.97 ft. to a 1/2" iron rod in the 201 contour line of Lake Couroe for the southeast corner of said 30.265 acre tract;

THENCE: S 57° 16' W along said 201 foot contour line of Lake Couroe, a distance of 110.40 ft. to a point for corner;

THENCE: N 31° 28' W, a distance of 871.11 ft. to a 1/2" iron rod in the centerline of said one hundred (100) foot road easement and the north line of said 30.265 acre tract for a corner;

THENCE: S 86° 47' W with the centerline of said one hundred (100) foot road easement and the north line of said 30.265 acre tract, a distance of 508.40 ft. to the POINT OF BEGINNING and containing 5.265 acres of land.

Said Property to include all of lot 35 of Del Lago Estates.

Said 5.265 acres being more fully described in deed dated September 20, 1982 filed of record in Montgomery County, Texas under county clerk file number 8244212.

Said 30.265 acres being more fully described in deed dated September 15, 1980 filed of record in Montgomery County, Texas under county clerk film code number 36-01-0804.

STATE OF TEXAS
COUNTY OF MONTGOMERY)
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
Montgomery County, Texas.

NOV 03 1987



Roy Harris
COUNTY CLERK
MONTGOMERY COUNTY, TEXAS

FILED FOR

1987 NOV -2 PH 3:44

Roy Harris