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

DEED OF TRUST
BOOK 2128 PAGE 595

THE STATE OF TEXAS X
COUNTY OF GALVESTON X

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

DEED OF TRUST
BOOK 2128 PAGE 596

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, 1968, 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 23rd day of July, 1970.

ATTEST:

David B. [Signature]
Assistant Secretary

OWNER:

GMA DEVELOPMENT CORPORATION

By: [Signature]
Vice President

ATTEST:

W. W. [Signature]
Assistant Cashier

LIENHOLDERS:

BANK OF THE SOUTHWEST NATIONAL
ASSOCIATION, HOUSTON

By: [Signature]
Vice President

ATTEST:

HOUSTON BANK & TRUST COMPANY

Volunteer Stein
Assistant Cashier

By: [Signature]
Senior Vice President

THE STATE OF TEXAS X
COUNTY OF HARRIS X

DEED OF TRUST
BOOK 2128 PAGE 597

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.

[Signature]
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.

[Signature]
Notary Public in and for
Harris County, Texas

BERTHA H. ANDRUES, 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.

[Signature]
Notary Public in and for
Harris County, Texas

DORIS BENSON
Notary Public in and for Harris County, Texas. 4. C.
1970

168

FILED FOR RECORD
at Galveston TX
SEP. 3 1970
GERTRUDE MCKENNA
CLERK CO. CL. GALVESTON COUNTY, TEXAS
By Victoria N. Wood Deputy

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 named records of Galveston
County, Texas as stamped hereon by me.



SEP 3 1970

Gertrude McKenna
COUNTY CLERK Galveston County, Texas

PAID

*JMA Elev. Corp.
1205 Northch. Way
M. Tex 77012*