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SUPPLEMENTAL DECLARATION OF RESTRICTIONS
CHIMNEY HILL, SECTION THREE (3)

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

THAT WHEREAS, U.S. HOME LAND OF TEXAS, INC. (herein sometimes called "Declarant"), is the owner of that certain real property in Harris County, Texas, containing 41.738 acres of land, described by metes and bounds in Exhibit "A" hereto, made a part hereof by reference for all purposes and further described as follows:

- Lots One (1) through Thirteen (13), both inclusive, in Block One (1);
- Lots One (1) through Ten (10), both inclusive, in Block Two (2);
- Lots One (1) through Six (6), both inclusive, in Block Three (3);
- Lots One (1) through Eighteen (18), both inclusive, in Block Four (4);
- Lots One (1) through Thirty (30), both inclusive, in Block Five (5);
- Lots One (1) through Thirty (30), both inclusive, in Block Six (6);
- Lots One (1) through Thirty-Five (35), both inclusive, in Block Seven (7);
- Lots One (1) through Forty (40), both inclusive, in Block Eight (8);
- Lots One (1) through Twenty-Nine (29), both inclusive, in Block Nine (9);

of Chimney Hill, Section Three (3), an addition in Harris County, Texas, according to the Map or Plat thereof recorded in the Map Records of Harris County, Texas,

AND WHEREAS, Declarant heretofore imposed on the said Properties that certain Declaration of Covenants, Conditions and Restrictions dated February 17, 1981, recorded in the Official Public Records of Real Property of Harris County, Texas under Clerk's File No. G867888 (Film Code No. 178-86-2236),

AND WHEREAS, three (3) additional provisions should be included in the restrictions covering Chimney Hill, Section Three (3);

NOW, THEREFORE, it is declared that all the properties described above shall be held, sold and conveyed subject in addition to the above-described Declaration of Covenants, Conditions and Restrictions, to the following matters and covenants, which shall be binding on parties having any right, title or interest in the described properties, or any part thereof, their heirs, successors and assigns and shall inure to the benefit of each owner thereof.

There is hereby added to Article VII ("Use Restrictions"), Section 2 as a final paragraph to said Section 2 the following covenant respecting construction of roofs on the improvements to be constructed in the subdivision:

"The roof of any building (including any garage or servants' quarters) shall be constructed or covered with (1) wood shingles or (2) asphalt or composition type shingles comparable in color to wood shingles. The decision of such comparison shall rest exclusively with the Architectural Control Committee. Any other type of roof material may be permitted only at the sole discretion of the Architectural Control Committee upon written request."

There is hereby added to Article VII ("Use Restrictions"), Section 4 as a final paragraph to said Section 4 the following:

"Lots and the Common Area adjoining Lots with improvements situated on the zero set-back line shall be subject to a three (3) foot access easement for the construction, repair and maintenance of improvements located upon any adjacent Lot where said improvements

are located on the zero set-back line of the adjacent Lot. The zero set-back line owner must replace any fencing, landscaping or other items on the adjoining Lot that he may disturb during such construction, repair or maintenance. Additionally, this easement, when used, must be left clean and unobstructed unless the easement is actively being utilized and any items removed must be replaced. The zero set-back line owner must notify the owner of the adjacent lot of his intent to do any construction or maintenance upon the zero set-back line wall at least twenty-four (24) hours before any work is started, and the hours that such access easement may be utilized being restricted to between the hours of 8:00 a.m. to 5:00 p.m. Monday through Friday and 9:00 a.m. to 6:00 p.m. on Saturday. In the event of a bona fide emergency, the notice and access limitations in the preceding sentence need not be complied with."

There is hereby added to Article VII ("Use Restrictions"), as a new Section 19 the following with respect to sidewalks:

"Before the dwelling unit is completed and occupied, the Lot owner shall construct a concrete sidewalk four (4) feet in width parallel to the street curb two (2) feet back from the boundary lines of the Lot into the street right-of-way and/or to street curbs in the case of corner lots. Owners of corner lots shall install such a sidewalk both parallel to the front lot line and parallel to the side street lot line. Such sidewalks shall comply with all Federal, State and County regulations respecting construction and/or specifications.

