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**FIRST SUPPLEMENT TO DECLARATION OF COVENANTS, CONDITIONS AND  
RESTRICTIONS FOR ELLA CROSSING**  
(Annexing Ella Crossing Sec. 2)

20070032271  
01/16/2007 RP3 \$24.00

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

This First Supplement to Declaration of Covenants, Conditions and Restrictions for Ella Crossing (Annexing Ella Crossing Sec. 2) is made effective the 4<sup>th</sup> day of December, 2006, by Perry Homes, a Joint Venture, as Declarant ("Declarant").

**WHEREAS**, Declarant executed and filed that certain Declaration of Covenants and Restrictions for Ella Crossing, recorded on July 27, 2005, under Clerk's File No. Y642084, in the Real Property Records of Harris County, Texas (the "Declaration"); and,

**WHEREAS**, Declarant desires to annex additional property described in Exhibit "A" attached hereto ("Additional Property"), and to thereby extend the coverage, plan and concept of the Declaration to such real property in accordance with Article XI of the Declaration.

**NOW THEREFORE**, Declarant does hereby supplement the Declaration as follows:

1. The Additional Property is hereby annexed pursuant to Article XI of the Declaration.
2. The coverage, plan and concept of the Declaration is hereby extended to the Additional Property.
3. The Additional Property has been platted as set forth on the Plat of Ella Crossing Sec. 2, which has filed in the map records of Harris County, Texas.
4. Ella Crossing Sec. 2 consists of 117 Lots and 11 Reserves.
5. The Additional Property is annexed into the jurisdiction of Ella Crossing Homeowners Association, Inc.
6. The Additional Property shall hereinafter be a portion of the "Property" as such term is defined in the Declaration.
7. Except as set forth in this instrument, the Declaration is not otherwise affected and remains in full force and effect.

Executed to be effective on the date set forth above.

**DECLARANT:**

Perry Homes, a Joint Venture

By: Perry-Houston Interests, Ltd.,  
a Texas limited partnership,  
as the Managing Joint Venturer

By: PH Financial L.L.C.,  
a Texas limited liability company,  
as the General Partner

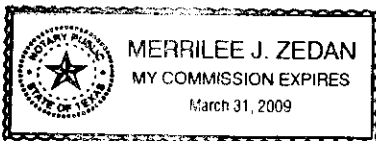
By: Gerald W. Noteboom  
Gerald W. Noteboom  
Senior Executive Vice President

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**ACKNOWLEDGMENT**

THE STATE OF TEXAS §  
COUNTY OF HARRIS §

This instrument was acknowledged before me on this the 4th day of December, 2006, by Gerald W. Noteboom, Senior Executive Vice President of PH Financial L.L.C., a Texas limited liability company, as the General Partner of PERRY-HOUSTON INTERESTS, Ltd., a Texas limited partnership, the Managing Joint Venturer of PERRY HOMES, A Joint Venture.



Seal Showing Name and  
Commission Expiration

Merrilee J. Zedan  
Notary Public in and for the  
State of Texas

FILED

2007 JAN 16 PM 3:27

County Clerk  
HARRIS COUNTY TEXAS

## Exhibit "A"

Ella Crossing Sec. 2, an addition in the City of Houston, Harris County, Texas, according to a map or plat thereof, recorded under Clerk's File No. 20060183033 and Film Code No. 606069, of the Map Records of Harris County, Texas.

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.  
THE STATE OF TEXAS  
COUNTY OF HARRIS  
I hereby certify that this instrument was FILED in the number Sequence on the date and at the time stamped herein by me; and was duly RECORDED, in the Official Public Records of Real Property of Harris County Texas on

JAN 16 2007



*Brenda L. Kayfman*  
COUNTY CLERK  
HARRIS COUNTY, TEXAS

AFTER RECORDING RETURN TO:

S. Bradley Todes  
Perry Homes, a Joint Venture  
P.O. Box 34306  
Houston, Texas 77234

**RECORDER'S MEMORANDUM:**  
At the time of recordation, this instrument was found to be inadequate for the best photographic reproduction because of illegibility, carbon or photo copy, discolored paper, etc. All blockouts, additions and changes were present at the time the instrument was filed and recorded.