

701.4/101

AMENDMENT TO RESTRICTIONS
PIRATES COVE, SECTION 3
GALVESTON COUNTY, TEXAS

DEED OF TRUST
BOOK 2128 PAGE 599

THE STATE OF TEXAS X
 X
COUNTY OF GALVESTON X

WHEREAS, pursuant to the provisions of that certain instrument dated August 6, 1968, recorded in Book 1978, Page 210, of the Records in the Office of the County Clerk of Galveston County, Texas, certain restrictions were imposed upon lots in Pirates Cove, Section 3, a Subdivision in Galveston County, Texas, according to the Map or Plat thereof recorded in Volume 1616, Page 158, 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 February 27, 1969, recorded in Book 2018, Page 789, 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 May 16, 1969, recorded in Volume 2036, Page 201, 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 2088, Page 561, 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 said instrument dated August 6, 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, acting herein by and through its duly authorized officers, the owner of a majority

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of the lots located in Pirates Cove, Section 3, a Subdivision in Galveston County, Texas, does hereby amend the restrictions contained in said instrument dated August 6, 1968, recorded in Book 1978, Page 210, of the Records in the Office of the County Clerk of Galveston County, Texas, as heretofore amended by said instruments dated February 27, 1969, May 16, 1969, and March 4, 1970, recorded, respectively, in Book 2018, Page 789, Book 2036, Page 201, and Book 2088, Page 561, of the Records in the Office of the County Clerk of Galveston County, Texas, in the following particulars:

Paragraph 4 (k) of said instrument dated August 6, 1968, recorded in Book 1978, Page 210, of the Records in the Office of the County Clerk of Galveston County, Texas, is hereby amended and said Paragraph 4 (k) shall hereafter be and read as follows:

"4 (k) 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 herein and heretofore changed and amended, all of the provisions contained in said instrument dated August 6, 1968, recorded in Book 1978, Page 210, 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 the 23rd day of July, 1970.



David B. [Signature]
Assistant Secretary

OWNER:

GMA DEVELOPMENT CORPORATION

By: *[Signature]*
Vice President

LIENHOLDERS:

BANK OF THE SOUTHWEST NATIONAL ASSOCIATION, HOUSTON

By: *[Signature]*
Vice President

ATTEST:

W. W. [Signature]
Assistant Cashier

ATTEST:

HOUSTON BANK & TRUST COMPANY

V. Morgan Shaw
Assistant Cashier

By: Carl R. Graef
Senior Vice President

THE STATE OF TEXAS X
COUNTY OF HARRIS X

DEED OF TRUST

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BEFORE ME, the undersigned authority, on this day personally appeared Bernard F. Clark, 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 23rd day of July, 1970.

Jamie Bourgeois
Notary Public in and for
Harris County, Texas

THE STATE OF TEXAS X
COUNTY OF HARRIS X

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 expressed, in the capacity stated, and as the act and deed of said corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 12th day of August, 1970.

Bertha H. Andruco
Notary Public in and for
Harris County, Texas
BERTHA H. ANDRUCO, NOTARY PUBLIC
IN & FOR HARRIS COUNTY, TEXAS

THE STATE OF TEXAS X
COUNTY OF HARRIS X

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, as ^{Senior} Vice 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.

Doris Benson
Notary Public in and for
Harris County, Texas

DORIS BENSON
Notary Public in and to Harris County, Texas

16825

FILED FOR RECORD
 at 9 of clock 0 M
 SEP 3 1970
 GERTRUDE MCKENNA
 CLERK CO. CL. GALVESTON COUNTY, TEXAS
 By John H. Hunsel Deputy

*By M.C. Kelly, Corp -
 1400 N. 46th St. Dallas
 84. (22) 7700*

PAIN

STATE OF TEXAS
 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 indexed records of Galveston
 County, Texas as stamped hereon by me.
 COUNTY OF GALVESTON
 SEP 3 1970
 COUNTY CLERK, Galveston County, Texas
Gertrude McKenna



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