

## FIRST AMENDMENT TO AMENDED AND RESTATED DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR WOLF CREEK RANCH BURNET COUNTY, TEXAS

This FIRST AMENDMENT TO AMENDED AND RESTATED DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR WOLF CREEK RANCH (this "Amendment") is made and entered into this \*\*End and of \*\*Yerring\*\* , 20/1, by WOLF CREEK RANCH OWNERS ASSOCIATION, a Texas non-profit corporation ("the "Association"").

WHEREAS, the Association is the Association under that certain AMENDED AND RESTATED DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR WOLF CREEK RANCH dated the 18<sup>TH</sup> day of February, 2009, filed as Document Number 200901499, Official Public Record, Burnet County, Texas, (the "Declaration") regarding certain real property more particularly described in the Declaration, reference to which is hereby made for all purposes (the "Property");

WHEREAS, Section 14.2 of the Declaration provides that, following the Declarant Control Period, the Declaration may be amended or repealed only by the affirmative vote, consent or agreement of at least seventy-five percent (75%) of the votes of the Members of the Association;

WHEREAS, the Declarant Control Period has terminated as evidenced by that certain Notice Of Voluntary Termination of the Declarant Control Period dated the 19<sup>TH</sup> day of February, 2009, filed as Document Number 200901500, Official Public Record, Burnet County Texas: and

WHEREAS, by the affirmative vote, consent or agreement of at least seventy-five percent (75%) of the votes of the Members of the Association, either in person or by proxy, at a duly called meeting held for that purpose, the Members of the Association amended Section 8.21 of the Declaration.

NOW THEREFORE, in accordance with Section 14.2 of the Declaration, Association, through its duly authorized officers, hereby gives notice of the amendment to the Declaration as follows:

A. Section 8.21 of the Declaration is amended by adding the following sentences at the end of that Section:

"Notwithstanding anything to the contrary, no Owner, other than the Declarant, shall have the right to combine or subdivide any Tract if such combining or subdividing would result in there being less than sixty-eight (68) Tracts within the Wolf Creek Ranch. The Board may, in its discretion, adopt rules and regulations in connection with implementation of the restriction in the immediately preceding sentence as to the Owner other than Declarant."

Except as amended hereby, all terms and conditions of the Declaration are and remain in full force and effect as therein written. In the event of a conflict between the provisions of this Amendment and the provisions of the Declaration, the provisions of this Amendment shall control. Capitalized terms which are used herein but not defined shall have the same meaning given to such terms in the Declaration.

EXECUTED to be effective as of the date first written above.

WOLF CREEK RANCH OWNERS ASSOCIATION, a Texas nonprofit corporation

THE STATE OF TEXAS COUNTY OF Burnet

This instrument was acknowledged before me on the 15 day of Tovember, 20 11, by arren Dold, President of WOLF CREEK RANCH OWNERS ASSOCIATION, a Texas nonprofit corporation on behalf of said corporation.



THE STATE OF TEXAS

FILED AND RECORDED

Return to: Well Creek RANCH Owners Associ elo Nelda Daff P.a. Box 761 Burnet, TX 78611

OFFICIAL PUBLIC RECORDS

201108702

November 15, 2011 09:35:10 AM

FEE: \$20.00

Janet Parker, County Clerk Burnet County, Texas