

**FIRST AMENDMENT TO
CINCO LANDSCAPE RESERVES
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS**

This FIRST AMENDMENT TO CINCO LANDSCAPE RESERVES DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS ("First Amended Declaration") is made this 7th day of November, 1994, by AMERICAN GENERAL REALTY INVESTMENT CORPORATION (hereinafter referred to as "Declarant"), successor in interest to CINCO RANCH VENTURE, a joint venture composed of TMC Cinco, Inc., Homecraft Cinco, Inc. and Atlas Realty Company, (hereinafter referred to as "Prior Declarant") and undersigned Owners;

W I T N E S S E T H

WHEREAS, Cinco Ranch Joint Venture filed that certain CINCO LANDSCAPE RESERVES DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS, which is recorded under Clerk's File No. J816521, Film Code No. 001-80-0354, et seq., of the Official Records of Harris County, Texas, and under Clerk's File No. 60064 and Volume 1575, Page 076 of the Official Records of Fort Bend County, Texas (the "Declaration");

WHEREAS, Declarant is the successor in interest to Cinco Ranch Joint Venture (the Original Declarant); and

WHEREAS, pursuant to the terms of Article V, Section 2, of the Declaration, the Declarant may amend the Declaration unilaterally at any time to rectify any clerical or scrivener's error or in order to clarify any ambiguity in the Declaration.

NOW, THEREFORE, pursuant to the powers retained by Declarant under the Declaration or as set forth in the Declaration, the Declarant hereby amends the Declaration to clarify an ambiguity existing under Article IV, Section 11.

Article IV, Section 11, "Exempt Property," which currently states:

At the discretion of Declarant and not otherwise, Sites located within the Residential Property and owned by a charitable or nonprofit organization exempt from ad valorem taxation by the laws of the State of Texas may be exempted from the assessments and charges created herein.

is amended to state:

At the discretion of Declarant and not otherwise, Sites located within the Residential Property and owned by a charitable or nonprofit organization exempt from ad valorem taxation by the laws of the State of Texas may be exempted from the assessments and charges created herein, so long as the Site is owned and used by the charitable or nonprofit organization for charitable or nonprofit uses. By way of example but not limitation, the Declarant, in its sole and absolute discretion, may exempt a Site owned by a public school from payment of assessments so long as the Site is used for public school purposes.

IN WITNESS WHEREOF, this First Amendment to Cinco Landscape Reserves Declaration of Covenants, Conditions and Restrictions is executed as of the 7th day of November, 1994 by the undersigned Declarant.

DECLARANT

AMERICAN GENERAL REALTY
INVESTMENT CORPORATION

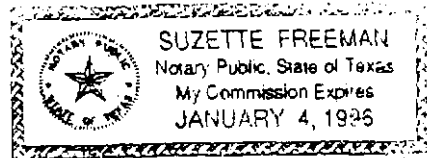
By: Rick Davis
Rick Davis, Vice-President

STATE OF TEXAS :
COUNTY OF HARRIS :

This instrument was acknowledged before me on the 7th day of November, 1994, by Rick Davis, Vice-President of American General Realty Investment Corporation, as the act and deed of said corporation.

Suzette Freeman
Notary Public, State of Texas

After recording please return to:
Roberts, Markel & Folger, L.L.P.
24 Greenway Plaza, Suite 2000
Houston, Texas 77046



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FILED AND RECORDED
OFFICIAL PUBLIC RECORDS

Dianne Wilson

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DIANNE WILSON, County Clerk
FORT BEND COUNTY, TEXAS