



**ANNEXATION
OF
FIELDSTONE, SECTION FIVE (5)**

STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

WHEREAS, Kimball Hill TX Properties, LLC, as Declarant, caused that certain instrument entitled "Declaration of Covenants, Conditions and Restrictions for Fieldstone" (the "Declaration") to be recorded in the Official Public Records of Real Property of Fort Bend County, Texas on April 11, 2007 under Clerk's File No. 2007043721, which Declaration imposes various covenants, conditions, and restrictions upon the following real property:

Fieldstone, Section One (1), a subdivision in Fort Bend County, Texas according to the map or plat thereof recorded under Plat No. 20060114 of the Map Records of Fort Bend County, Texas;

Fieldstone, Section Two (2), a subdivision in Fort Bend County, Texas according to the map or plat thereof recorded under Plat No. 20060115 of the Map Records of Fort Bend County, Texas;

Fieldstone, Section Three (3), a subdivision in Fort Bend County, Texas according to the map or plat thereof recorded under Plat No. 20060116 of the Map Records of Fort Bend County, Texas; and

Fieldstone, Section Four (4), a subdivision in Fort Bend County, Texas according to the map or plat thereof recorded under Plat No. 20060117 of the Map Records of Fort Bend County, Texas.

and

WHEREAS, Fieldstone (Houston) ASLI VI, L.L.P. ("Successor Declarant") is the successor Declarant with respect to the Properties; and

WHEREAS, the Declaration provides that additional land may be annexed and subjected to the provisions of the Declaration by Declarant or a successor Declarant, without the consent of any other party, by filing for record an annexation instrument in the Official Public Records of Real Property of Fort Bend County, Texas; and

WHEREAS, Successor Declarant desires to annex the following real property (the "Additional Land") and subject the Additional Land to the provisions of the Declaration and the jurisdiction of Fieldstone Community Association, Inc. (the "Association"):

Fieldstone, Section Five (5), a subdivision in Fort Bend County Texas according to the map or plat thereof recorded under Plat No. 20120142 of the Map Records of Fort Bend County, Texas

NOW, THEREFORE, Successor Declarant does hereby annex the Additional Land and subject the Additional Land to all of the covenants, conditions and restrictions set forth in the Declaration. All provisions of the Declaration shall apply to the Additional Land with the same force and effect as if the Additional Land was originally included in the property subject to the Declaration,

including the provisions relating to the payment of annual maintenance charges and assessments to the Association. The Additional Land shall be developed, improved, sold, used and enjoyed in accordance with and subject to the provisions of the Declaration, as same may hereafter be amended. All provisions of the Declaration shall run with the Additional Land and be binding on all parties who may now or hereafter have or claim any right, title or interest in the Additional Land or any part thereof, and on the heirs, executors, administrators, successors and assigns of such parties, regardless of the source of or the manner in which any such right, title or interest is or may be acquired.

Capitalized terms have the same meanings as that ascribed to them in the Declaration.

Executed on the date set forth below, to become effective upon recording in the Official Public Records of Real Property of Fort Bend County, Texas.

FIELDSTONE (HOUSTON) ASLI VI, L.L.L.P.
a Delaware limited liability limited partnership
by: Avanti Properties Group II, L.L.L.P.
a Delaware limited liability limited partnership,
its general partner
by: Avanti Development Corporation II, a Florida
corporation, its general partner

By: [Signature]
Andrew Dubill, Vice President *AD*

STATE OF FLORIDA §
 §
COUNTY OF ORANGE §

BEFORE ME, a notary public, on this day personally appeared Andrew Dubill, Vice President of Avanti Development Corporation II, general partner of Avanti Properties Group II, L.L.L.P., a Delaware limited liability limited partnership, general partner of Fieldstone (Houston) ASLI VI, L.L.L.P., a Delaware limited liability limited partnership, known to me to be the person whose name is subscribed to the foregoing document and, being by me first duly sworn, declared that he executed this document for the purposes and in the capacity herein expressed.

Given under my hand and seal of office this 2 day of AUGUST, 2012.



[Signature]
Notary Public in and for the State of ~~Texas~~
FLORIDA

RAC
Return to:
Rick S. Butler
Butler | Hailey *Brenda*
8901 Gaylord Dr., Suite 100
Houston, Texas 77024
218933

AS PER ORIGINAL

FILED AND RECORDED

OFFICIAL PUBLIC RECORDS

Dianne Wilson

2012 Aug 09 12:42 PM

2012089052

LW \$15.00

Dianne Wilson COUNTY CLERK

FT BEND COUNTY TEXAS

STATE OF TEXAS
COUNTY OF FORT BEND

I, Dianne Wilson, County Clerk of Fort Bend County, Texas,
do hereby certify that the foregoing is a true and correct copy
as the same appears on file and recorded in the appropriate records.

Note: A portion of a personal identifying number may have been
redacted as allowed by law.

8/9/12 Date *dn*



Dianne Wilson
Dianne Wilson, County Clerk
Fort Bend County, Texas



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and

WHEREAS, Fieldstone (Houston) ASLI VI, L.L.L.P. ("Successor Declarant") is the successor Declarant with respect to the Properties; and

WHEREAS, the Declaration provides that additional land may be annexed and subjected to the provisions of the Declaration by Declarant or a successor Declarant, without the consent of any other party, by filing for record an annexation instrument in the Official Public Records of Real Property of Fort Bend County, Texas; and

WHEREAS, Successor Declarant desires to annex the following real property (the "Additional Land") and subject the Additional Land to the provisions of the Declaration and the jurisdiction of Fieldstone Community Association, Inc. (the "Association"):

Fieldstone, Section Five (5), a subdivision in Fort Bend County Texas according to the map or plat thereof recorded under Plat No. 20120142 of the Map Records of Fort Bend County, Texas

NOW, THEREFORE, Successor Declarant does hereby annex the Additional Land and subject the Additional Land to all of the covenants, conditions and restrictions set forth in the Declaration. All provisions of the Declaration shall apply to the Additional Land with the same force and effect as if the Additional Land was originally included in the property subject to the Declaration,

including the provisions relating to the payment of annual maintenance charges and assessments to the Association. The Additional Land shall be developed, improved, sold, used and enjoyed in accordance with and subject to the provisions of the Declaration, as same may hereafter be amended. All provisions of the Declaration shall run with the Additional Land and be binding on all parties who may now or hereafter have or claim any right, title or interest in the Additional Land or any part thereof, and on the heirs, executors, administrators, successors and assigns of such parties, regardless of the source of or the manner in which any such right, title or interest is or may be acquired.

Capitalized terms have the same meanings as that ascribed to them in the Declaration.

Executed on the date set forth below, to become effective upon recording in the Official Public Records of Real Property of Fort Bend County, Texas.

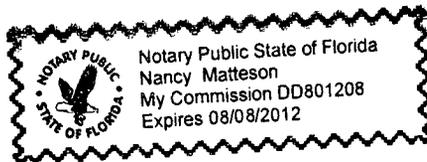
FIELDSTONE (HOUSTON) ASLI VI, L.L.L.P.
a Delaware limited liability limited partnership
by: Avanti Properties Group II, L.L.L.P.
a Delaware limited liability limited partnership,
its general partner
by: Avanti Development Corporation II, a Florida
corporation, its general partner

By: [Signature]
Andrew Dubill, Vice President *01*

STATE OF FLORIDA §
 §
COUNTY OF ORANGE §

BEFORE ME, a notary public, on this day personally appeared Andrew Dubill, Vice President of Avanti Development Corporation II, general partner of Avanti Properties Group II, L.L.L.P., a Delaware limited liability limited partnership, general partner of Fieldstone (Houston) ASLI VI, L.L.L.P., a Delaware limited liability limited partnership, known to me to be the person whose name is subscribed to the foregoing document and, being by me first duly sworn, declared that he executed this document for the purposes and in the capacity herein expressed.

Given under my hand and seal of office this 2 day of AUGUST, 2012.



[Signature]
Notary Public in and for the State of ~~Texas~~
FLORIDA

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Return to:
Rick S. Butler
Butler | Hailey *Brenda*
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