

F873730

NOV-30-73

CLERK OF COURTS

HARRIS COUNTY, TEXAS

93

113-94-0382

AMENDMENT TO
RESTRICTIONS
TIMBER LANE SECTION 11
HARRIS COUNTY, TEXAS

THE STATE OF TEXAS §

COUNTY OF HARRIS §

WHEREAS, SHIRLEY-HOUSTON, INC., a Texas corporation, hereinafter referred to as "Owner", is the owner of the following described residential lots in Harris County, Texas, being part of the 20.534 acres of land included in TIMBER LANE, SECTION 11, as shown on the subdivision plat of TIMBER LANE, SECTION 11, recorded in Volume 282, Page 49, of the Map Records of Harris County, Texas, reference being here made to said subdivision plat of TIMBER LANE, SECTION 11, and the record thereof for all purposes:

Lots 1 through 16 in Block 1
Lots 1 through 63 in Block 2
Lots 1 through 10 in Block 3

TIMBER LANE, SECTION 11, and

WHEREAS, CULLEN SAVINGS ASSOCIATION, hereinafter referred to as "Lien Holder", is the owner and holder of deeds of trust affecting TIMBER LANE, SECTION 11;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS:

That Owner of the above described lands and Lien Holder, as owner and holder of the deed of trust liens upon said lands, have heretofore filed certain Restrictions pertaining to said lands in the Real Property Records of Harris County, Texas under Clerk's File No.

F873727, which shall hereafter be referred to as "Restrictions."

That Owner and Lien Holder, while they are still the exclusive owner and lien holder with respect to the subject property, desire to amend said Restrictions in the manner set out below.

That Owner and Lien Holder hereby covenant and agree that said residential lots in TIMBER LANE, SECTION 11, are now held and shall hereafter be conveyed subject to the following covenants, conditions and restrictions, which are deemed to be covenants running with the land:

SUBJECT to the conditions set out below any Owner of one or more adjoining lots or portions thereof may consolidate such lots or portions into one single family residence building site, with the privilege of placing or constructing improvements on such site, in which case set back lines shall be measured from the resulting side property lines rather than from the lot lines shown on the recorded plat. This right to consolidate lots or portions of lots may be exercised only if the resulting building sites have greater frontage and total area than the smallest platted lot involved in such consolidation. In no event shall such consolidation result in a lot or building site smaller than a single platted lot. It is further provided that a consolidated lot shall remain liable for the proportionate share of the annual maintenance fee assessed against each original platted lot. It is further provided that the Owner or Owners of a single consolidated lot shall cast one vote as a member or members of the TIMBER LANE COMMUNITY IMPROVEMENT ASSOCIATION.

In the event any one or more of these covenants, restrictions or maintenance charge provisions shall become or be held invalid by reason of abandonment, waiver, or judicial decision, same shall in no wise affect or impair the validity of other covenants, agreements, restrictions or maintenance charge provisions set out herein or in the Restrictions amended hereby, which shall remain in full force and effect.

Lien Holders join in the execution hereof for the purpose of subordinating all of the liens held by them against the above described property unto these presents, and do hereby consent and agree to the imposition of the aforesaid reservations, restrictions, covenants and conditions; and Lien Holders hereby agree that a foreclosure shall not affect such reservations, restrictions and covenants.

SHIRLEY-HOUSTON, INC.

ATTEST:

Sidney Gibson
SIDNEY GIBSON, Secretary

By:

Ralph Shirley
RALPH SHIRLEY - President

CULLEN SAVINGS ASSOCIATION

ATTEST:

Jean Bishop
JAN BISHOP, Asst Secretary

By:

Richard M. Scott
RICHARD M. SCOTT, EXECUTIVE VICE PRESIDENT

THE STATE OF TEXAS X

COUNTY OF HARRIS X

BEFORE ME, the undersigned authority, on this day personally appeared RALPH SHIRLEY, President of SHIRLEY-HOUSTON, INC. and SIDNEY GIBSON, Secretary of SHIRLEY-HOUSTON, INC., a Texas corporation, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they 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 the 30 day of November A.D. 1978.

Lynne B. Rich
LYNNE B. Rich
 (Print Notary's Name)
 Notary Public in and for C
 Harris County, Texas
 My commission expires 12-15-79

THE STATE OF TEXAS X

COUNTY OF HARRIS X

BEFORE ME, the undersigned authority, on this day personally appeared Richard M. Scott, Exec. V. President of CULLEN SAVINGS ASSOCIATION and Jeri Bishop, Asst Secretary of CULLEN SAVINGS ASSOCIATION, a Texas corporation, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they 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 the 30 day of November A.D. 1978.

Lynne B. Rich
LYNNE B. Rich
 (Print Notary's Name)
 Notary Public in and for
 Harris County, Texas
 My commission expires 12-15-79

Return To: S. J. GIBSON
 22530 ALDINE WESTFIELD RD.
 SPRING, TEXAS 77373

113-94-0385

UNOFFICIAL

COPY

FILED
NOV 30 3 59 PM 1978
COUNTY CLERK
HARRIS COUNTY, TEXAS

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

NOV 30 1978



Robert J. ...
COUNTY CLERK,
HARRIS COUNTY, TEXAS