

WHEREAS, the Town Founder desires to amend the Creek Declaration as set forth below which includes the granting of the Creek Landscape Maintenance Easement (defined below) to the Foundation; and

NOW, THEREFORE, in consideration of the recitals set forth above, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Town Founder does hereby amend the Creek Declaration as follows:

1. Article II, Section 2.15a is added to read as follows:

2.15.a "Creek Landscape Maintenance" shall mean landscape maintenance within the Creek Landscape Maintenance Easement which may include mowing, weeding, creating planting beds, installing grass, plants, flowers, shrubs, and other plants, mulch, decorative stones, bricks, and other items as determined by the Board, in its sole and absolute discretion.

2. Article VIII, Section 8.03 is amended to add the following at the end of that section:

The Creek Annual Assessment may also be used to pay the expenses associated with the Creek Landscape Maintenance, if any, as determined by the Board, in its sole and absolute discretion.

3. Article IX, Section 9.10 is added to read as follows:

9.10 Creek Landscape Maintenance Easement. There is hereby reserved in favor of the Foundation, an easement over each Creek Tract (the "Creek Landscape Maintenance Easement") as follows:


Being the front twenty-foot (20') strip of land of each Creek Tract along and adjacent to the front lot line of each Creek Tract and running along and parallel to the private road.

EXECUTED on the dates of the respective acknowledgements set forth below.

TOWN FOUNDER:

ROCK BARN CONSERVATION PARTNERS,
LLC, a Texas limited liability company

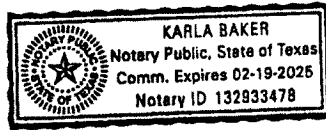
By:


John E. McFarlane, Jr., President

THE STATE OF TEXAS
COUNTY OF BRAZOS

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This instrument was acknowledged before me on the 8th day of December 2021, by John E. McFarland, Jr., the President of Rock Barn Conservation Partners, LLC, a Texas limited liability company, on behalf of said company.



Karla Baker
Notary Public

AFTER RECORDING, RETURN TO:

Mark K. Knop
Hoover Slovacek, L.L.P.
5051 Westheimer Road, Suite 1200
Houston, Texas 77056

**Brazos County
Karen McQueen
County Clerk**

Instrument Number: 1455127
Volume : 17571
ERecordings - Real Property

Recorded On: December 09, 2021 11:09 AM

Number of Pages: 4

" Examined and Charged as Follows: "

Total Recording: \$38.00

******* THIS PAGE IS PART OF THE INSTRUMENT *******

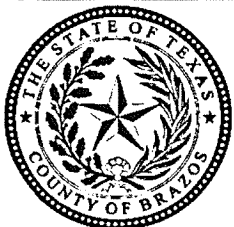
Any provision herein which restricts the Sale, Rental or use of the described REAL PROPERTY because of color or race is invalid and unenforceable under federal law.

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OPTION 3 ON PHONE



STATE OF TEXAS
COUNTY OF BRAZOS

I hereby certify that this Instrument was FILED In the File Number sequence on the date/time printed hereon, and was duly RECORDED in the Official Public Records of Brazos County, Texas.

Karen McQueen
County Clerk
Brazos County, TX