

4
ANNEX
J

ANNEXATION AND SUPPLEMENTAL DECLARATION OF COVENANTS,
CONDITIONS AND RESTRICTIONS
for
AUBURN LAKES PINES, SECTION FOUR (4)
A SUBDIVISION IN HARRIS COUNTY, TEXAS

THE STATE OF TEXAS §
 § KNOW ALL PERSONS BY THESE PRESENTS:
COUNTY OF HARRIS §

WHEREAS, by that certain instrument entitled "Declaration of Covenants, Conditions and Restrictions for Auburn Lakes Pines" dated November 7, 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. 20060180454 (the "Declaration"), Declarant did subject all of the property in Auburn Lakes Pines, Section One (1) and Auburn Lakes Pines, Section Two (2), subdivisions in Harris County, Texas, according to the maps or plats thereof recorded under Film Code Nos. 604288 and 604291 of the Map Records of Harris County, Texas to those certain easements, covenants, restrictions and conditions described in 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

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include other homeowners associations and other properties (the "Master Association"), and place the Association within the jurisdiction of such Master Association.

WHEREAS, the Declarant is the owner of all that certain property known as Auburn Lakes Pines, Section Four (4), a subdivision in Harris County according to the map or plat thereof filed of record under Film Code No. 633204 of the Map Records of Harris County, Texas ("Auburn Lakes Pines, Section Four (4)"); and

WHEREAS, Declarant desires Auburn Lakes Pines, Section Four (4) 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 Pines, Section Four (4) is hereby annexed into the jurisdiction of the Association and subjected to all those certain easements, covenants, restrictions and conditions described in the Declaration by virtue of this "Annexation and Supplemental Declaration of Covenants, Conditions and Restrictions for Auburn Lakes Pines, Section Four (4) a Subdivision in Harris County, Texas" ("Supplemental Declaration"), which Declaration and this Supplemental Declaration shall run with the Auburn Lakes Pines, Section Four (4) 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 Pines, Section Four (4), shall be amended as follows:

1. Article I, Section 1.16 of the Declaration entitled "**NEIGHBORHOOD**" as to Auburn Lakes Pines, Section Four (4) is amended to add a sentence to the end thereof to read as follows:

Auburn Lakes Pines, Section Four (4) is also a Neighborhood subject to this Declaration.

2. Article I, Section 1.18 of the Declaration entitled "**PLAT or PLATS**" is amended to include Auburn Lakes Pines, Section Four (4).

3. Article I, Section 1.20 of the Declaration entitled "**PROPERTIES**" as to Auburn Lakes Pines, Section Four (4) is amended to add a sentence to the end thereof to read as follows:

Auburn Lakes Pines, Section Four (4) is also defined as part of the Properties.

4. Article I, Section 1.24 of the Declaration entitled "SUBDIVISION" as to Auburn Lakes Pines, Section Four (4) is amended to add a sentence to the end thereof to read as follows:

Auburn Lakes Pines, Section Four (4) is also defined as part of the Subdivision.

EXECUTED by the respective parties on the dates set forth below to be effective the date this document is filed of record in the Official Public Records of Real Property of Harris County, Texas.

DECLARANT:

PERAMCO, INC.,
A Florida Corporation

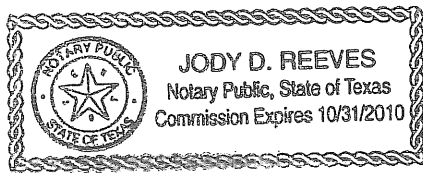
By: _____
Gonzalo Velaochaga, Vice President

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THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

This instrument was acknowledged before me on the 20th day of April, 2010, by Gonzalo Velaochaga, Vice President of Peramco, Inc., a Florida corporation, for the consideration and in the capacities stated therein.

Jody D. Reeves
Notary Public in and for the State of Texas



2010 APR 20 AM 11:44
County Clerk
HARRIS COUNTY, TEXAS

FILED

SECRET

CONSENT OF LIENHOLDER

The undersigned, being a lienholder against Auburn Lakes Pines, Section Four (4), does hereby consent and agree to the foregoing "Annexation and Supplemental Declaration of Covenants, Conditions and Restrictions for Auburn Lakes Pines, Section Four (4) a Subdivision in Harris County, Texas" to which this instrument is attached.

RBC BANK (USA),
a North Carolina Banking Corporation

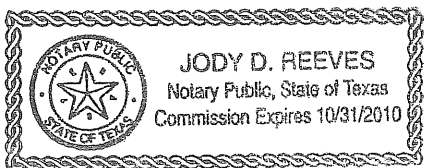
4-20-2010
Date

By: [Signature]
Name: Seema Dawson
Title: Vice President

THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

BEFORE ME, the undersigned notary public, on this day personally appeared Seema Dawson, Vice President of RBC Bank (USA), a North Carolina Banking Corporation known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he/she executed the same for the purpose and consideration therein expressed.

SUBSCRIBED AND SWORN TO BEFORE ME on this the 20th day of April, 2010, to certify which witness my hand and official seal.



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

COOPER'S MEMORANDUM:
At the time of recordation, this instrument was found to be inadequate for the best photographic reproduction because of illegibility, carbon or photo copy, discolored paper, etc. All blackouts, additions and changes were present at the time the instrument was filed and recorded.

Return to:
BUTLER | HAILEY
8901 Gaylord Drive, Suite 100
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

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I hereby certify that this instrument was FILED in File Number Sequence on the date and at the time stamped herein by me; and was duly RECORDED, in the Official Public Records of Real Property of Harris County, Texas on

APR 20 2010



[Signature]
COUNTY CLERK
HARRIS COUNTY, TEXAS

145-1534