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4986652

048-00-1985

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DECLARATION OF ANNEXATION

06/10/83 00063198 H986652 \$ 7.00

THE STATE OF TEXAS

COUNTY OF HARRIS

THIS DECLARATION, made on the date hereinafter set forth by
CHESTER CONSTRUCTION COMPANY, a Texas corporation, hereinafter
referred to as "Declarant",

W I T N E S S E T H:

WHEREAS, Declarant is the owner of certain property in the
County of Harris, State of Texas, which is more particularly
described as follows:

All of Lots 111 through 123 inclusive, Block 11, Greenbriar
Colony Townhouses as shown by the map or plat thereof recorded in
Volume 295, Page 79 of the Map Records of Harris County, Texas.

WHEREAS, by a Declaration of Covenants, Conditions and
Restrictions dated September 30, 1980, Declarant herein
restricted certain property out of Greenbriar Colony Townhouses
as shown by the map or plat thereof recorded in Volume
295, Page 79 of the Map Records of Harris County, Texas; and

WHEREAS, the above referenced Declaration of Covenants,
Conditions and Restrictions provide at Article XI, Section 4a,
that the Declarant therein may annex additional residential
property to the "Property", as therein defined; and

WHEREAS, the Declarant is desirous of annexing the above
described tract to the "Property" covered by the above referenced
Declaration of Covenants, Conditions, and Restrictions;

NOW THEREFORE, Declarant hereby declares that all of the
property described above shall be held, sold and conveyed subject
to the easements, restrictions, covenants, and conditions set
forth in the Declaration of Covenants, Conditions and
Restrictions dated September 30, 1980 and recorded in the
Office of the County Clerk of Harris County, Texas, under Clerk's
File No. G705641, ("Restrictions") all of which are for the
purpose of enhancing and protecting the value, desirability and
attractiveness of the real property described above. These
easements, covenants, restrictions and conditions shall run with

048-00-1986

the real property and be binding on all parties having or acquiring any right, title or interest in the above described properties or any part thereof, their heirs, successors and assigns, and inure to the benefit of each owner thereof.

The property described above shall become a part of the "Property" as defined in the Restrictions, and from and after the date hereof, such property shall be a part of the Property as if it had been a part of the Property as originally described in the Restrictions, except that the maintenance charge provided for in the Restrictions, shall not begin to run as to the Townhouse Tracts until the date the first townhouse therein is conveyed to the Owner, as defined in the Restrictions.

IN WITNESS WHEREOF, the undersigned, being the Declarant herein, has hereto set his hand and seal this the 9th day of May, 1983.

CHESTER CONSTRUCTION COMPANY

ATTEST:

Aurora Nunez
Asst. Secretary AURORA NUNEZ

BY C. Wayne Bardwell
C. WAYNE BARDWELL, President

STATE OF TEXAS

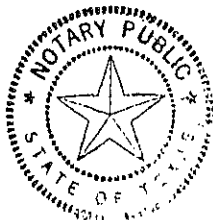
COUNTY OF HARRIS

BEFORE ME, the undersigned authority, on this day personally appeared C. Wayne Bardwell, President of CHESTER CONSTRUCTION COMPANY, a corporation, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity therein stated and as the act and deed of said corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS 9th day of May, 1983.

My comm. expires: 4-6-84

Karen M. Theiss
Notary Public in and for
Harris County, Texas
Printed Name Karen M. Theiss



KAREN M. THEISS, Notary Public
in and for the State of Texas
My Commission Expires 4-6-84

048-00-1987

JOINDER OF MORTGAGEE

The undersigned, CAPITAL BANK, N.A., being the owner and holder of existing mortgages and liens upon and against the real property described in the foregoing Declaration of Annexation as such mortgages and lienholder, does hereby consent to and join in said Declaration of Annexation.

This consent and joinder shall not be construed or operate as a release of said mortgages or liens owned and held by the undersigned, or any part thereof, but the undersigned agrees that its said mortgages and liens shall hereafter be open and against each and all of the Lots and appurtenances thereto, and all of the undivided, equitable shares and interests in the Common Area, subject to the restrictions hereby agreed to.

SIGNED AND ATTESTED by the undersigned officers of said CAPITAL BANK, N.A., hereto authorized, this the 7TH day of June, 1983.

CAPITAL BANK, N. A.

ATTEST:

BY

Todd M. Fuller TODD M. FULLER
REAL ESTATE OFFICER

David R. Plue
VICE PRESIDENT

THE STATE OF TEXAS :

COUNTY OF HARRIS :

BEFORE ME, the undersigned authority, on this day personally appeared, David R. Plue, Vice President of CAPITAL BANK, N. A., known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity therein stated and as the act and deed of said corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS 7th day of June, 1983.

My comm. expires:

11-16-85

Pamela G. Coan
Notary Public in and for
Harris County, Texas

Printed Name

Pamela G. Coan

Return to:
Wayne Bardwell
9990 Richmond #101
Houston, TX 77042

048-00-1988

FILED:
JUN 10 10 01 AM 1983
Quita Roddenauer
COUNTY CLERK
HARRIS COUNTY, TEXAS

STATE OF TEXAS
COUNTY OF HARRIS

I hereby certify that this instrument was FILED in
File Number Sequence on the date and at the time stamped
hereon by me and was duly RECORDED, in the Official
Public Records of Real Property of Harris County, Texas on

JUN 10 1983



Quita Roddenauer
COUNTY CLERK,
HARRIS COUNTY, TEXAS

048-00-1988