

Courtesy

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11/10/2006 RP2 \$40.00

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SILVERGLEN NORTH, SECTION MODEL PARK  
SUPPLEMENTAL DECLARATION OF MASTER DECLARATION OF COVENANTS,  
CONDITIONS and RESTRICTIONS FOR SILVERGLEN NORTH

THE STATE OF TEXAS

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KNOW ALL MEN BY THESE PRESENTS

COUNTY OF HARRIS

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This Supplemental Declaration of Master Declaration of Covenants, Conditions and Restrictions for Silverglen North ("Supplemental Master Declaration") is made this the 17 of October, 2006, by Silverglen Partners, L.P., a Texas limited partnership, of the County of Harris, State of Texas (hereinafter referred to as "Declarant").

WITNESSETH:

WHEREAS, Declarant has executed that certain Master Declaration of Covenants, Conditions and Restrictions for Silverglen North filed of record under County Clerks File No. W413885, Real Property Records, Travis County, Texas, Real Property Records, Harris County, Texas, as supplemented (collectively referred to herein as the "Master Declaration") encumbering all of the property of Silverglen North as described therein;

WHEREAS, Declarant is the owner of the property described as SILVERGLEN NORTH, MODEL HOME SECTION, in Harris County, Texas, according to the map or plat thereof recorded at Film Code Number 604167, Plat Records of Harris County, Texas (hereinafter referred to as the "Property") and a portion of Silverglen North, a subdivision in Harris County, Texas;

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WHEREAS, ARTICLE VIII, Section 1 of the Master Declaration provides, in pertinent part, as follows:

Section 1. Unilateral Annexation By Declarant. The Declarant, as the owner hereof or, if not the owner, with the consent of the owner thereof, shall have the unilateral right, privilege, and option, but not the obligation, at any time and from time to time to annex additional real property adjacent to or in the vicinity of the subdivisions to the jurisdiction of the Association by filing for record either a Supplemental Declaration in respect to the property being annexed which subjects the lots within the Association's jurisdiction or an instrument which describes the annexed property and subjects the lots therein to all of the provisions of this Declaration. Any such annexation shall be effective as to the property described therein upon the filing for record of such Supplemental Declaration or other instrument unless otherwise provided therein.

WHEREAS, Declarant desires to supplement the Master Declaration to annex the Property, which shall inure to the benefit and pass with the Property, and each and every parcel or re-subdivision thereof, and shall apply to and shall bind all owners of any portion thereof;

NOW, THEREFORE, Declarant hereby subjects the Property to the provisions of the Master Declaration. The Property shall be held, transferred, sold and conveyed subject to the Master Declaration as modified or supplemented herein; and

FURTHER, Declarant hereby declares that all of the Property be held, transferred, sold and conveyed subject to the provisions of the Master Declaration and this Supplemental Master Declaration, hereby specifying and agreeing that the Master Declaration and this Supplemental Master Declaration and the provisions thereof shall be and do constitute covenants running with the land and shall be binding upon the Declarant, its successors and assigns, and all subsequent owners of any portion of the Property, and the owners, by acceptance of their deeds, for themselves, their heirs, executors and

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**LIENHOLDER'S CONSENT AND SUBORDINATION  
TO SUPPLEMENTAL MASTER DECLARATION OF COVENANTS,  
CONDITIONS AND RESTRICTIONS  
FOR SILVERGLEN NORTH**

THE STATE OF TEXAS §  
  §  
COUNTY OF HARRIS §

KNOW ALL MEN BY THESE PRESENTS:

That Keybank, National Association, the owner and holder of that certain promissory note dated May 6, 2002 in the original principal amount of \$3,892,500.00, executed by Silverglen Partners, L.P., a Texas limited partnership, payable to the order of the undersigned, secured by a deed of trust lien on all or a portion of the property subject to the foregoing Supplemental Master Declaration, as evidenced by deed of trust instrument filed under County Clerk's File No. V802612 and recorded in the Official Public Records of Harris County, Texas, executes this instrument to subordinate the lien of such deed of trust to the foregoing Supplemental Master Declaration of Covenants, Conditions and Restrictions for Silverglen North.

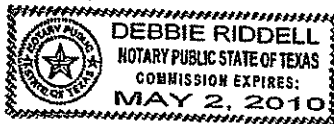
EXECUTED the 7 day of November, 2006.

Keybank, National Association

By: *Kevin A. Delozier*  
Name: KEVIN A. DELOZIER  
Title: SENIOR VICE PRESIDENT

THE STATE OF Texas §  
  §  
COUNTY OF Dallas §

The foregoing instrument was acknowledged before me on the 7<sup>th</sup> day of November, 2006 by Kevin A. Delozier, Sr. U. P. of KeyBank, N.A., a national banking association, on behalf of said banking association.



*Debbie Riddell*  
Notary Public in and for  
the State of Texas

FILED  
 2006 NOV 10 PM 12:02  
 County Clerk  
 HARRIS COUNTY TEXAS

METES AND BOUNDS DESCRIPTION  
OF A 5.425 ACRE TRACT OF LAND  
OUT OF THE WASHINGTON COUNTY RAILROAD CO. SURVEY, A-926  
HARRIS COUNTY, TEXAS

Being a 5.425 acre tract of land out of the Washington County Railroad Co. Survey, A-926, Harris County, Texas; and being out of the residue of a 232.5994 acre tract conveyed to Wellington Properties, Ltd. as recorded in File Number R798898 of the Official Public Record of Real Property Harris County, Texas (O.P.R.R.P.H.C.T.); said 5.425 acre tract being more particularly described by metes and bounds as follows, with all bearings being referenced to the Texas State Plane Coordinate System, South Central Zone (NAD 83);

COMMENCING at a 3/4-inch iron rod with cap stamped "Dannenbaum Engineering" found for the Southwest corner of Silverglen North, Section Four as recorded in Film Code Number 554066 of the Map Records of Harris County, Texas; being in the Northerly right-of-way line of T.C. Jester Blvd. (100-foot right-of-way) as conveyed to Harris County and recorded under File Number N959419 of the O.P.R.R.P.H.C.T. and located in the Northerly right-of-way line of a 120-foot Drainage Easement as recorded under File Number G303887 of the O.P.R.R.P.H.C.T.;

THENCE South 86° 54' 36" West, with the Northerly line of said 120-foot Drainage Easement, a distance of 133.67 feet to a point for corner in the Southwesterly right-of-way line of said T.C. Jester Blvd. (100-foot right-of-way);

THENCE with said Southwesterly right-of-way line of said T.C. Jester Blvd. as follows:

- North 44° 39' 53" West, 55.64 feet to a point of curvature of a curve to the left;
- Along the arc of said curve to the left, having a chord of North 50° 30' 46" West, 398.07 feet, a radius of 1,950.00 feet, a central angle of 11° 41' 46", a distance of 398.07 feet to the point of tangency;
- North 56° 21' 39" West, 595.86 feet to a 3/4-inch iron rod with cap stamped "Dannenbaum Engineering" found for the Easternmost corner and POINT OF BEGINNING of the tract of land herein described;

Page Two  
5.425 Acres

THENCE South 33° 40' 52" West, 40.07 feet to a 3/4-inch iron rod with cap stamped "Dannenbaum Engineering" found for corner;

THENCE South 10° 58' 08" East, 109.37 feet to a 3/4-inch iron rod with cap stamped "Dannenbaum Engineering" found for corner;

THENCE South 34° 19' 40" West, 102.12 feet to a 3/4-inch iron rod with cap stamped "Dannenbaum Engineering" found for corner;

THENCE South 27° 28' 16" West, 57.85 feet to a 3/4-inch iron rod with cap stamped "Dannenbaum Engineering" found for corner;

THENCE South 25° 04' 52" West, 94.31 feet to a 3/4-inch iron rod with cap stamped "Dannenbaum Engineering" found for corner;

THENCE South 86° 54' 36" West, 110.00 feet to a 3/4-inch iron rod with cap stamped "Dannenbaum Engineering" set for corner;

THENCE North 88° 56' 50" West, 50.25 feet to a 3/4-inch iron rod with cap stamped "Dannenbaum Engineering" set for corner;

THENCE North 70° 22' 45" West, 46.64 feet to a 3/4-inch iron rod with cap stamped "Dannenbaum Engineering" set for corner;

THENCE North 41° 31' 37" West, 95.72 feet to a 3/4-inch iron rod with cap stamped "Dannenbaum Engineering" set for corner;

THENCE North 15° 21' 32" West, 157.08 feet to a 3/4-inch iron rod with cap stamped "Dannenbaum Engineering" set for corner;

THENCE North 49° 54' 22" West, 235.80 feet to a 3/4-inch iron rod with cap stamped "Dannenbaum Engineering" set for corner;

THENCE North 53° 33' 47" West, 50.00 feet to a 3/4-inch iron rod with cap stamped "Dannenbaum Engineering" set for corner at the beginning of a non-tangent curve to the left;

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Page Three  
5.425 Acres

THENCE along the arc of said non-tangent curve to the left, having a chord of North 35° 09' 17" East, 88.39 feet, a radius of 1975.00 feet, a central angle of 02° 33' 52", a distance of 88.39 feet to a 3/4-inch iron rod with cap stamped "Dannenbaum Engineering" set for corner at the beginning of a curve to the left;

THENCE along the arc of said curve to the left, having a chord of North 11° 14' 39" West, 35.43 feet, a radius of 25.00 feet, a central angle of 90° 14' 00", a distance of 39.37 feet to a 3/4-inch iron rod with cap stamped "Dannenbaum Engineering" set for corner;

THENCE North 33° 38' 21" East, 60.00 feet to a 3/4-inch iron rod with cap stamped "Dannenbaum Engineering" set for corner;

THENCE South 56° 21' 39" East, 114.44 feet to a 3/4-inch iron rod with cap stamped "Dannenbaum Engineering" set for corner;

THENCE North 33° 38' 21" East, 145.00 feet to a set 3/4-inch iron rod with cap stamped "DANNENBAUM ENGINEERING" in the Southwesterly right-of-way line of said T.C. Jester Blvd.;

THENCE South 56° 21' 39" East, continuing with the Southwesterly right-of-way line of said T.C. Jester Blvd., 483.51 feet to the POINT OF BEGINNING; containing 5.425 acres of land, more or less.

DANNENBAUM ENGINEERING CORPORATION  
Consulting Engineers

3633-03/jb  
5.425 Acres  
August 24, 2005  
Revised: Aug. 29, 2005

*[Handwritten Signature]* 08/29/05



ANY PROVISION HEREIN WHICH RESTRICTS THE SALE, RENTAL, OR USE OF THE DESCRIBED REAL PROPERTY BECAUSE OF COLOR OR RACE IS INVALID AND UNENFORCEABLE UNDER FEDERAL LAW. THE 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

NOV 10 2005



*[Handwritten Signature]*  
COUNTY CLERK  
HARRIS COUNTY, TEXAS

Return to:  
MHI PARTNERSHIP, LTD.  
7876 WOODWAY, SUITE 104  
HOUSTON, TEXAS 77089  
ATTN: *[Handwritten Signature]*