

332-01-0048

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AMENDMENT TO RESTRICTIONS AND COVENANTS
ARTESIAN FOREST (SECTION III)

Release of Option to Re-Purchase

REAL PROPERTY RECORDS

8512477

STATE OF TEXAS []
COUNTY OF MONTGOMERY []

WHEREAS, McDADE ESTATES, INC., a Texas corporation, of Montgomery County, Texas, has heretofore dedicated as a subdivision Artesian Forest (Section III) Subdivision in the Denward James Survey, Abstract No. 289, Montgomery County, Texas, according to the map or plat of said subdivision recorded in Volume 11, Page 61, Map Records of Montgomery County, Texas.

AND, whereas, restrictions and covenants applicable to said subdivision have been placed of record in the Office of the County Clerk of Montgomery County, Texas, bearing date of October 1, 1973, and recorded in Volume 831, Page 330, Deed Records, Montgomery County, Texas;

AND, whereas, Paragraph 17 thereof provides as follows, to-wit:

"19. OPTION TO RE-PURCHASE: In the event that any Grantee, his heirs, assigns or legal representatives, desire to sell their interest in any lot or lots or any portion thereof at any time in the future, they shall give Owner, McDade Estates, Inc., its successors or assigns, the first refusal to purchase said property at the same price and under the same terms which the proposed Seller has been offered for said premises. In the event that Owner, its successors or assigns, offer the same price and terms which the proposed Seller has been offered for said premises, the proposed Seller, his heirs or assigns, or legal representatives, agree to re-convey to Owner, but if Owner shall fail within fifteen (15) days from the receipt of such written offer to exercise such option, then the proposed Seller shall be free to sell said premises to the purchaser of his choosing."

WHEREAS, McDADE ESTATES, INC. has heretofore, upon request of any person, executed Releases of this Option to Re-Purchase as to individual lots or tracts and whereas, McDade Estates, Inc. has determined that it does not desire to execute the said Option as to any lot within the subdivision and wishes to fully release the same.

NOW, THEREFORE, for and in consideration of good and valuable considerations, and so that the said McDade Estates, Inc. shall not in the future be required to execute any Release of this Option, McDade Estates,

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Inc., the owner and holder of the said Option as stated above, does here-
by fully, finally and forever release the said Option to Re-Purchase as
stated above so that neither McDade Estates, Inc., its successors or as-
signs, shall henceforth own any right to repurchase according to the
terms of the paragraph stated above.

EXECUTED this the 27th day of MARCH, A. D. 1985.

ATTEST


MCDADE ESTATES, INC.

BY: 
Secretary

BY: 
Geraldine Kasniersky, President.

STATE OF TEXAS []
COUNTY OF MONTGOMERY []

This instrument was acknowledged before me on the 27th day of
March, 1985, by GERALDINE KASMIERSKY, President of MCDADE
ESTATES, INC., a Texas corporation, on behalf of said corporation.


Notary Public in and for the State
of Texas. **ANNE EDMON**

FILED FOR RECORD
1985 MAR 27 PM 4:12 MY Commission Expires: 8-31-88


COUNTY CLERK
MONTGOMERY COUNTY TEXAS

STATE OF TEXAS)
COUNTY OF MONTGOMERY)
I hereby certify that this instrument was filed
in the Public Records on the date and at the
time indicated herein by me, and was duly RECORDED
in the official Public Records of Real Property of
Montgomery County, Texas

MAR 27 1985




COUNTY CLERK
MONTGOMERY COUNTY TEXAS