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**SECOND AMENDMENT**  
*to*  
**DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS**  
**CANYON LAKES AT THE BRAZOS, SECTION ONE (1)**  
**A SUBDIVISION IN FORT BEND COUNTY, TEXAS**

THE STATE OF TEXAS     §  
   §  
 COUNTY OF FORT BEND    §

KNOW ALL PERSONS BY THESE PRESENTS:

WHEREAS, 274 BRAZOS LTD., a Texas limited partnership, (the "Declarant") was the sole record owner of that certain property heretofore platted and subdivided into that certain residential subdivision known Canyon Lakes at the Brazos, Section One (1), a subdivision located in Fort Bend County, Texas according to the map or plat thereof filed under Fort Bend County Clerk's File Number 2003077568 and in County Clerk's Slide No. 2470B and 2471A of the Map or Plat Records of Fort Bend County, Texas (the "Section"); and

WHEREAS, Declarant by that certain instrument entitled "Declaration of Covenants, Conditions and Restrictions Canyon Lakes at the Brazos, Section One (1) A Subdivision in Fort Bend County" filed of record on August 27, 2003 in the Official Public Records of Real Property of Fort Bend County, Texas, under County Clerk's File No. 2003118876 (the "Declaration"), imposed on the Section all those certain covenants, conditions, restrictions, and easements set forth therein; and

WHEREAS, the Declaration was amended by that certain instrument entitled "First Amendment to Declaration of Covenants, Conditions and Restrictions Canyon Lakes at the Brazos, Section One (1) a Subdivision in Fort Bend County, Texas", which was filed of record on September 10, 2003 in the Official Public Records of Real Property of Fort Bend County, Texas under County Clerk's File No. 2003126645; and

WHEREAS, the undersigned is the Owner of one hundred percent (100%) of the Lots in the Section and wishes to amend the Declaration as set forth below.

NOW, THEREFORE, the Declaration is hereby amended as follows:

Article II, Section 2.28 of the Declaration entitled "Fence on Reserve and Lake Lots" is hereby amended to read as follows:

**SECTION 2.28      FENCES ON RESERVE AND LAKE**

**LOTS.** Fences are to be constructed and maintained on all Reserve Lots and Lake Lots. The fences shall enclose the rear Lot yard and/or side Lot and shall be built on the property line as otherwise herein required. The fences shall be ornamental iron fences with a fence height of four feet two inches (4'2") along the rear property line adjacent to the Reserve or Lake and extending along the adjacent side property lines, thirty feet (30') from the rear property line graduated up to a maximum of six feet (6') in height. All fences must have the prior written approval of the Committee as to location, design, and material, color, and paint and stain requirements.

The amendment of the Declaration set forth above shall be deemed to be a part of and shall be interpreted in accordance with the Declaration. All provisions of the Declaration not amended hereby are hereby ratified and confirmed in each and every particular, and shall continue in full force and effect pursuant to the terms of the Declaration.

IN WITNESS WHEREOF, the undersigned being the Owner of one hundred percent (100%) of the Lots within the Section, for the purpose of acknowledging its consent and approval to the amendment of the Declaration has executed this instrument as of the date set forth below to be effective upon filing of record in the Official Public Records of Real Property of Fort Bend County, Texas. The Association joins in the execution of this instrument to evidence its consent and approval to same.

Executed on the 24<sup>th</sup> day of September, 2003.

**274 BRAZOS, LTD.,  
A TEXAS LIMITED PARTNERSHIP**

By: Its General Partner, Land Tejas Development at the Brazos South, L.L.C., a Nevada limited liability Co.

By:   
\_\_\_\_\_  
Courtney Grover, Co-Manager

By: L.T. Partnership, Ltd., a Texas Partnership,  
Co-Manager

By: Its General Partner, L.T.  
Management, Inc. a Nevada  
corporation

By: *Al P. Brende*  
Al P. Brende, President

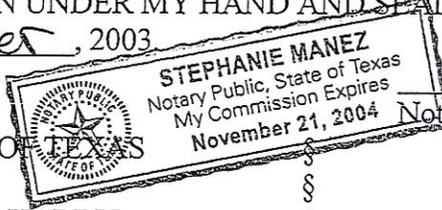
**CANYON GATE AT THE BRAZOS  
OWNERS ASSOCIATION, INC.**

By: *Bruce Grover*  
Bruce Grover, President

THE STATE OF TEXAS           §  
  §  
COUNTY OF HARRIS         §

BEFORE ME, the undersigned authority, on this day personally appeared Courtney Grover, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, as the act and deed of said company and in the capacity therein stated.

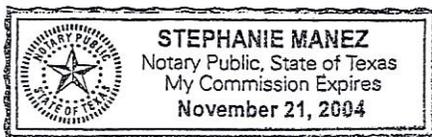
GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 24th day of September, 2003



*Stephanie Manez*  
Notary Public in and for the State of Texas

THE STATE OF TEXAS           §  
  §  
COUNTY OF HARRIS         §

BEFORE ME, the undersigned authority, on this day personally appeared Al P. Brende, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, as the act and deed of said company and in the capacity therein stated. GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 24th day of September, 2003.



*Stephanie Manez*  
Notary Public in and for the State of Texas

THE STATE OF TEXAS           §  
  §  
COUNTY OF HARRIS           §

BEFORE ME, the undersigned authority, on this day personally appeared Bruce Grover, President of Canyon Gate at the Brazos Owners Association, Inc. known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, as the act and deed of said company and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 24th day of September, 2003.

Stephanie Manez  
Notary Public in and for the State of Texas

Return to:

Butler & Hailey, P.C.  
1616 S. Voss, Suite 500  
Houston, Texas 77057



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FILED AND RECORDED

OFFICIAL PUBLIC RECORDS

Dr. Dianne Wilson

2003 Sep 25 03:33 PM      2003135468  
VG1 \$13.00

Dr. Dianne Wilson COUNTY CLERK  
FT BEND COUNTY TEXAS

RETURNED AT COUNTER TO:

Larry Allen  
2450 Fondren St 210  
Houston TX 77063