

NOTICE
A

4th Amendment

SUPPLEMENTAL NOTICE OF DEDICATORY INSTRUMENTS
for
CHIMNEY HILL COMMUNITY ASSOCIATION, INC.

THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

The undersigned, being the Managing Agent for Chimney Hill Community Association, Inc. (the "Association"), a property owners' association as defined in Section 202.001 of the Texas Property Code, hereby amends and supplements those certain instruments entitled "Notice of Dedicatory Instruments for Chimney Hill Community Association, Inc.", "First Supplemental Notice of Dedicatory Instruments for Chimney Hill Community Association, Inc.", "Second Supplemental Notice of Dedicatory Instruments for Chimney Hill Community Association, Inc." and "Supplemental Notice of Dedicatory Instruments for Chimney Hill Community Association, Inc." filed of record in the Official Public Records of Real Property of Harris County, Texas under County Clerk's File Nos. W365134, W749786, X164107 and 20130608376 (the "Notice") was filed of record for the purpose of complying with Section 202.006 of the Texas Property Code.

1. Restrictive Covenants. In addition to the description of the documents imposing restrictive covenants on the Property contained in the Notice, the following documents likewise impose restrictive covenants and the title and recording information for such documents are as follows:
 - a. Documents:
 - (1) Supplemental Declaration of Restrictions Chimney Hill, Section Three (3).
 - b. Recording Information:
 - (1) Harris County Clerk's File No. G878288.

2. Other Dedicatory Instruments: In addition to the Restrictive Covenants identified in the Notice, the following documents are Dedicatory Instruments governing the Association which were previously recorded in the Official Public Records of Real Property of Harris County, Texas:
 - a. Document:
 - (1) Affidavit in Compliance with Section 202.006 of Title 11 of the Texas Property Code.
 - (2) Affidavit in Compliance with Section 202.006 of Title 11 of the Texas Property Code.
 - (3) Affidavit in Compliance with Section 202.006 of Title 11 of the Texas Property Code.
 - b. Recording Information:
 - (1) Harris County Clerk's File No. Y019277.

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- (2) Harris County Clerk's File No. 20100036353.
- (3) Harris County Clerk's File No. 2010036354.

3. Additional Dedicatory Instrument. In addition to the Dedicatory Instruments identified in the Notice, the following document is a Dedicatory Instrument governing the Association.

- a. Certificate of Amendment to the By-Laws of Chimney Hill Community Association, Inc.

A true and correct copy of such Dedicatory Instrument is attached to this Supplemental Notice.

This Supplemental Notice is being recorded in the Official Public Records of Real Property of Harris County, Texas for the purpose of complying with Section 202.006 of the Texas Property Code. I hereby certify that the information set forth in this Supplemental Notice is true and correct and that the copy of the Dedicatory Instrument attached to this Supplemental Notice is a true and correct copy of the original.

Executed on this 27 day of December, 2013.

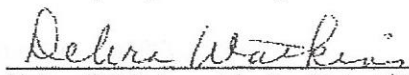
CHIMNEY HILL COMMUNITY ASSOCIATION, INC. 10R
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By: Planned Community Management, Inc.,
Managing Agent

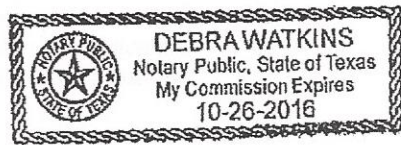

David Layman, Community Manager

THE STATE OF TEXAS §
§
COUNTY OF HARRIS §

BEFORE ME, the undersigned notary public, on this 27 day of December 2013 personally appeared David Layman, Community Manager for Planned Community Management, Inc., Managing Agent for Chimney Hill Community Association, Inc., known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purpose and in the capacity therein expressed.


Notary Public in and for the State of Texas

Return to:
Butler | Hailey
8901 Gaylord Drive, Suite 100
Houston, Texas 77024



242384

4th Amendment

CERTIFICATE OF AMENDMENT TO THE BY-LAWS
of
CHIMNEY HILL COMMUNITY ASSOCIATION, INC.

THE STATE OF TEXAS

COUNTY OF HARRIS

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I, Charles Driskell, President of Chimney Hill Community Association, Inc. (the "Association"), do hereby certify that at a meeting of the Board of Directors of the Association (the "Board") duly called and held on the 19th day of August, 2013, with at least a quorum of the Board members being present and remaining throughout, and being duly authorized to transact business, the following amendment to the By-Laws of the Association was duly approved by a majority vote of the members of the Board:

RECITALS:

1. Sections 209.00593(a) of the Texas Property Code provides in pertinent part that any board member whose term has expired must be elected by owners who are members of the property owners' association.
2. The Association has historically had difficulty establishing a quorum at annual meetings, thereby preventing the Association from having a proper election of Directors.
3. Section 209.00593(b) of the Texas Property Code provides that a board of a property owners' association may amend the bylaws of the property owners' association to provide for elections to be held as required by Subsection 209.00593(a).
4. The Board of Directors desires to amend the By-Laws of the Association, as authorized by Section 209.0593(b) of the Code, to provide a procedure for the election of Directors if an election of Directors cannot be conducted at an annual meeting of the members due to the inability to establish a quorum.

AMENDMENT:

The Board of Directors hereby amends the By-Laws of the Association as follows:

Article VII is hereby amended to add Section 3 to the By-Laws to read as follows:

Section 3. Election of Directors; No Quorum at Annual Meeting. As provided in Section 2 of this Article VII, the election of Directors is to be conducted at the annual meeting of the members. Provided, however, if an election of Directors cannot be conducted at a properly noticed annual meeting because a quorum cannot be established, the election of Directors shall be conducted in the manner set forth in this Section.

Upon determining that a quorum at a properly noticed annual meeting cannot be established, the Board may provide any reports or other information to the members in attendance, but no matters may be voted on by the members or business conducted. Thereafter, the members present, either in person or by proxy, shall convene an election meeting to elect Directors to fill the positions on the Board that were to expire at

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the annual meeting. No set quorum will be required at this election meeting, other than those that are in attendance, either in person or by proxy. This election meeting will be neither an annual meeting nor special meeting of members as defined in these By-Laws, but rather an election meeting for the sole purpose of complying with Section 209.00592 of the Texas Property Code. The candidates for election to the Board shall include the persons nominated by the nominating committee, if any, and each person who either notifies the Board at the time of the election meeting of his/her desire to be a candidate or is nominated by a person in attendance at the election meeting. Each candidate shall then be given an opportunity to make a brief presentation to the members present at the election meeting. The presentation shall be limited to providing personal information, work history, service on other boards and the like. After the presentations of the candidates have been made, votes shall be cast by the members present either in person or by proxy. Provided that, in the event there are no more candidates for election to the Board than there are positions to be filled, the process of casting and counting votes shall not be necessary; rather, the candidates shall be deemed to be elected without the necessity of further action.

The candidate(s) receiving the highest number of votes at the election meeting will be elected. In the event of a tie, the vote tabulators shall place the names of the candidates in a container and blindly draw the name of the winning candidate. The results of the election shall be posted in the same manner as required for a meeting of the Board of Directors by Section 209.0051(e) of the Texas Property Code (as well as notice by email to those members of the Association that have registered an email address with the Association). If a member demands a recount of the votes, the date that the results of the election are posted and emailed shall be the date on which the statutory period to request a recount commences.

Notwithstanding the fact that a person elected as a Director under this Section is not elected at an annual meeting, that Director's term shall expire as of the annual meeting of the members held in the third year after the year in which the Director is elected or, if the annual meeting cannot be held in that year due to a lack of quorum, the date the Director's successor is elected in accordance with the provisions of this Section.

I hereby certify that I am the duly elected, qualified and acting President of the Association and that the foregoing amendment to the By-Laws was approved by a majority vote of the Board of Directors as set forth above and now appears in the books and records of the Association, to be effective upon recording in the Official Public Records of Real Property of Harris County, Texas.

CHIMNEY HILL COMMUNITY ASSOCIATION, INC.

By: Charles Driskell

Printed: Charles Driskell

Its: President

THE STATE OF TEXAS

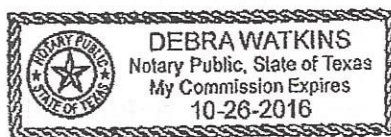
COUNTY OF HARRIS

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BEFORE ME, the undersigned notary public, on this 19 day of August 2013 personally appeared Charles Driskell, President of Chimney Hill Community Association, Inc., 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 in the capacity therein expressed.

Debra Watkins
Notary Public In and for the State of Texas

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Pages 6
12/30/2013 08:27:20 AM
e-Filed & e-Recorded in the
Official Public Records of
HARRIS COUNTY
STAN STANART
COUNTY CLERK
Fees 32.00

RECORDERS MEMORANDUM

This instrument was received and recorded electronically and any blackouts, additions or changes were present at the time the instrument was filed and recorded.

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 time stamped hereon by me; and was duly RECORDED in the Official Public Records of Real Property of Harris County, Texas.



Stan Stanart

COUNTY CLERK
HARRIS COUNTY, TEXAS