

AMENDMENT TO RESTRICTIONS

KNOW ALL MEN BY THESE PRESENTS, THAT:

WHEREAS, by instrument recorded under Clerk's Document No. 2002043138 of the Official Public Records of Williamson County, Texas, CARRIER HOMEBUILDERS OF TEXAS, LLC, acting as Declarant therein (hereinafter, "Declarant") imposed certain Covenants, Conditions and Restrictions (hereinafter, the "Restrictions") have been imposed of the following described property:

THE PRESERVE AT GANN RANCH, a subdivision in Williamson County, Texas according to the map or plat thereof recorded in Cabinet W, Slides 47-48 of the Plat Records of Williamson County, Texas (hereinafter, the "Subdivision"); AND

WHEREAS, pursuant to Section 9.02 of said Restrictions, Amendment of same may be accomplished by Declarant acting alone until such time as Declarant has sold ninety-five (95) percent of the Lots which make up the subdivision; AND

WHEREAS, such limit has yet to be reached, allowing Declarant, acting alone, to amend the Restrictions as Declarant deems fit and proper; AND

WHEREAS, pursuant to Section 7.01 of said Restrictions, Assessments as therein set out may be imposed, but it is unclear that Declarant shall not be subject to such Assessments; AND

WHEREAS, provision is made in the Bylaws of The Preserve at Gann Ranch Homeowners Association, a Texas non-profit corporation, such that there are classes of members in said corporation, and that Declarant shall be deemed a Class B Member, as hereinafter described:

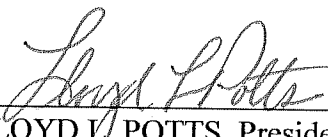
"Class B Member. This class of member shall consist only of the subdivision developer, CARRIER HOMEBUILDERS OF TEXAS, LLC, and Class B Membership shall expire when the developer no longer owns any lots within the Property. The Class B Member shall pay no Association assessments."

NOW, THEREFORE, Premises Considered, Declarant hereby incorporates the above captioned language describing Class B Membership into Section 7.01 of said Restrictions, in order to clarify that Declarant in not liable to pay Association or any other assessments of any kind, type or sort, whatsoever for which provision may have been made in the aforementioned Restrictions.

EXECUTED October 26, 2007.

CARRIER HOMEBUILDERS OF TEXAS, LLC, Declarant

BY:



LLOYD L. POTTS, President



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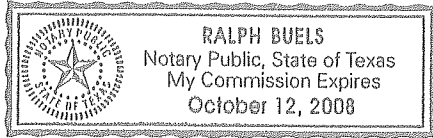
ACKNOWLEDGMENT

STATE OF TEXAS

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COUNTY OF WILLIAMSON

This instrument was acknowledged before me on October 26, 2007 by LLOYD L. POTTS, President of CARRIER HOMEBUILDERS OF TEXAS, LLC, a Texas limited liability company, on behalf of said company.



Ralph Buels

Notary Public, State of Texas

PREPARED IN THE OFFICE OF:

David Darnell
3613 Williams Drive, Ste. 503
Georgetown, Texas 78628

AFTER RECORDING RETURN TO:

①
David Darnell
3613 Williams Drive, Ste. 503
Georgetown, Texas 78628

FILED AND RECORDED
OFFICIAL PUBLIC RECORDS 2007090897

Nancy E. Rister

10/29/2007 10:06 AM

CMCNEELY \$20.00

NANCY E. RISTER, COUNTY CLERK
WILLIAMSON COUNTY, TEXAS