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Annex
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**ANNEXATION AND SUPPLEMENTAL DECLARATION OF COVENANTS,
CONDITIONS AND RESTRICTIONS**
for
AUBURN LAKES RETREAT, SECTION FIVE (5)
A SUBDIVISION IN HARRIS COUNTY, TEXAS

THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

20120514848
11/05/2012 RP1 \$24.00

KNOW ALL PERSONS BY THESE PRESENTS:

WHEREAS, by that certain instrument entitled "Declaration of Covenants, Conditions and Restrictions for Auburn Lakes Retreat" dated August 4, 2006 and executed by Peramco, Inc., a Florida corporation ("Declarant"), which was filed of record in the Official Public Records of Real Property of Harris County, Texas, under County Clerk's File No. Z506141 (the "Declaration"), Declarant did subject all of the property in:

Auburn Lakes Retreat, Section One (1), a subdivision in Harris County, Texas according to the map or plat thereof recorded under Harris County Clerk's File No. Z310990 and Film Code No. 600173 of the Map Records of Harris County, Texas.

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to those certain easements, covenants, restrictions and conditions described in the Declaration;

WHEREAS, the Declaration was amended by that certain instrument entitled "First Amendment to Declaration of Covenants, Conditions and Restrictions for Auburn Lakes Retreat" filed of record in the Official Public Records of Real Property of Harris County, Texas under County Clerk's File No. 20070722660 (the Declaration as amended hereinafter still referred to as the "Declaration");

WHEREAS, Article VIII, Section 8.3 of the Declaration entitled "**ANNEXATION**" provides:

SECTION 8.3. ANNEXATION. Additional land may be annexed and subjected to the provisions of this Declaration by Declarant, without the consent of the Members, within ten (10) years of the date that this Declaration is recorded in the Official Public Records of Real Property of Harris County, Texas. Thereafter, additional land may be annexed and subjected to the provisions of this Declaration only with the consent of not less than two-thirds (2/3) of the Members of the Association present and voting, in person or by proxy, at a meeting of the Members called for that purpose at which a quorum is present. The annexation of additional

land shall be effective upon filing of record an annexation instrument in the Official Public Records of Real Property of Harris County, Texas. Provided that, no land made subject to this Declaration shall be deannexed within ten (10) years of the date this Declaration is recorded without the written consent of Declarant. Additionally, the Declarant, its successors and assigns, shall have the right to create a master association, which may include other homeowners associations and other properties (the "Master Association"), and place the Association within the jurisdiction of such Master Association.

WHEREAS, Declarant is the owner of all that certain property known as Auburn Lakes Retreat, Section Five (5), a subdivision in Harris County, Texas according to the map or plat thereof recorded under Film Code No. 648244 of the Map Records of Harris County, Texas ("Auburn Lakes Retreat, Section Five (5)"); and

WHEREAS, Declarant desires Auburn Lakes Retreat, Section Five (5) to be annexed into Auburn Lakes Homeowners Association, Inc. (the "Association") pursuant to the terms of Article VIII, Section 8.3 of the Declaration as evidenced by the signatures below.

NOW, THEREFORE, Auburn Lakes Retreat, Section Five (5) is hereby annexed into the jurisdiction of the Association and subjected to all those certain easements, covenants, restrictions and conditions described in the Declaration, as amended, which shall run with Auburn Lakes Retreat, Section Five (5) and be binding on all subsequent purchasers thereof, save and except the following provisions of the Declaration, which provisions of the Declaration as to Auburn Lakes Retreat, Section Five (5), shall be amended as follows:

1. Article I, Section 1.16 of the Declaration entitled "**NEIGHBORHOOD**" now includes Auburn Lakes Retreat, Section Five (5) as the fifth Neighborhood subject to the Declaration.
2. Article II, Section 2.5.1 of the Declaration as to Auburn Lakes, Section Five (5) is amended to add the following text at the end thereof:

Notwithstanding anything contained in the Declaration to the contrary, the following Lots in Auburn Lakes Retreat, Section Five (5) will have the Subdivision Perimeter Fence located on the portion of the Lot adjacent to the right-of-way or reserves, as applicable, immediately adjacent to New Auburn Drive and Castle Hollow Drive:

- Lots Nine (9), Ten (10), Twenty-Six (26), Twenty-Seven (27) and Thirty-Five (35) in Block One (1) and Lots Eight (8) through Eleven (11), inclusive in Block Two (2).

The amendment of the Declaration set forth above shall be deemed to be a part of and shall be interpreted in accordance with the Declaration. All provisions of the Declaration not amended hereby are hereby ratified and confirmed in each and every particular, and shall continue in full force and effect pursuant to the terms of the Declaration.

IN WITNESS WHEREOF, the undersigned for the purpose of acknowledging its consent and approval to this "Annexation and Supplemental Declaration of Covenants, Conditions and Restrictions for Auburn Lakes Retreat, Section Five (5) a Subdivision in Harris County, Texas" Declarant has executed this instrument as of the date set forth below to be effective upon filing of record in the Official Public Records of Real Property of Harris County, Texas.

Executed on the 25th day of October, 2012.

PERAMCO, INC.
a Florida corporation

By: [Signature]
Gonzalo Velaochaga, Vice President

Stan Stewart
 COUNTY CLERK
 HARRIS COUNTY, TEXAS

2012 NOV - 5 PM 11:12

FILED 2012

THE STATE OF TEXAS §
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COUNTY OF HARRIS §

This instrument was acknowledged before me on the 25 day of October, 2012, by Gonzalo Velaochaga, Vice President of Peramco, Inc., a Florida Corporation, for the consideration and in the capacities stated therein.

[Signature]
Notary Public in and for the State of Texas

Return to:
Peramco, Inc.
10497 Town & Country Way, Suite 430
Houston, Texas 77024

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 place herein by me, and was duly RECORDED, in the Official Public Records of Real Property of Harris County, Texas.

STACEY ANN PATTON
Notary Public, State of Texas
My Commission Expires
June 23, 2013

NOV - 5 2012



[Signature]
COUNTY CLERK
HARRIS COUNTY, TEXAS