

11/13/01

FIRST SUPPLEMENTAL DECLARATION OF COVENANTS AND RESTRICTIONS FOR COMMONWEALTH SQUARE (ANNEXING MARCONI AVENUE TOWNHOMES)

100

THE STATE OF TEXAS §
COUNTY OF HARRIS §

05/01/01 300535791 V019682

\$13.00

This First Supplemental Declaration Of Covenants And Restrictions For Commonwealth Square (Annexing Marconi Avenue Townhomes) is made effective the 1st day of May, 2001, by Perry Homes, a Joint Venture, as Declarant ("Declarant").

WHEREAS, Declarant executed and filed that certain Master Declaration Of Covenants And Restrictions For Commonwealth Square, recorded on April 24, 2001, under Clerk's File No. V002497, in the Real Property Records of Harris County, Texas (the "Declaration"); and,

WHEREAS, Declarant desires to annex additional property described in Exhibit "A" attached hereto ("Additional Property"), and to thereby extend the coverage, plan and concept of the Declaration to such real property in accordance with Article II, Paragraph 2.4 of the Declaration.

NOW THEREFORE, Declarant does hereby supplement the Declaration as follows:

- 1. The Additional Property is hereby annexed pursuant to Article II, paragraph 2.4 of the Declaration.
2. The coverage, plan and concept of the Declaration is hereby extended to the Additional Property.
3. The Additional Property has been platted as set forth on the Plat of Marconi Avenue Townhomes, which Declarant has filed in the map records of Harris County, Texas.
4. The Marconi Avenue Townhomes consists of Twenty-four (24) Townhome Sites.
5. The Additional Property is annexed into the jurisdiction of the Commonwealth Square Homeowners Association, Inc.
6. The Additional Property shall hereinafter be a portion of the "Property" as such term is defined in the Declaration.
7. Except as set forth in this instrument, the Declaration is not otherwise affected and remains in full force and effect.

55-4-00-000

Executed this 1<sup>st</sup> day of May, 2001.

**DECLARANT:**

Perry Homes, a Joint Venture

③ 201

By: Perry-Houston Interests, Ltd.,  
a Texas limited partnership,  
as the Managing Joint Venturer

By: PH Financial L.L.C.,  
a Texas limited liability company,  
as the General Partner

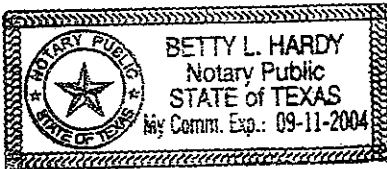
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By: Gerald W. Noteboom  
Gerald W. Noteboom  
Executive Vice President

**ACKNOWLEDGMENT**

THE STATE OF TEXAS §  
  §  
COUNTY OF HARRIS §

This instrument was acknowledged before me on this the 1<sup>st</sup> day of May, 2001 by Gerald W. Noteboom, Executive Vice President of PH Financial L.L.C., a Texas limited liability company, as the General Partner of PERRY-HOUSTON INTERESTS, Ltd., a Texas limited partnership, the Managing Joint Venturer of PERRY HOMES, A Joint Venture.



Seal Showing Name and  
Commission Expiration

Betty L Hardy  
Notary Public in and for the  
State of Texas

**AFTER RECORDING RETURN TO:**

S. Bradley Todes  
Perry Homes, a Joint Venture  
P.O. Box 34306  
Houston, Texas 77234

Bonnie B. Thompson  
COUNTY CLERK  
HARRIS COUNTY TEXAS

2001 MAY -1 PM 1:25

**FILED**

959-4-8696

**EXHIBIT "A"**

Marconi Avenue Townhomes, an addition in the City of Houston, Harris County, Texas, according to a map or plat thereof, recorded under Clerk's File No. V014514 and Film Code No. 476056, of the Map Records of Harris County, Texas.

ANY PROVISION HEREIN WHICH RESTRICTS THE SALE, RENTAL, OR USE OF THE DESCRIBED REAL PROPERTY BECAUSE OF COLOR OR RACE IS INVALID AND UNENFORCEABLE UNDER FEDERAL LAW  
THE 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

**MAY - 1 2001**



*Dorely B. Kaufman*

COUNTY CLERK  
HARRIS COUNTY, TEXAS