

AMENDMENT TO RESTRICTIONS, COVENANTS AND CONDITIONS
INDIAN BEACH, SECTION ONE (1)
GALVESTON, TEXAS

THE STATE OF TEXAS §
 §
COUNTY OF GALVESTON §

WHEREAS, pursuant to the provisions of that certain instrument dated October 13, 1980, recorded in Book 3406, Page 838, of the Deed of Trust Records in the Office of the County Clerk of Galveston County, Texas, certain restrictions, covenants and conditions ("Restrictions") were imposed upon lots in Indian Beach, Section One (1), a subdivision in Galveston County, Texas, according to the plat thereof recorded in Book 17, Page 1 of the Plat Records in the Office of the County Clerk of Galveston County, Texas ("Subdivision").

WHEREAS, Paragraph 26 of the Restrictions provides that such Restrictions may be amended from time to time by an instrument duly executed and acknowledged and recorded in the office of the County Clerk of Galveston County signed by the owners of a majority of the lots in the Subdivision, provided that only one vote shall be allowed for each lot in the Subdivision, regardless of whether more than one person owns a lot, and provided, further, that when one person or the Developer owns more than one lot, he or it shall be entitled to one vote for each lot owned; and

WHEREAS, it is the desire of the undersigned owners of a majority of the lots in the Subdivision to amend the Restrictions.

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS: That the undersigned owner of a majority of the lots located in the subdivision does hereby amend the Restriction by adding the following sentence to the end of Paragraph 1:

"Notwithstanding anything to the contrary contained herein, the Developer shall have the right to conduct sales of property (i) on or from Reserves "A" and "B" and (ii) on or from any of said Lots so long as Developer owns one lot within the Subdivision."

EXCEPT and as herein amended, all of the provisions of the Restrictions are hereby ratified and confirmed and shall remain in full force and effect as originally written.

EXECUTED this 16 day of March, 1992.

THE WOODLANDS CORPORATION

By: [Signature]
J. Leonard Rogers
Senior Vice President *alw*

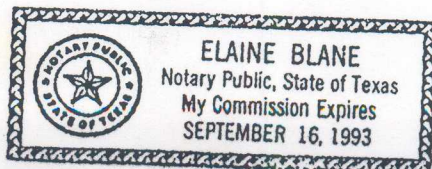
STATE OF TEXAS §
 §
COUNTY OF MONTGOMERY §

This instrument was acknowledged before me on March 16, 1992, by J. Leonard Rogers, Senior Vice President of THE WOODLANDS CORPORATION, a Delaware corporation.

Elaine Blane
Notary Public, State of Texas

AKW/pf/BAMEND.IB/03-16-92

PAID



When Recorded Return To:
The Woodlands Corporation
Attn: Mary Rose *J. Leonard Rogers*
P. O. Box 4000
The Woodlands, Texas 77380

4.0006 acres of land out of Section No. 10, Hall and Jones Survey of Galveston Island, Galveston County, Texas, being more particularly described by metes and bounds as follows:

COMMENCING at an iron rod located in the East line of Section 10, Hall and Jones Survey at its intersection with the Northwesterly right-of-way line of (Termini) San Luis Pass Road. Said iron rod set by C. C. Washington, former Galveston County Surveyor.

THENCE S 55° 12' 35" W along the northwesterly right-of-way line of San Luis Pass Road 4266.20 feet to a 1 1/2 inch iron pipe marking the Southeasterly corner of Indian Beach Subdivision, Section 1, as recorded in Book 17, Page 17, Map Records, Galveston County, Texas;

THENCE continuing along the Northwesterly right-of-way line of San Luis Pass Road S 55° 11' 20" W a distance of 900.00 feet to a point for corner;

THENCE N 34° 48' 40" W a distance of 371.48 feet to 6" x 8" fence corner post marking the Southeasterly corner of the herein described tract, same being the "Out Tract" parcel as shown on Indian Beach Subdivision, Section 1 plat, and being the POINT OF BEGINNING:

THENCE along the boundary lines of said "Out Tract" parcel the following four (4) courses and distances:

S 67° 02' 01" W a distance of 417.20 feet to a 6" x 8" fence corner post for corner;
 N 23° 10' 02" W a distance of 416.41 feet to a 6" x 8" fence corner post for corner;
 N 66° 47' 22" E a distance of 418.02 feet to a 6" x 8" fence corner post for corner;
 S 23° 03' 19" E a distance of 418.19 feet to the POINT OF BEGINNING and containing 4.0006 acres of land.

STATE OF TEXAS

COUNTY OF GALVESTON

I hereby certify that this instrument was filed on the date and time stamped hereon by me and was duly recorded in the Official Public Records of Real Property of Galveston County, Texas, on

APR 24 1984



Mary Jane Christman
 COUNTY CLERK, Galveston County, Texas

FILED FOR RECORD

APR 24 3 06 PM '84

Mary Jane Christman
 COUNTY CLERK, GALVESTON COUNTY, TEXAS

EXHIBIT "A"