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NOT FOR PUBLIC RELEASE

FIRST AMENDMENT TO DECLARATIONS
 COVERING MISSION BEND, SAN MIGUEL,
SECTIONS ONE, TWO, FIVE AND SIX

STATE OF TEXAS §
 COUNTY OF FORT BEND § KNOW ALL MEN BY THESE PRESENTS THAT:
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WHEREAS, pursuant to Article X, Section 10.2 of each of those certain Declarations covering Mission Bend, San Miguel, Sections One, Two, Five and Six, recorded, respectively, in Volume 767, Page 273, et seq., Volume 767, Page 292, et seq., Volume 910, Page 579, et seq., and Volume 910, Page 594, et seq., Deed Records of Fort Bend County, Texas (said instruments herein referred to collectively as the "Declarations"), the Declarations each provide that the Declarations "may be amended in whole or in part by an instrument executed by the President of the Association when approved by a majority of the votes of each Class of members at a Meeting of Members" and

WHEREAS, the Members have approved and adopted the amendments hereinafter set forth in accordance with the aforesaid provisions of the Declarations at a meeting of the Members duly called, convened and conducted on March 15, 1990.

NOW THEREFORE, notice is hereby given of amendment to each of the Declarations as follows:

Article V of each of the Declarations are, each and all, hereby amended by adding thereto the following Sections 5.11 and 5.12, to wit:

SECTION 5.11 Specific Assessments. The Board of Directors shall specifically assess individual Lots for Association expenses as follows:

(a) Compliance Costs. All expenses incurred by the Association by reason of a breach or violation of or to obtain compliance with any provisions of the Declarations, or the Articles of Incorporation or Bylaws of the Association, or any amendments thereto, shall be assessed against the Owner of the Lot who occasioned the incurrence of such expenses, including reasonable attorney's fees whether incurred prior to, during the pendency of or after successful completion of any actions in a court of competent jurisdiction.

(b) Payment; Waiver. Specific assessments shall become due and payable immediately upon the occurrence of the event giving rise to liability for payment of same. For good cause shown as determined in the sole discretion of the Board of Directors, the Board may waive, wholly or partially, imposition of any specific assessment; provided, any such waiver shall be conditioned upon adequate assurances of future compliance and payment in full of all remaining monetary obligations to the Association or receipt of written commitment that same will be paid within a specified period of time.

SECTION 5.12 Application of Payments. All payments made by or on behalf of an Owner for assessments, annual, special or specific, shall be deemed made upon the date of receipt of the payment by the Association or its designated agent. All payments received, including payments received in consequence of foreclosure proceedings, shall be applied first to payment of all specific assessments due, then to payment of all special assessments due, and finally to payment of all annual assessments due, application within each category to be on a first in, first out basis.

FILED

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Dianne Wilson
COUNTY CLERK
FORT BEND COUNTY, TEXAS

STATE OF TEXAS COUNTY OF FORT BEND
I, hereby certify that this instrument was filed on the
date and time stamped hereon by me and was duly recorded in
the volume and page of the Official Records of Fort Bend
County, Texas as stamped by me.

JUL 30 1990



Dianne Wilson
County Clerk, Fort Bend Co., TEX.