

**** Electronically Filed Document ****

Hays County Texas
Liz Q. Gonzalez
County Clerk

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Parties:

Direct- CREEK AT DRIFTWOOD OWNERS ASS
Indirect-

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***** THIS PAGE IS PART OF THE INSTRUMENT *****

Any provision herein which restricts the Sale, Rental or use of the described REAL PROPERTY
because of color or race is invalid and unenforceable under federal law.



I hereby certify that this instrument was filed for record in my office on the date and time stamped hereon and was recorded on the volume and page of the named records of Hays County, Texas

Liz Q. Gonzalez

Liz Q. Gonzalez, County Clerk

**FIRST AMENDMENT TO THE
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS
FOR CREEK AT DRIFTWOOD**

THE STATE OF TEXAS §
 § KNOW ALL PERSONS BY THESE PRESENTS:
COUNTY OF HAYS §

This First Amendment to the Declaration of Covenants, Conditions and Restrictions for Creek at Driftwood (this "**Amendment**"), is made to be effective as of the date set forth below by the members of the Creek at Driftwood Owners Association, Inc., a Texas non-profit corporation (the "**Association**").

RECITALS:

A. By that certain Declaration of Covenants, Conditions and Restrictions for Creek at Driftwood (the "**Declaration**") dated February 6, 2009, recorded in Volume 3589, Page 166 of the Real Property Records of Hays County, Texas, RNI Onion Creek, LLC, a Nevada limited liability company (the "**Declarant**") imposed certain development covenants, conditions and restrictions on certain real property more particularly described therein and locally known as the Creek at Driftwood.

B. Section 9.02(b) of the Declaration provides the Declaration may be amended by the recording in the Official Public Records of Hays County, Texas, of an instrument executed and acknowledged by the President and Secretary of the Association, setting forth the amendment and certifying that such amendment has been approved by Owners entitled to cast at least seventy-five percent (75%) of the number of votes of the Association pursuant to the Declaration.

C. At the annual special meeting of the members of the Association, which was held on July 7, 2011, the Owners entitled to cast at least seventy-five percent (75%) of the votes of the Association voted to amend Section 3.09 of the Declaration regarding building materials.

NOW, THEREFORE, we, Scott Iwamoto and Chad Iwamoto, as President and Secretary, respectively, of the Creek at Driftwood Owners Association, Inc., do hereby certify that the Owners entitled to cast at least seventy-five percent (75%) of the votes of the Association approved the Declaration be amended as follows:

Section 3.09 of the Declaration is hereby deleted in its entirety and replaced with the following:

3.09 Building Materials. All residences and outbuildings shall be built with sixty percent (60%) of its exterior covered by stone, brick or stucco. In computing such percentage, all windows and door openings shall be excluded from the total area of the exterior walls. No Masonite or any similar building material or any concrete or cement type brick exterior shall be permitted on any structure on any Lot unless as approved by the Architectural Committee. No geodesic structures are permitted on any Lot.

In accordance with the provisions of Section 9.02(b) of the Declaration, this Amendment has been executed by the undersigned to evidence the amendment of the Declaration as set forth herein.

Except as expressly amended hereby, the Declaration shall continue in full force and effect.

EXECUTED by the undersigned on the dates set forth below our respective signatures to be effective the date this Amendment is recorded in the Official Public Records of Hays County, Texas.

CREEK AT DRIFTWOOD OWNERS
ASSOCIATION, INC.

By: 

Scott Iwamoto, President

By: 

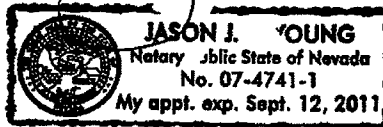
Chad Iwamoto, Secretary

THE STATE OF Nevada §

COUNTY OF Clark §

This instrument was acknowledged before me on the 18 day of August, 2011, by Scott Iwamoto, as President of CREEK AT DRIFTWOOD OWNERS ASSOCIATION, INC., a Texas non-profit corporation, on behalf of said corporation.


NOTARY PUBLIC, State of Nevada

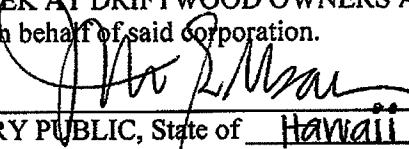


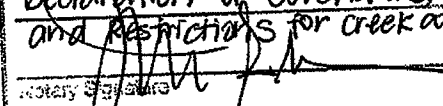
THE STATE OF Hawaii §

COUNTY OF Honolulu §

This instrument was acknowledged before me on the 12th day of August, 2011, by Chad Iwamoto, as Secretary of CREEK AT DRIFTWOOD OWNERS ASSOCIATION, INC., a Texas non-profit corporation, on behalf of said corporation.




NOTARY PUBLIC, State of Hawaii

Document Date:	<u>Undated</u>	# Pages:	<u>3</u>
Notary Name:	JOANN ERBAN		
Doc. Description:	<u>First Amendment to the Declaration of covenants, Conditions and Restrictions for creek at Driftwood.</u>		
Notary Signature:			
Date:	<u>8.12.11</u>		

