

SECTION 2

786967

SUPPLEMENTAL DECLARATION OF
COVENANTS, CONDITIONS AND RESTRICTIONS

THIS SUPPLEMENTAL DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS (this "Supplemental Declaration") made this 23rd day of October, 1978, by RIVERHILL CLUB & ESTATES, LTD., a Texas limited partnership ("Declarant");

W I T N E S S E T H:

A. Declarant has heretofore executed and acknowledged that certain Declaration of Covenants, Conditions and Restrictions (the "Declaration"), dated May 27, 1975, covering certain real estate and premises situated in Kerr County, Texas, which is more particularly referred to and described therein, and has caused the Declaration to be filed in the office of the County Clerk of Kerr County, Texas, in Volume 179, Page 822, et seq., of the Deed Records of Kerr County, Texas.

B. Declarant is the owner of certain additional real property (the "Additional Property") being more particularly described as Lots 1-23, Riverhill Townhouse Tracts No. Six, a subdivision comprising 5.60 acres of land out of Nathaniel Hoyt Survey No. 147, Abstract No. 178, in Kerr County, Texas, according to the Plat thereof recorded in Volume 4, Page 132 of the Plat Records of Kerr County, Texas, and desires to subject the same to the terms and provisions of the Declaration.

C. Article XII of the Declaration provides that additional property may be included as a part of the Property (as defined in the Declaration) and may be made subject to the Declaration by Declarant's filing of record a Supplemental Declaration of Covenants, Conditions and Restrictions providing for the extension of the covenants, conditions and restrictions of the Declaration to such additional property.

D. Declarant desires to subject the Additional Property to the Declaration, and to reaffirm the terms, covenants, conditions provisions and restrictions of the Declaration, as supplemented.

NOW, THEREFORE, the Declarant (i) reaffirms the Declaration and the recitals and declaration contained in the Declaration, (ii) declares that the Additional Property and any permanent improvements thereon is and shall be held, transferred, sold, conveyed and occupied subject to the covenants, conditions, restrictions, easements charges and liens set forth in the Declaration, as reaffirmed in and as supplemented and added to by this Supplemental Declaration, (iii) supplements and adds to the Declaration as herein provided, and (iv) declares that the Additional Property shall be included as a part of the Property, as defined and specified in the Declaration.

Pursuant to Article XII of the Declaration each of the twenty-three (23) lots described herein as the Additional Property shall be designated and deemed to be "Lots" under the Declaration.

Each Owner (as defined in the Declaration) of a Lot within the Additional Property for and on behalf of his heirs, executors, administrators, trustees, personal representatives, successors and

assigns, agrees to be personally liable for all Maintenance Cost (as defined in the Declaration) imposed under the Declaration and shall be personally bound by all covenants set forth in the Declaration.

IN WITNESS WHEREOF, Declarant has caused this Supplemental Declaration to be executed in its name and on its behalf on this 23 day of October, 1978.

DECLARANT:

RIVERHILL CLUB & ESTATES, LTD.

BY: Silco, Inc., Its General Partner

BY: James T. Shirley
James T. Shirley, Vice President

THE STATE OF TEXAS X

COUNTY OF KERR X

BEFORE ME, the undersigned authority, a Notary Public in and for said County and State, on this day personally appeared James T. Shirley, Vice President of Silco, Inc., the General Partner of RIVERHILL CLUB & ESTATES, LTD., a partnership, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of Silco, Inc., as General Partner of said RIVERHILL CLUB & ESTATES, LTD., a partnership, and that he executed the same as the act of said Silco, Inc., as General Partner for such partnership for the purposes and consideration therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 23 day of October, 1978.

Jeffrey J. Quinn
Notary Public in and for
Kerr County, Texas

My commission expires:

10/31/80