

**FIRST AMENDMENT TO THE
ARCHITECTURAL CONTROL GUIDELINES OF
HERITAGE SQUARE COMMUNITY ASSOCIATION, INC.**

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WHEREAS, on February 12, 1992, Heritage Square Venture, L.P., a Texas limited partnership, filed and recorded the Declaration of Covenants, Conditions and Restrictions for Heritage Square, Section One and Section Two (the "Declaration"), under County Clerk's File Number N542226 and Clerk's Film Code No. 200-56-2961, respectively, of the Real Property Records of Harris County, Texas; and

WHEREAS, pursuant to the Declaration there has heretofore been formed an entity named Heritage Square Community Association, Inc., (hereinafter referred to as the "Association"), a Texas non-profit corporation, the purposes of which in general are the collection, expenditure and management of the maintenance assessments of the Association, enforcement of the Declarations for Heritage Square, Sections 1 and 2 thereto providing for the maintenance, preservation and architectural control within the project, the general overall supervision of all the affairs and well being of the project and the promotion of the health, safety and welfare of the residents within the project; and

WHEREAS, the Declaration provides in Article 4, Section 4 that the Architectural Control Committee may promulgate Architectural Control Guidelines as an outline of minimum acceptable construction standards;

WHEREAS, on October 29, 2003, the majority of the directors present at a duly called meeting of the directors at which a quorum was present, have heretofore approved an amendment to the Architectural Control Guidelines by the Architectural Control Committee, all in accordance with applicable provisions of the Declaration and of the Articles of Incorporation and By-laws of the Association. Accordingly, the following provisions of the Architectural Control Guidelines are amended as follows:

Paragraph 13.1 shall be deleted and the following is substituted therefore:

13.1 Permanently affixed improvements such as birdbaths, sculptures, birdhouses, flagpoles and fountains 2 feet tall or less must be applied for and approved by the Architectural Control Committee prior to installation. Improvements of this nature in excess of 2 feet in height will not be permitted. No more than two of the aforementioned improvements will be permitted in any front yard. Decorative appurtenances such as school spirit signs, seasonal flags, small landscape sculptures placed in landscape beds and potted plants on porches do not require prior approval of the Committee. The Architectural Control Committee reserves the right to determine what appurtenances are excessive and require removal of same. Holiday or other festive decorations of a temporary nature are permitted but must be removed within thirty (30) days after the calendar date of the holiday.

Paragraph 13.4 shall also be incorporated to provide as follows:

13.4 One political sign, not to exceed five square feet (5'), will be permitted per lot in public view. Signage can not be erected more than 14 days prior to the election and must be removed within 24 hours after.

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Heritage Square Community Association, Inc., by and through its Board of Directors, hereby approves and consents to the foregoing First Amendment to the Architectural Control Guidelines for Heritage Square Community Association, Inc.

By: Stewart Williams
Stewart Williams, President

By: John Linn
John Linn, Vice President

By: Kathy Martinelli
Kathy Martinelli, Secretary

By: Richard Remels
Richard Remels, Treasurer

STATE OF TEXAS §
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COUNTY OF HARRIS §

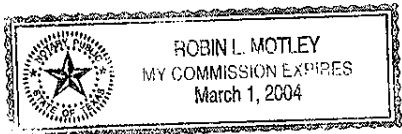
This instrument was acknowledged before me on the 17 day of December, 2003, by STEWART WILLIAMS, President of Heritage Square Community Association, Inc., a Texas non-profit corporation, on behalf of said corporation.



Robin L. Motley
NOTARY PUBLIC in and for the
STATE OF TEXAS
Name: _____
My Commission Expires: _____

STATE OF TEXAS §
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COUNTY OF HARRIS §

This instrument was acknowledged before me on the 17 day of December, 2003, by JOHN LINN, Vice President of Heritage Square Community Association, Inc., a Texas non-profit corporation, on behalf of said corporation.

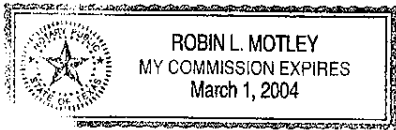


Robin L. Motley
NOTARY PUBLIC in and for the
STATE OF TEXAS
Name: _____
My Commission Expires: _____

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STATE OF TEXAS §
 §
COUNTY OF HARRIS §

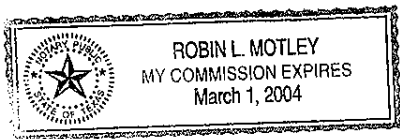
This instrument was acknowledged before me on the 17 day of December, 2003, by KATHY MARTINELLI, Secretary of Heritage Square Community Association, Inc., a Texas non-profit corporation, on behalf of said corporation.



Robin L. Motley
NOTARY PUBLIC in and for the
STATE OF TEXAS
Name: _____
My Commission Expires: _____

STATE OF TEXAS §
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COUNTY OF HARRIS §

This instrument was acknowledged before me on the 17 day of December, 2003, by RICHARD REMELS, Treasurer of Heritage Square Community Association, Inc., a Texas non-profit corporation, on behalf of said corporation.



Robin L. Motley
NOTARY PUBLIC in and for the
STATE OF TEXAS
Name: _____
My Commission Expires: _____

RETURN TO: ✓
Jeffrey J. Messock
17171 Park Row
Suite 250
Houston, Texas 77084
vhoa\515-0399.acc

FILE FOR RECORD
8:00 AM
DEC 22 2003
Genevieve B. Hoffman
County Clerk, Harris County, Texas

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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 File Number Sequence on the date and at the time stamped hereon by me; and was duly RECORDED in the Official Public Records of Real Property of Harris County, Texas on

DEC 22 2003



Beverly B. Kayman

COUNTY CLERK
HARRIS COUNTY, TEXAS