

7717488

DECLARATION OF COVENANTS AND RESTRICTIONS

HARBOR POINT PARTIAL REPLAT "A"

STATE OF TEXAS X

COUNTY OF MONTGOMERY X

WHEREAS, on the 23rd day of February, 1977, Doyle Tow, Inc., and others did cause to be filed in the Map Records of Montgomery County, Texas, a map and/or plat of HARBOR POINT, a subdivision of 33.7 acres situated in the William Atkins Survey, Abstract No. 3, Montgomery County, Texas, which said map and/or plat is of record in Cabinet B, Sheet 53, of said Map Records; and,

WHEREAS, certain areas of the land subdivided thereby were depicted and designated on said plat as R-5 (Reserve 5) and R-6 (Reserve 6); and,

WHEREAS, by a Declaration of Covenants and Restrictions dated October 20, 1976, of record in Volume 978, Page 610, Deed Records, Montgomery County, Texas, Doyle Tow, Inc., and others did impose on certain parts of HARBOR POINT the Covenants and Restrictions therein set out; and,

WHEREAS, Reserve 5 and Reserve 6 of HARBOR POINT Subdivision were exempt from said Covenants and Restrictions as set out in Article VIII, Section 6, and Article IX, Section 17, thereof; and,

WHEREAS, on the 4th day of May, 1977, Doyle Tow, Inc., did cause to be filed in the Map Records of Montgomery County, Texas, a map and/or plat of HARBOR POINT PARTIAL REPLAT "A", a subdivision of said Reserve 5 and Reserve 6 aforesaid, which said map and/or plat is of record in Cabinet B, Sheet 57, of said Map Records; and,

WHEREAS, Doyle Tow, Inc., now wishes to impose the Declaration of Covenants and Restrictions of record in Volume 978, Page 610, of the Deed Records aforesaid, upon Lots One (1) through Fifteen (15) in Block One (1), and Lots Two (2) through Sixteen (16), in Block Two (2), of HARBOR POINT PARTIAL REPLAT "A", of record in

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Cabinet B, Sheet 57, Map Records aforesaid, and desires to continue the exemption and exclusion of R-5 (Reserve 5), R-6 (Reserve 6), and Lot One (1), in Block Two (2), as depicted by said HARBOR POINT PARTIAL REPLAT "A":

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS:

THAT Doyle Tow, Inc., a Texas corporation, with its offices and principal place of business in Conroe, Montgomery County, Texas, the owner of all real property depicted by that certain map and/or plat of HARBOR POINT PARTIAL REPLAT "A" of record in Cabinet B, Sheet 57, of the Map Records of Montgomery County, Texas, does hereby adopt, impose, and make applicable to Lots One (1) through Fifteen (15), in Block One (1), and Lots Two (2) through Sixteen (16), in Block Two (2), of HARBOR POINT PARTIAL REPLAT "A", the Declaration of Covenants and Restrictions set forth in Volume 978, Page 610, Deed Records, Montgomery County, Texas, and hereby waives any and all portions of said Covenants and Restrictions, exempting therefrom the Twenty-Nine (29) lots aforesaid; PROVIDED, HOWEVER, that R-5 (Reserve 5), R-6 (Reserve 6), and Lot One (1), in Block Two (2), HARBOR POINT PARTIAL REPLAT "A" aforesaid, shall remain so exempt from said Declaration of Covenants and Restrictions.

IN WITNESS WHEREOF, Doyle Tow, Inc., has caused these presents to be executed by its duly authorized officers, at Conroe, Texas, this the 31st day of MAY, A. D. 1977.

DOYLE TOW, INC.

By: [Signature]

President

[Signature]
Secretary



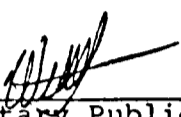
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BEFORE ME, the undersigned authority, a Notary Public in and for said County and State, on this day personally appeared Doyle Tow, President of Doyle Tow, Inc., a corporation, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity therein stated, and as the act and deed of said corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 31st day of MAY, A. D. 1977.




WILLIAM E. FOWLER
Notary Public in and for
Montgomery County, Texas

FILED FOR RECORD
AT 4 O'CLOCK P M.

JUN 1 1977

ROY HARRIS, Clerk
County Court, Montgomery Co., Tex.

By Marie Lushin Deputy