

92818

STATE OF TEXAS
COUNTY OF WALLER

I
I

DEED RECORDS
VOL 270 PAGE 228

AMENDMENT TO RESTRICTIONS AND COVENANTS
PENICK FARMS

KNOW ALL MEN BY THESE PRESENTS, that Penick 80 Limited, a Texas Limited Partnership, the owner of the property described in Exhibit "A" attached hereto, promulgated and recorded in the County Clerk's office of Waller County, Texas, in Volume 269, Pages 795-801, that certain set of Restrictions and Covenants - Penick Farms; and,

WHEREAS, upon recording said Restrictions and Covenants - Penick Farms, did not record a legal description of the property covered by the Restrictions and Covenants - Penick Farms; and

WHEREAS, the Restrictions and Covenants - Penick Farms, are amended to include the legal description of the property shown herein as Exhibit "A".

EXECUTED AND SIGNED THIS THE 9th day of November, 1976.

Penick 80, Limited, a
Texas Limited Partnership

BY: Charter Financial Group, Inc
General Partner

By: [Signature]
Vice President

BY: Equities Analysis, Inc.
General Partner

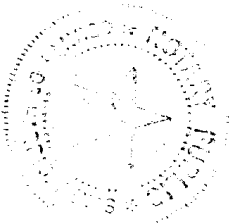
By: [Signature]
Vice President

STATE OF TEXAS I
COUNTY OF HARRIS I

DEED RECORDS
VOL. 270 PAGE 229

BEFORE ME, the undersigned authority, on this day personally appeared Jon A. Joyce, Executive Vice President of CHARTER FINANCIAL GROUP, INC., General Partner of PENICK 80, LIMITED, a Texas Limited Partnership, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the foregoing instrument for the purposes and act and deed of said corporation and partnership.

GIVEN under my hand and seal of office this 9th day of November, 19 76.

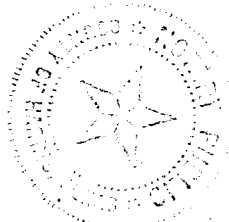


Shirley A. Sanett
Notary Public in and for
Harris County, T E X A S
MY COMMISSION EXPIRES 3-11-78

STATE OF TEXAS I
COUNTY OF HARRIS I

BEFORE ME, the undersigned authority, on this day personally appeared Jon A. Joyce, Executive Vice President of EQUITIES ANALYSIS, INC. General Partner of PENICK 80, LIMITED, a Texas Limited Partnership, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the foregoing instrument for the purposes and act and deed of said corporation and partnership.

GIVEN under my hand and seal of office this 9th day of November, 19 76.



Shirley A. Sanett
Notary Public in and for
Harris County, T E X A S
MY COMMISSION EXPIRES 3-11-78

EXHIBIT "A"

DEED RECORDS
VOL 270 PAGE 230

A certain 79.857 acre tract of land situated in the J. E. Gibbons Survey, A-133, Waller County, Texas, said 79.857 acre tract of land being the fenced portion of a certain 80 acre tract of land described in a deed dated July 28, 1962 to Morgan Ricks et ux Myrtle Louise and recorded in Vol. 172, Page 37, Deed Records of Waller County, Texas, said 79.857 acre tract of land being described as follows:

BEGINNING at an iron pipe set at the S. E. fence corner of the said 192.5 acre tract of land of which this is a part as described in the above deed reference for the S. E. corner of this tract, said corner bears S 88° 37' E, 1010.3 feet from the N.E. corner of the R. Harvey Survey, A-141;

THENCE N 88° 37' W along the South fence line of the said 192.5 acre tract of land, at 1010.3 feet past the N.E. corner of the said Harvey Survey, a total distance of 3617.0 feet to iron pipe found at the East side of Penick Road for the S.W. corner of this tract;

THENCE N 0° 08' W along said East fence line of road, 955.86 feet to iron pin found at fence corner for the N.W. corner of this tract and the S.W. corner of the residue of the said 192.5 acre tract of land;

THENCE S 88° 44' E along fence line, 3635.85 feet to iron pipe set for the N. E. corner of this tract in the East fence line of the said 192.5 acre tract of land;

THENCE S 1° 00' W along said East fence line, 962.92 feet to the POINT OF BEGINNING containing 79.857 acres of land as surveyed by W. D. Kennedy, Registered Public Surveyor No. 511, January 5, 1973.

SAVE AND EXCEPT an undivided One-Half (1/2) interest in all minerals together with ingress and egress rights as reserved in deed from Elna Pope to Morgan Ricks et ux, recorded in Volume 172, page 37, Deed Records of Waller County, Texas, and as described in deed to Egon H. Muller and Clyde Muller, recorded in Volume 214, Page 161, Deed Records of Waller County, Texas.

Filed for Record Nov. 12 A.D., 1976 at 10:25 o'clock A. M.

Recorded Nov. 16 A.D., 1976 at 9:40 o'clock A. M.

DICK CUNY, County Clerk, Waller County, Texas

By Louise Mikolajewski Deputy