

BELLFORT CO.

AMENDMENT OF RESTRICTIONS

TO:

DATED: April 22nd, 1955

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FILED: April 25th, 1955 at 11:30 A.M.

#1415945

RECORDED VOL. 2939 PAGE 1 DEED

RECORDS OF HARRIS COUNTY, TEXAS:

THE STATE OF TEXAS  
COUNTY OF HARRIS

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, heretofore, by instrument dated March 1, 1955, Chimney Rock Co., the then owner of the property affected thereby did file certain restrictions as to lots located in WESTBURY, SECTION NO. 2, Harris County, Texas, a plat of which said subdivision has been filed for record under File No. 1387702, Map Records of Harris County, Texas, which said restrictions have been duly recorded in the Records of Harris County, Texas, under County Clerk's File No. 1391445 and, as so recorded, are specifically made a part hereof for all purposes; and

WHEREAS, Chimney Rock Co. has heretofore conveyed to Bellfort Co. all lots in said WESTBURY SECTION NO. 2, to be affected hereby; and the said Bellfort Co. has heretofore conveyed to Roy F. Wynn Lots One (1) and Two (2) in Block Twenty Two (22) of said WESTBURY SECTION NO. 2, and same and except as to said two lots so conveyed and now owned by the said Roy F. Wynn, all of the remaining lots in WESTBURY SECTION NO. 2 to be affected hereby are owned by Bellfort Co.

NOW, THEREFORE, we, BELLFORT CO. and ROY F. WYNN, do hereby agree that the restrictions aforementioned as heretofore filed and recorded by Chimney Rock Co. shall be AMENDED AND MODIFIED to the same extent as if placed therein when originally written and recorded, by the addition thereto of the following:

No main residential building shall be located nearer than 25 feet to the rear lot line, to the end of and with the purpose that the minimum distance from main building to rear lot line shall be 25 feet and the sum of the side yards for dwellings two stories in height shall be not less than 12 feet.

Nothing in the foregoing shall be so construed as to alter or change the restrictions, as originally recorded, insofar as the same affects and apply to Block Twenty One (21) in WESTBURY SECTION NO. 2; and nothing in the foregoing shall be so construed as to cause the restrictions originally filed and herewith amended to cover, attach and apply to that certain property identified on the plat of Westbury Section No. 2 as "Reserve C Unrestricted".

Except as provided herein, the said original restrictions filed in the Records of Harris County, Texas, under County Clerk's File No. 1391445 are unchanged and shall remain in full force and effect.

EXECUTED this 22nd day of April, 1955.

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ATTEST:  
GERALDINE DUNNAN  
SECRETARY  
(SEAL)..

BELLFORT CO.  
BY: I. MARK WESTHEIMER  
VICE PRESIDENT

ROY F. WYNN

THE STATE OF TEXAS

COUNTY OF HARRIS      |      BEFORE ME, the undersigned authority, on this day  
                          |      personally appeared I. Mark Westheimer, Vice President of Bellfort Co., known to  
                          |      me to be the person and officer whose name is subscribed to the foregoing instru-  
ment and acknowledged to me that the same was the act of the said Bellfort Co.  
a corporation, and that he executed the same as the act of such corporation for  
the purposes and consideration therein expressed, and in the capacity therein  
stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 22nd day of April  
1955.

(SEAL)..

HELEN DELAPP PANDEN, NOTARY PUBLIC  
HARRIS COUNTY, TEXAS:

THE STATE OF TEXAS

COUNTY OF HARRIS      |      BEFORE ME, the undersigned authority, on this day  
                          |      personally appeared Roy F. Wynn, 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.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 23rd day of April  
A. D. 1955.

(SEAL)..

BETTY FULLER, NOTARY PUBLIC  
HARRIS COUNTY, TEXAS: