

SECOND AMENDMENT TO DECLARATION OF COVENANTS,
CONDITIONS AND RESTRICTIONS FOR
WILLOW WEST, SECTION THREE

01/08/98 300160039 S806491

\$17.00

THE STATE OF TEXAS §
COUNTY OF HARRIS §

KNOW ALL PERSONS BY THESE PRESENTS:

WHEREAS, HALLMARK/NORTHVIEW WEST, INC., a Texas corporation (the "Declarant"), has heretofore executed that certain Declaration of Covenants, Conditions and Restrictions for Willow West, Section Three (hereinafter referred to as the "Original Declaration"), which was filed for record in the Real Property Records of Harris County, Texas, on February 10, 1995, under Harris County Clerk's File No. R266579, as amended by that certain Amendment to Declaration of Covenants, Conditions, and Restrictions for Willow West, Section Three (hereinafter referred to as the "First Amendment"), which was filed for record in the Real Property Records of Harris County, Texas, on June 9, 1995, under Harris County Clerk's File No. R432197 (the Original Declaration, as amended by the First Amendment, being hereinafter referred to as the "Declaration"), imposing on Willow West, Section Three, a subdivision in Harris County, Texas, according to the map or plat thereof recorded at Film Code No. 363026 of the Map Records of Harris County, Texas (the "Subdivision"), certain reservations, easements, restrictions, covenants, conditions, charges, and liens therein set forth for the benefit of the Subdivision and each Owner thereof (except as otherwise set forth herein, all defined terms used herein shall have the respective definitions set forth for such defined terms in the Declaration); and

WHEREAS, Declarant desires to amend the Declaration for the purpose of clarifying certain ambiguities relating to the provisions of the Declaration, acting pursuant to the provisions of Article XIII, Section 2, of the Declaration;

NOW, THEREFORE, for and in consideration of the premises, the Declarant hereby provides notice as follows:

1. Reference is here made to that certain Declaration of Covenants, Conditions and Restrictions for Northview West, Section One (as amended, the "Northview West Declaration"), which was filed for record in the Real Property Records of Harris County, Texas, on January 4, 1984, under Harris County Clerk's File No. J306521 by Texas Southwest Development Corporation (hereinafter referred to as the "Northview West Declarant," including its successors and assigns). The property owners association formed pursuant to and described in the Northview West Declaration is the Northview West Homeowners Association, a Texas non-profit corporation (the "Northview West HOA"). As a clarification to the Declaration, the Declarant hereby provides notice that:

(a) The Northview West HOA is the same Texas, non-profit corporation named as the Association for the Subdivision in the Declaration.

(b) It was the intent of the Declarant, by execution and recordation of the Declaration, to annex the Subdivision into the jurisdiction of the Northview West HOA, acting pursuant to the power reserved to the Northview West Declarant under Article VI, Section 8 of the Northview West Declaration (the rights, titles, and interests of the Northview West Declarant under the Northview West Declaration were assigned to Declarant by unrecorded "Assignment of Rights of Declarant" dated December 28, 1990). such that the Association referenced in the

in the Subdivision are Members of the Northview West HOA, having all rights and privileges appurtenant to such membership.

(d) The restrictive scheme imposed on the Subdivision shall be as set forth in the Declaration; and each and all of said restrictions, covenants and conditions may be enforced by the Northview West HOA, acting in its capacity as the Association under the Declaration.

2. The Declaration, as described herein and as clarified hereby, is hereby ratified and confirmed, and shall remain unchanged and in full force and effect, as clarified hereby, and as it may be subsequently amended pursuant to its terms.

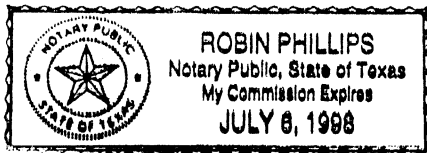
IN WITNESS WHEREOF, this Second Amendment to Declaration of Covenants, Conditions and Restriction for Willow West, Section Three has been executed to be effective as of the 9 day of September 1997.

HALLMARK/NORTHVIEW WEST, INC.

By: Mark A. Kilkenny
Name: Mark A. Kilkenny
Title: Vice President

THE STATE OF TEXAS §
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COUNTY OF HARRIS §

This instrument was acknowledged before me on this the 9 day of September, 1997, by Mark A. Kilkenny, the Vice President of HALLMARK/NORTHVIEW WEST, INC., a Texas corporation, on behalf of said corporation.



Robin Phillips
Notary Public, State of Texas

After recording, please return to:

Mark A. Kilkenny
Hallmark Residential Development Inc.
2727 North Loop West, Suite 200
Houston, Texas 77008

CONSENT OF FHA

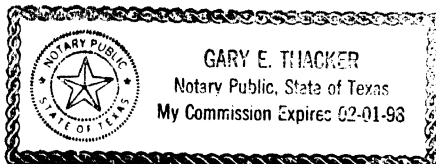
The Federal Housing Administration has executed this Second Amendment to Declaration of Covenants, Conditions and Restrictions for Willow West, Section Three, solely to evidence its consent to the Second Amendment pursuant to Article XIII, Section 2 of the Declaration.

FEDERAL HOUSING ADMINISTRATION

for By: Marc Muenchow
 Name: HENRY L. HADNOT
 Title: DIRECTOR, S/F HOUSING DIVISION

THE STATE OF TEXAS §
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 COUNTY OF HARRIS §

This instrument was acknowledged before me on this the 31ST day of DECEMBER, 1997, by MARC MUENCHOW, the SP PRODUCTION CHIEF of the FEDERAL HOUSING ADMINISTRATION, a federal agency, on behalf of said agency.



Gary E. Thacker
 Notary Public State of Texas

JOINDER OF ASSOCIATION

The undersigned, being the Members of the Board of Directors of Northview West Homeowners Association, Inc., a Texas non-profit corporation, have joined in the execution of this Second Amendment to Declaration of Covenants, Conditions and Restrictions, Willow West, Section Three, solely for the purpose of acknowledging that the Lots in Willow West, Section Three, have been brought within the jurisdiction of the Association in accordance with the terms of the Northview West Declaration and the governing documents of the Northview West HOA.

Executed effective as of the 2nd day of December, 1997.

Roy R. Behrens Jr. (signature)
ROY R. BEHRENS JR. (print name)

[Signature] (signature)
ERIC SCHUMANN (print name)

[Signature] (signature)
MARK A. KILKENNY (print name)

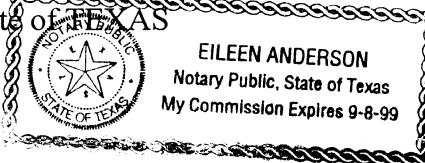
[Signature] (signature)
DAVID A. STRAWDER (print name)

THE STATE OF TEXAS

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COUNTY OF HARRIS

This instrument was acknowledged before me on December 2, 1997, by Roy R. Behrens Jr., a Member of the Board of Directors of Northview West Homeowners Association, Inc., a Texas non-profit corporation, on behalf of said corporation.

Eileen Anderson
 Notary Public in and for the
 State of TEXAS


THE STATE OF TEXAS

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COUNTY OF HARRIS

This instrument was acknowledged before me on December 2, 1997, by Eric Schumann, a Member of the Board of Directors of Northview West Homeowners Association, Inc., a Texas non-profit corporation, on behalf of said corporation.

Eileen Anderson
 Notary Public in and for the
 State of TEXAS

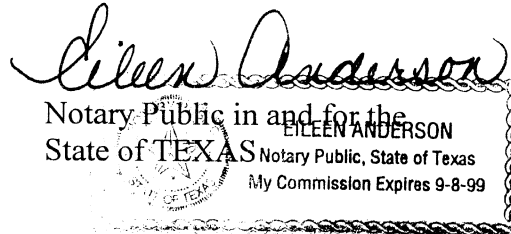
516-41-3443

THE STATE OF TEXAS

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COUNTY OF HARRIS

This instrument was acknowledged before me on December 2, 1997, by Mark A. Kilkenny, a Member of the Board of Directors of Northview West Homeowners Association, Inc., a Texas non-profit corporation, on behalf of said corporation.



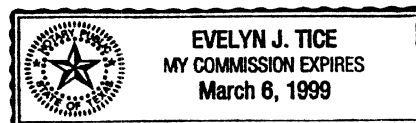
THE STATE OF TEXAS

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COUNTY OF HARRIS

This instrument was acknowledged before me on Dec 2nd, 1997, by David Straud, a Member of the Board of Directors of Northview West Homeowners Association, Inc., a Texas non-profit corporation, on behalf of said corporation.

Evelyn J. Tice
Notary Public in and for the
State of TEXAS



After recording, return to:
Mark Kilkenny
Hallmark/Northview West, Inc.
2727 North Loop West, Suite 200
Houston, Texas 77008

FILED

JAN -8 PM 3:14

Beverly B. Hoffman
COUNTY CLERK
HARRIS COUNTY, TEXAS

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 on _____

JAN 8 1998



Beverly B. Hoffman