7014099

AMENDMENT TO RESTRICTIONS PIRATES BEACH, SECTIONS 1 AND 2 GALVESTON COUNTY, TEXAS

1/23/70

THE STATE OF TEXAS
COUNTY OF GALVESTON

DEED OF TRUST BOOK 2128 PAGE 591

WHEREAS, pursuant to the provisions of that certain instrument dated June 13, 1966, recorded in Book 1798, Page 670, of the Records in the Office of the County Clerk of Galveston County, Texas, certain restrictions were imposed upon lots in Pirates Beach, Section 1, a Subdivision in Galveston County, Texas, according to the Map or Plat thereof recorded in Book 1616, Page 66, of the Map Records of Galveston County, Texas, and upon lots in Pirates Beach, Section 2, a Subdivision in Galveston County, Texas, according to the Map or Plat thereof recorded in Book 1616, Page 67, of the Map Records of Galveston County, Texas; and,

WHEREAS, the aforesaid restrictions were amended in certain particulars by that certain instrument dated August 18, 1966, recorded in Book 1810, Page 179, of the Records in the Office of the County Clerk of Galveston County, Texas; and,

WHEREAS, the aforesaid restrictions were further amended in certain particulars by that certain instrument dated March 29, 1968, recorded in Book 1944, Page 493, of the Records in the Office of the County Clerk of Galveston County, Texas; and,

WHEREAS, the aforesaid restrictions were further amended in certain particulars by that certain instrument dated August 6, 1968, recorded in Book 1978, Page 222, of the Records in the Office of the County Clerk of Galveston County, Texas; and,

WHEREAS, the aforesaid restrictions were further amended in certain particulars by that certain instrument dated March 4, 1970, recorded in Book 2090, Page 890, of the Records in the Office of the County Clerk of Galveston County, Texas; and,

WHEREAS, it is the desire of the undersigned owner of a majority of the lots in the aforementioned Subdivisions to

DEED OF TRUST 6

further amend the restrictions contained in said instrument dated June 13, 1966;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS: That, GMA DEVELOPMENT CORPORATION (formerly Mitchell-Dobbins Land Corporation), a Texas corporation, with is offices and principal place of business in the City of Houston, Harris County, Texas, acting herein by and through its duly authorized officers, the owner of a majority of the lots located in the aforementioned Subdivisions, does hereby amend the restrictions contained in said instrument dated June 13, 1966, recorded in Book 1798, Page .670, of the Records in the Office of the County Clerk of Galveston County, Texas, as heretofore amended by said instruments dated August 18, 1966, March 29, 1968, August 6, 1968, and March 4, 1970, recorded, respectively, in Book 1810, Page 179, Book 1944, Page 493, Book 1978, Page 222, and Book 2090, Page 890, of the Recordswing the Office of the County Clerk of Galveston County, Texas, in the following particulars:

Paragraph 4 (j) added to said restrictions by the aforesaid amendment dated August 6, 1968, recorded in . Book 1978, Page 222, of the Records in the Office of the County Clerk of Galveston County, Texas, is hereby amended so that said Paragraph 4 (j) shall hereafter read and be as follows:

"4 (j) All houses must install concrete driveways, and such concrete driveways shall extend to the street pavement. Notwithstanding the foregoing, however, the Pirates Beach and Pirates Cove Architectural Committee shall have the right, acting within its discretion, to consider and approve or disapprove other types of driveway pavement upon written request of the lot owner."

EXCEPT as heretofore and as herein amended, all of the provisions in said instrument dated June 13, 1966, recorded in Book 1798, Page 670, of the Records in the Office of the County Clerk of Galveston County, Texas, shall remain in full force and effect as originally written.

EXECUTED this 23-d day of Tuly, 19 DEED OF TRUST BOOK 2128 PAGE 593 GMA DEVELOPMENT CORPORATION LIENHOLDERS: BANK OF THE SOUTHWEST NATIONAL ASSOCIATION, HOUSTON HOUSTON BANK & TRUST COMPANY stant Cashier Senior Vice President THE-STATE OF TEXAS COUNTY OF HARRIS BEFORE ME, the undersigned authority, on this day appeared Bernaul F, Claube , kn personally appeared Bernard F. Clark , know me to be the person whose name is subscribed to the foregoing instrument, as Vice President of GMA DEVELOPMENT CORPORATION, a corporation, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity 'stated, and as the act and deed of said corporation. IVEN UNDER MY HAND AND SEAL OF OFFICE this the 23,1 1970. tary Public in and)for Harris County, Texas

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DEED OF TRUST

THE STATE OF TEXAS COUNTY OF HARRIS X BOOX 2128 PAGE 594_

BEFORE ME, the undersigned authority, on this day FRANK E. McGONAGILL UR. personally appeared me to be the person whose name is subscribed to the foregoing instrument, as Vice President of BANK OF THE SOUTHWEST NATIONAL ASSOCIATION, HOUSTON, a corporation, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity stated, and as the act and deed of said corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 12 4 , 1970.

Harris County, Texas

BERTHA H. ANDRUES, NOTARY PUBLIC IN & FOR HARRIS COUNTY, TEXAS

THE STATE OF TEXAS COUNTY OF HARRIS

BEFORE ME, the undersigned authority, on this day Carl R. Graef personally appeared known to me to be the person whose name is subscribed to the foregoing instrument, as Nice President of HOUSTON BANK & TRUST COMPANY, a corporation, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity stated, and as the act and deed of said corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 20th

day of August , 1970.

3 1970

GERTRUDE McKENNA CLERK CO. CT. DALYESTON COUNTY, TEXAS Notary Public in and for Harris County, Texas

DORIS BENSON Notary Public in and for Harris County, Texas My Commission Expires June 1, 1971

STATE OF TEXAS

· COUNTY OF GALVESTON

I hereby certify that this instrument was filed on the date and time stamped hereon by me and was duly recorded in the volume and page of the named records of Galveston County, Jexas as stamped hereon by me.

SEP 3 1970

COUNTY CLERK, Galveston County, Texas

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