

FIRST AMENDMENT TO CONDOMINIUM DECLARATION
FOR
THE BARCLAY CONDOMINIUM RESIDENCES PHASE I

THE STATE OF TEXAS §
 § KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF HARRIS §

RECITALS

I. By means of an instrument styled "Condominium Declaration The Barclay Condominium Residences Phase I", dated October 6, 1977 and recorded in Volume 50, Page 12 of the Condominium Records of Harris County, Texas (the "Declaration"), Southwestern Property Developments Co., a Texas joint venture, as the owner of certain tracts of real property in Harris County, Texas subjected such property to a condominium regime of ownership. Reference is hereby made for all purposes to the Declaration and to the record thereof, and the Declaration is incorporated herein by this reference as if set out at length. All defined terms used in the Declaration shall have the same meaning when used herein.

II. Exhibit "B" to the Declaration (therein referred to as the "Plat", said Exhibit "B" consisting of 28 pages) set forth the general description of the Project, Buildings, Apartments, Common Elements, Limited Common Elements, and the Land (as those terms are defined in the Declaration), all in accordance with the Texas Condominium Act.

III. Certain of the information set forth on the Plat attached to the Declaration as Exhibit "B" was incorrectly stated and it is the desire of Southwestern Property Developments Co., as the owner of the tracts of land described in Exhibit "A" to the Declaration, and being the property subjected to a condominium regime pursuant thereto, to correct such errors and to substitute for Exhibit "B" to the Declaration the plat attached to this First Amendment to Condominium Declaration as Exhibit "B".

SUBSTITUTION OF NEW PLAT

It is hereby declared that the plat attached hereto as Exhibit "B" consisting of 28 pages shall, from and after the date of recordation of this First Amendment to Condominium Declaration in the Condominium Records of Harris County, Texas, supercede and replace in all respects Exhibit "B" to the Declaration, to the same effect as if Exhibit "B" hereto had originally been attached to the Declaration. From and after the date of such recordation of this First Amendment to Condominium Declaration, all references in the Declaration to the Plat shall be deemed references to Exhibit "B" to this First Amendment to Condominium Declaration and all conveyances of Apartments situated within the Project shall be construed by referring to the Declaration and this First Amendment to Condominium Declaration which instruments, from

and after the date of recordation hereof, shall be taken together as one and the same instrument and shall constitute the Condominium Declaration for The Barclay Condominium Residences Phase I. It is the intention of Southwestern Property Developments Co. by the execution and recordation of this instrument, that Exhibit "B" hereto shall fully and completely replace Exhibit "B" to the original Declaration.

NO OTHER MODIFICATIONS

Except as herein expressly modified each of the terms, provisions and conditions of the Declaration shall remain in full force and effect, unchanged and unabated, it being the sole intent of this instrument to substitute Exhibit "B" hereto for Exhibit "B" to the Declaration, otherwise the Declaration to remain fully and completely effective.

EXECUTED AS OF THE 20th day of October, 1977.

SOUTHWESTERN PROPERTY DEVELOPMENTS CO.

By: PRINCIPAL PROPERTIES, INC.

By: [Signature]
Title: President

By: BARCLAY PROPERTIES, INC.

By: [Signature]
Title: President

THE STATE OF TEXAS §
COUNTY OF HARRIS §

BEFORE ME, the undersigned authority, on this day personally appeared ROBERT T. EDWARDS, PRESIDENT of PRINCIPAL PROPERTIES, INC., a Texas corporation, one of the venturers in SOUTHWESTERN PROPERTY DEVELOPMENTS CO., a Texas joint venture, known to me to be the person and officer 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, as the act and deed of said corporation in its capacity as one of the venturers in such joint venture.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 20 day of October, 1977.

Madeline Johnson
Notary Public in and for
Harris County, Texas

My Commission Expires:

11-30-78

THE STATE OF TEXAS §
COUNTY OF HARRIS §

BEFORE ME, the undersigned authority, on this day personally appeared W. E. KANKE, PRESIDENT of BARCLAY PROPERTIES, INC., a Texas corporation, one of the venturers in SOUTHWESTERN PROPERTY DEVELOPMENTS CO., a Texas joint venture, known to me to be the person and officer 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, as the act and deed of said corporation in its capacity as one of the venturers in such joint venture.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 20 day of October, 1977:

Madeline Johnson
Notary Public in and for
Harris County, Texas

My Commission Expires:

11-30-78