70/4/00

AMENDMENT TO RESTRICTIONS PIRATES BEACH, SECTION 3

GALVESTON COUNTY, TEXAS

DEED OF TRUST BOOK 2128 PAGE 595

THE STATE OF TEXAS
COUNTY OF GALVESTON

WHEREAS, pursuant to the provisions of that certain instrument dated December 2, 1968, recorded in Book 2014, Page 105, of the Records in the Office of the County Clerk of Galveston County, Texas, certain restrictions were imposed upon all lots in Pirates Beach, Section 3, a Subdivision in Galveston County, Texas, according to the Replat thereof recorded in Book 1616, Page 174, of the Records in the Office of the County Clerk of Galveston County, Texas; and,

WHEREAS, the aforesaid restrictions were amended in certain particulars by that certain instrument dated May 16, 1969, recorded in Book 2036, Page 210, 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 894, 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 Subdivision to further amend the restrictions contained in that said instrument dated December 2, 1968:

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS: That, GMA DEVELOPMENT CORPORATION (formerly Mitchell-Dobbins Land Corporation), a Texas corporation, with its offices and principal place of business in the City of Houston, Harris County, Texas, owner of a majority of the lots in Pirates Beach, Section 3, a Subdivision in Galveston County, Texas, does hereby amend the restrictions contained in said instrument dated December 2, 1968, recorded in Book 2014, Page 105, of the Records in the Office of the County Clerk of Galveston County, Texas, as heretofore amended by said instrument

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dated May 16, 1969, recorded in Book 2036, Page 210, of the Records in the Office of the County Clerk of Galveston County, Texas, and by said instrument dated March 4, 1970, recorded in Book 2090, Page 894, of the Records in the Office of the County Clerk of Galveston County, Texas, in the following particulars:

Paragraph 4 (j) contained in said instrument dated December 2, 1968, recorded in Book 2014, Page 105, 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 changed and amended, all of the provisions contained in said instrument dated December 2, 1965, recorded in Book 2014, Page 105, 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 <u>23rd</u> day of <u>July</u>

OWNER:

ATTÉST:

A 16.0 ATTEST: Secretary

GMA DEVELOPMENT CORPORATION

LIENHOLDERS:

BANK OF THE SOUTHWEST NATIONAL ASSOCIATION, HOUSTON

Vice President

BANK & TRUST COMPANY HOUSTON ATTEST: By: Assistant Cashier Vice President DEED OF TRUST THE STATE OF TEXAS BOOK 2128 PAGE 597 COUNTY OF HARRIS BEFORE ME, the undersigned authority, on this day personally appeared Bernaud F. Claude, known to 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. GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 2 , 1970. Notary Public in and for Harris County, Texas THE STATE OF TEXAS COUNTY OF HARRIS BEFORE ME, the undersigned authority, on this day personally appeared FRANK E. McGONAGILL, JR. , known to 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 exptessed, in the capacity stated, and as the act and deed of said corporation. GIVEN UNDER MY HAND AND SEAL OF OFFICE this the /J/ day , 1970. tary in and Harris County, Texas BERTHA H. ANDRUES. NOTARY PUBLIC THE STATE OF TEXAS IN & FOR HARRIS COUNTY, TEXAS COUNTY OF HARRIS BEFORE ME, the undersigned authority, on this day personally appeared Carl R. Graef , known to me to be the person whose name is subscribed to the foregoing instrument, ice 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

> Notary Public in and for Harris County, Texas

> > DORIS BENSON
> > Notary Public in and for Harris County, Jexes Harris County

20th day

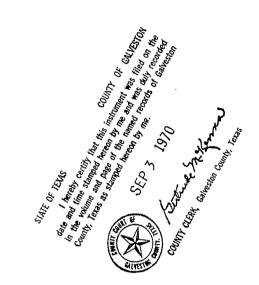
GIVEN UNDER MY HAND AND SEAL OF OFFICE this the

as the act and deed of said corporation.

, 1970.

of August

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