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AMENDED AND RESTATED BYLAWS  
OF  
BRIARGROVE PARK PROPERTY OWNERS, INC.

10/20/02

ARTICLE I  
NAME, PRINCIPAL OFFICE, REGISTERED AGENT

**Section 1. Name.** The name of the corporation is Briargrove Park Property Owners, Inc., a Texas non-profit corporation (the "Corporation").

**Section 2. Principal Office.** The principal office of the Corporation shall be located in the City of Houston, Harris County, Texas. The Corporation may have such other office, either within or without the State of Texas, as the Board of Directors (as hereinafter defined) of the Corporation may determine or as the affairs of the Corporation may require from time to time.

**Section 3. Registered Office and Agent.** The Corporation shall have and continuously maintain in the State of Texas a registered office and a registered agent whose office is the same as such registered office. The registered office may be, but need not be, the same as the principal office of the Corporation. The address of the registered office of the Corporation is 2301 Seagler Road, Houston, Texas 77042 and may be changed from time to time by the Board of Directors.

**Section 4. Definitions.** The words used in these ByLaws and not otherwise defined herein shall have the meanings as set forth in the Amended and Restated Restrictions and Covenants for Briargrove Park, Section I, II, III, IV V, and VI filed on May 8, 1996, under Clerk's File No. R916342 and recorded under Film Code No. 508-28-1472 in the Official Public Records of Real Property of Harris County, Texas, and in the Declaration of Covenants, Conditions and Restrictions Briar Court Subdivision filed on June 14, 1977, under Clerk's File No. F177132 and recorded under Film Code No. 167-13-2560 in the Official Public Records of Real Property of Harris County, Texas, and Amendment to Briar Court Subdivision filed on October 5, 1977, under Clerk's File No. F323423 and recorded under Film Code No. 177-04-2499 in the Official Public Records of Real Property of Harris County, Texas, as said declarations may be supplemented or amended from time to time (singularly a "Declaration" and collectively the "Declarations").

ARTICLE II  
MEMBERS

**Section 1. Members.** Each record owner ("Owner") of a lot ("Lot") in Briargrove Park and Briar Court subdivisions in Harris County, Texas (collectively "the Subdivision") shall

RECORDED  
Briargrove Park Property Owners, Inc.  
2301 Seagler Road  
Houston, TX 77042

FILE FOR RECORD  
8:00 AM

SEP 27 2002

*David S. Johnson*  
County Clerk, Harris County, Texas

be a Member ("Member") of the Corporation and shall be subject to these ByLaws and the Declaration or Declarations affecting such Member's Lot or Lots and all covenants and restrictions therein. Such membership shall terminate automatically when such ownership ceases. Upon transfer of ownership of a Lot, the new Owner thereof shall, concurrently with such transfer, become a Member of the Corporation.

## **Section 2. Voting Rights.**

(A) **General:** Each Member shall be entitled to one (1) vote per Lot owned on each matter submitted to a vote of the Members. In the event that a Member owns more than one (1) Lot in the Subdivision, such Member shall be entitled to one (1) vote per Lot owned. No owner shall be entitled to vote at any meeting of the Corporation until such Owner has presented evidence of ownership of a Lot in the Subdivision to the secretary of the Corporation. Fractional votes and split votes are not permitted. All Members of the corporation may attend meetings of the Corporation and all Members may exercise their vote at such meetings either in person or proxy.

(B) **Multiple Lot Owners:** In the event that ownership interests in a Lot are owned by more than one (1) Member of the Corporation, such Members shall exercise their right to vote in such manner as they among themselves determine, but in no event shall more than one (1) vote be cast for each Lot. Such Members shall appoint one of them as the Member who shall be entitled to exercise the vote of that Lot at any meeting of the Corporation. Such designation shall be made in writing to the Board of Directors and shall be revocable at any time by actual written notice to the Board of Directors. The Board of Directors shall be entitled to rely on any such designation until written notice revoking such designation is received by the Board of Directors. If the Members owning a Lot do not designate a single Member to vote on behalf of all Members having an ownership interest in such Lot, then the Member exercising the vote for the Lot shall be deemed to be designated to vote on behalf of all Members having an ownership interest in such Lot.

(C) **Fractional Portion of Lot:** In the event a Lot is a fractional portion of a whole Lot, such Lot shall be considered as a whole Lot in each case where the Member owning such fractional portion owns no other Lot or portion of a Lot in the Subdivision. When the Member owning a fractional portion of a Lot in the Subdivision owns any additional Lot or Lots in the Subdivision, such fractional portion of a Lot shall be considered part of the Member's other Lot or Lots and such Member shall not be entitled to a separate vote for such fractional portion of a Lot.

**Section 3. Termination of Membership.** Membership in the Corporation shall terminate without any formal Corporation action whenever an Owner ceases to own all or any part of a Lot. Such termination shall not relieve or release any such former Owner from any liability or obligation incurred as a Member.

**Section 4. Transfer of Membership.** Membership in this Corporation is not transferable or assignable.

**Section 5. Default of Membership.** Any Member who is delinquent in the payment of any assessment levied by the Corporation against his/her Lot, including the Annual Maintenance Charge, or any interest, late charges, costs or reasonable attorney's fees added to such assessments, may have his/her right to use the recreational facilities owned by the Corporation suspended during the period of that Member's delinquency after notice and an opportunity to request a hearing before the Board of Directors are provided to the member by the Corporation in the manner provided by law.

### **ARTICLE III** **MEETING OF MEMBERS**

**Section 1. Annual Meeting.** An annual meeting of the Members shall be held in March of each year on a date and at a time and location specified in the Notice of Annual Meeting. The purpose of the meeting shall be to announce the results of the election of the Directors and for the transaction of such other business as may come before the meeting.

**Section 2. Special Meetings.** Special meetings of the Members may be called by the Board of Directors. A special meeting shall be compelled by Board of Directors by the submission of a petition of not less than one-tenth of the Members having voting rights requesting a special meeting

**Section 3. Place of Meeting.** All annual and special meetings of the Members shall be held at the principal office of the Corporation, or at such other suitable place as may be permitted by law and from time to time fixed by the Board of Directors.

**Section 4. Notice of Meetings.** Written or printed notice of all annual and special meetings of the Members stating the place, day, and hour of any such meeting shall be delivered either personally or by mail, to each Member entitled to vote at such meeting, not less than ten (10) nor more than sixty (60) days before the date of such meeting, by or at the direction of the Board of Directors. In case of a special meeting or when required by statute or by these ByLaws, the purpose or purposes for which the meeting is called shall be stated in the notice. If mailed, the notice of a meeting shall be deemed to be delivered when deposited in the United States mail addressed to the Member at the Member's address as it appears on the records of the Corporation, with postage thereon prepaid. Notice by mail may include a printed notice in the Corporation's newsletter so long as copies of the newsletter are mailed to all Members within the time specified herein. For the purpose of determining Members entitled to notice of a meeting, the membership of the Corporation shall be determined at the close of business on the date that is seven (7) days prior to the date the Notice of Meeting is first given.

**Section 5. Informal Action by Members.** Any action required by law to be taken at a meeting of the Members, or any action which may be taken at a meeting of Members, may be taken without a meeting if a consent in writing, setting forth the action so taken, shall be signed by all of the Members entitled to vote with respect to the subject matter thereof.

**Section 6. Quorum.** The Members holding ten per cent (10%) of the votes which may be cast at any meeting of the Members shall constitute a quorum at such meeting. If a quorum is not present at any meeting of Members, a majority of the Members present may adjourn the meeting from time to time without further notice until a quorum is attained. Once a quorum is established, the meeting shall be validly called and held and the quorum may not be defeated by the subsequent departure of a Member.

**Section 7. Proxies.** At any meeting of Members, a Member entitled to vote may vote by proxy executed in writing by the Member or by his duly authorized attorney-in-fact by marking the ballot indicating a vote. No proxy shall be valid after eleven months from the date of its execution unless otherwise provided in the proxy.

**Section 8. Cumulative Voting.** At all meetings of the Corporation, cumulative voting shall not be permitted.

**Section 9. Record Date.** The record date for determining the Members entitled to vote at a Members' meeting shall be the close of business on the day preceding the date of the meeting.

#### **ARTICLE IV** **BOARD OF DIRECTORS**

**Section 1. General Powers.** The affairs of the Corporation shall be managed by its "Board of Directors." All of the powers, authority and duties of the Corporation existing under the Texas Non-Profit Corporation Act, the Texas Property Code, the Declarations and these ByLaws shall be exercised exclusively by the Board of Directors, its agents, contracts, or employees, subject to the approval by the Members when approval is specifically required by law, the Declarations or these ByLaws.

**Section 2. Number, Tenure, and Qualifications.** The number of Directors shall be seven (7), each of whom shall be an Owner and a resident of Briargrove Park Subdivision or Briar Court Subdivision. Each Director, other than a Director elected to fill a vacancy under Section 9 of this Article IV, shall serve for a term of three (3) years beginning after the announcement of the results of the election of Directors at the annual meeting and until such Director's successor has been elected and qualified. No person shall be eligible to serve as Director for a period in excess of six (6) consecutive years plus the unexpired term of any

vacancy filled by such Director. Any Director who served on the Board of Directors for six (6) consecutive years, or longer, is ineligible to serve as a Director for a period of one (1) year from the date the Director ceased to be a Director.

**Section 3. Regular Meetings.** A regular annual meeting of the Board of Directors shall be held without other notice than these ByLaws, immediately after and at the same place as the annual meeting of the Members. The Board of Directors may provide by resolution the time and place, within the State of Texas, for the holding of additional regular meetings of the Board or Directors without other notice than such resolution.

**Section 4. Special Meetings.** Special meetings of the Board of Directors may be called by or at the request of the president or any two Directors. The person or persons authorized to call a special meeting of the Board of Directors may fix any place, within the State of Texas, as the place for holding any special meeting of the Board of Directors called by them.

**Section 5. Notice.** Notice of any special meeting of the Board of Directors shall be given at least twenty-four (24) hours previously thereto by written notice delivered personally or sent by mail to each Director at such Director's address as shown by the records of the Corporation or by phone, or by facsimile or by e-mail. If mailed, such notice shall be deemed to be delivered when deposited in the United States mail in a sealed envelope so addressed, with postage thereon prepaid. If notice is given by a facsimile, such notice shall be deemed to be delivered as of the date and time reflected in the written confirmation that the facsimile was successfully transmitted. If notice is given by e-mail, such notice must be delivered to a Director at the e-mail address provided by that Director to the Board of Directors. Any Director may waive notice of any meeting. The attendance of a Director at any meeting shall constitute a waiver of notice of such meeting, except where a Director attends a meeting for the express purpose of objecting to the transaction of any business because the meeting is not lawfully called or convened. The business to be transacted at the meeting need not be specified in the notice or waiver of notice of such meeting, unless specifically required by law or by these bylaws.

**Section 6. Quorum.** A majority of the Board of Directors shall constitute a quorum for the transaction of business at any meeting of the Board of Directors; but if less than a majority of the Directors are present at said meeting, a majority of the Directors present may adjourn the meeting from time to time without further notice. If a quorum is established, the meeting shall be validly called and held, however, if one (1) or more Directors depart from the meeting prior to its conclusion, with the result being that a quorum is no longer established, the remaining Directors shall not transact any further business on behalf of the Corporation.

**Section 7. Manner of Acting.** The act of a majority of the Directors present at a meeting at which a quorum is present shall be the act of the Board of Directors, unless the act of a greater number is required by law or by these ByLaws.

**Section 8. Telephonic Meeting.** The Board of Directors may participate in and hold a meeting by means of conference telephone or similar communication equipment by which all persons participating in the meeting can be heard. Participation in such a meeting shall constitute presence in person at the meeting, except where a person participates in the meeting for the express purpose of objecting to the transaction of any business on the ground that the meeting is not lawfully called or convened.

**Section 9. Vacancies.** Any vacancy occurring in the Board of Directors and any directorship to be filled by reason of an increase in the number of Directors shall be filled by the vote of the majority of the remaining Directors, even though they may constitute less than a quorum. A Director elected to fill a vacancy shall be elected for the unexpired term of his predecessor in office.

**Section 10. Election of Directors.** Directors shall be elected by Members by an election conducted by mail in such manner as the Board of Directors shall determine. Ballots for the election of Directors shall be delivered to Members with the notice of the annual meeting. Ballots must be completed and returned to the principal office of the corporation as directed in such notice on or before the last business day in February on which the corporation principal office is open for business. The nominees receiving the highest number of votes shall be elected. In the event of a tie, a second election shall be held and the nominee(s) receiving the highest number of votes shall be elected.

**Section 11. Removal of Directors.** At any regular or special meeting of the Members duly called, any Director may be removed, with or without cause, by the vote of a majority [50% plus 1] of the Members of the Corporation and a successor may then and there be elected pursuant to Article IV, section 9 to fill the vacancy thus created. Any Director whose removal has been proposed by the Members shall be given an opportunity to be heard at the meeting.

**Section 12. Compensation.** Directors as such shall not receive any stated salaries or compensation for their services, but by resolution of the Board of Directors a fixed sum and expenses of attendance, if any, may be allowed for attendance at such regular or special meeting of the Board of Directors; but nothing herein contained shall be construed to preclude any Director from serving the Corporation in any other capacity and receiving compensation therefor.

## **ARTICLE V** **OFFICERS**

**Section 1. Officers.** The officers of the Corporation shall be a president, one or more vice presidents (the number thereof to be determined by the Board of Directors), a secretary, a treasurer, and such other officers as may be elected in accordance with the provisions of this article. The Board of Directors may elect or appoint such other officers, including one or more

assistant secretaries and one or more assistant treasurers, as it shall deem desirable, such officers to have the authority and perform the duties prescribed, from time to time, by the Board of Directors. Any two or more offices may be held by the same person, except the offices of president and secretary.

**Section 2. Election and Term of Office.** The officers of the Corporation shall be elected annually by the Board of Directors at the regular annual meeting of the Board of Directors following the annual meeting of the Members. If the election of officers shall not be held at such meeting, such election shall be held as soon thereafter as conveniently may be. New offices may be created and filled at any meeting of the Board of Directors. Each officer shall hold office until his successor shall have been duly elected and shall have qualified.

**Section 3. Removal.** Any officer elected or appointed by the Board of Directors may be removed by the Board of Directors whenever in its judgment the best interests of the Corporation would be served thereby, but such removal shall be without prejudice to the contract rights, if any, of the officer so removed.

**Section 4. Vacancies.** A vacancy in any office because of death, resignation, removal, disqualification, or otherwise, shall be filled by the Board of Directors for the unexpired portion of the term.

**Section 5. President.** The president shall be the principal executive officer of the Corporation and shall in general supervise and control all of the business and affairs of the Corporation. The president shall preside at all meetings of the Members and of the Board of Directors. The president may sign, with the secretary or any other proper officer of the Corporation authorized by the Board of Directors, any deeds, mortgages, bonds, contracts or other instruments which the Board of Directors have authorized to be executed, except in cases where the signing and execution thereof shall be expressly delegated by the Board of Directors or by these ByLaws or by statute to some other officer or agent of the Corporation; and in general the president shall perform all duties incident to the office of president and such other duties as may be prescribed by the Board of Directors from time to time.

**Section 6. Vice President.** In the absence of the president or in event of the president's inability or refusal to act, the vice president (or in the event there be more than one vice president, the vice presidents in the order of their election) shall perform the duties of the president, and when so acting, shall have all the powers of and be subject to all the restrictions upon the president. Any vice president shall perform such other duties as from time to time may be assigned to such vice president by the president or by the Board of Directors.

**Section 7. Treasurer.** If required by the Board of Directors, the treasurer shall give a bond for the faithful discharge of the treasurer's duties in such sum and with such surety or sureties as the Board of Directors shall determine. The treasurer shall have charge and custody of and be responsible for all funds and securities of the Corporation; receive and give receipts for

moneys due and payable to the Corporation from any source whatsoever, and deposit all such moneys in the name of the Corporation in such banks, trust companies, or other depositories as shall be selected in accordance with the provisions of Article VII of these ByLaws; and in general perform all the duties incident to the office of treasurer and such other duties as from time to time may be assigned to the treasurer by the president or by the Board of Directors.

**Section 8. Secretary.** The secretary shall keep the minutes of the meetings of the members and of the Board of Directors in one or more books provided for that purpose; see that all notices are duly given in accordance with the provisions of these ByLaws or as required by law; be custodian of the corporate records and of the seal of the Corporation and see that the seal of the Corporation is affixed to all documents, the execution of which on behalf of the Corporation under its seal is duly authorized in accordance with the provisions of these ByLaws; keep a register of the post office address of each Member which shall be furnished to the secretary by such Member; and in general perform all duties incident to the office of secretary and such other duties as from time to time may be assigned to the secretary by the president or by the Board of Directors.

**Section 9. Assistant Treasurers and Assistant Secretaries.** If required by the Board of Directors, the assistant treasurers shall give bonds for the faithful discharge of their duties in such sums and with such sureties as the Board of Directors shall determine. The assistant treasurers and assistant secretaries, in general, shall perform such duties as shall be assigned to them by the treasurer or the secretary or by the president or the Board of Directors.

## ARTICLE VI COMMITTEES

**Section 1. Committees.** The president shall be responsible for organizing such committees as the president shall deem reasonable and proper to assist the Directors in furthering the objectives of the Corporation. The president shall appoint such Members as the president shall deem to be reasonable and necessary. The members appointed by the president shall, by majority vote, elect the chairman who shall serve in such capacity after having been ratified by the president. Should the president refuse to ratify such elected chairman, the committee members shall elect another person as chairman subject to ratification by the president. Any member of a committee may be removed by the president or by majority vote of the Board of Directors.

**Section 2. Term of Office.** Each member of a committee shall serve at the pleasure of the Board of Directors. Any member may resign by giving oral or written notice to the Chairman of the committee and/or the Board of Directors, in which event the committee will appoint a successor. A Director may serve on a committee, but cannot be chairman of a committee unless approved by the majority of the Board of Directors, for cause.



**Section 3. Committee ByLaws.** Each committee shall prepare a written list of duties and responsibilities for such committee, which shall be designated as the committee bylaws. The committee bylaws will be subject to the provisions of these ByLaws and, in the event of any conflict between the committee bylaws and these ByLaws, these ByLaws shall prevail. The committee bylaws and any amendments thereto shall be submitted to the Board of Directors for the Board of Director's prior review and approval. Any changes deemed necessary by the majority of the Board of Directors shall be incorporated into the committee bylaws.

**Section 4. Meeting.** The committee shall hold such meetings as the chairman shall determine to be necessary to conduct the business of the committee (but in no event less than one (1) meeting each calendar year). At such meeting, the chairman may designate a secretary to record the minutes of the committee meeting and the secretary may prepare a brief record of the minutes of such committee meeting which may be approved by the committee chairman and forwarded to the president.

**Section 5. Quorum.** A majority of the members of the committee present shall constitute a quorum at any meeting. Any action may be taken by a majority of the members present at such meeting which shall be deemed to be the action of the committee.

**Section 6. Limitation on Committee Actions.** Notwithstanding any provision of these ByLaws to the contrary, no committee shall have authority to obligate the Corporation for the payment of any sums of money nor shall any committee be authorized to buy, sell, lease, repair, renovate or otherwise deal with any property of the Corporation without the affirmative consent of a majority of the Board of Directors. No committee shall be authorized to execute any contract binding upon the Corporation.

## **ARTICLE VII**

### **CONTRACTS, CHECKS, DEPOSITS, AND FUNDS**

**Section 1. Contracts.** The Board of Directors may authorize any officer or officers, agent or agents of the Corporation, in addition to the officers so authorized by these ByLaws, to enter into any contract or execute and deliver any instrument in the name of and on behalf of the Corporation, and such authority may be general or confined to specific instances.

**Section 2. Checks, Drafts, etc.** All checks, drafts, or orders for the payment of money, notes, or other evidences of indebtedness issued in the name of the Corporation shall be signed by such officer or officers, agent or agents of the Corporation and in such manner as shall from time to time be determined by resolution of the Board of Directors. In the absence of such determination by the Board of Directors, such instruments shall be signed by the treasurer or an assistant treasurer or authorized representative and countersigned by the president or a vice president or authorized representative of the Corporation.

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**Section 3. Deposits.** All funds of the Corporation shall be deposited from time to time to the credit of the Corporation in such banks, trust companies, or other depositories as the Board of Directors may select.

**Section 4. Gifts.** The Board of Directors may accept on behalf of the Corporation any contribution, gift, bequest, or devise for the general purposes or for any special purpose of the Corporation.

### **ARTICLE VIII BOOKS AND RECORDS**

The Corporation shall keep correct and complete books and records of account and shall also keep minutes of the proceedings of its Members, Board of Directors, and committees having any of the authority of the Board of Directors, and shall keep at the registered or principal office a record giving the names and addresses of the Members entitled to vote. All books and records of the Corporation may be inspected and copied by any Member, or the Member's agent or attorney, upon written demand stating the purpose of the demand, for any proper purpose, at any reasonable time, at the expense of the Member and which demand and inspection is consistent with the provision of Sections 2.23B of the Texas Non-Profit Corporation Act and Section 209.005 of the Texas Property Code.

### **ARTICLE IX FISCAL YEAR**

The fiscal year of the Corporation shall begin on the first day of January and end on the last day of December in each year.

### **ARTICLE X SEAL**

The Board of Directors shall provide a corporate seal, which shall be in the form of a circle and shall have inscribed thereon the name of the Corporation and the words "Corporate Seal, Briargrove Park Property Owners, Inc., Houston, Texas".

### **ARTICLE XI WAIVER OF NOTICE**

Whenever any notice is required to be given under the provisions of the Non-Profit Corporation Act of Texas or under the provisions of the Articles of Incorporation of the Corporation or these ByLaws, a waiver thereof in writing signed by the person or persons

entitled to such notice, whether before or after the time stated therein, shall be deemed equivalent to the giving of such notice.

**ARTICLE XII  
AMENDMENT TO BYLAWS**

These ByLaws may be altered, amended or repealed and new bylaws may be adopted by a vote of a majority of the members present and entitled to vote at the annual meeting or at special meeting of the Members called for that purpose. The Notice of Meeting shall comply with Article III Section 4.

**ARTICLE XIII  
INDEMNIFICATION**

**Section 1. Indemnification.** The Corporation shall indemnify a Director or officer who was, or is threatened to be named as a defendant or respondent in a proceeding to the extent indemnification is consistent with Section 2.22A of the Texas Non-Profit Act, as such section now exists or may hereafter be amended.

2007-09-27

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 herein by me; and was duly RECORDED in the Official Public Records of Real Property of Harris County, Texas on

SEP 27 2002



*Dorothy B. Kaufman*  
COUNTY CLERK  
HARRIS COUNTY, TEXAS

THE STATE OF TEXAS §

COUNTY OF HARRIS §

Affidavit

Before me, the undersigned authority, on this day personally appeared Ken DeLorenzo, President of the Briargrove Park Property Owners, Inc. (the "Association"), who, after being by me duly sworn, upon oath stated and said:

"My name is Ken DeLorenzo. I am over eighteen (18) years of age; I have never been convicted of a crime, and I am fully competent to make this Affidavit, and have personal knowledge of the facts stated herein. I hereby further depose and say:

"Pursuant to Chapter 202.006 of the Texas Property Code, this Affidavit will formalize, amend and record the following dedicatory documents for the Association previously filed for record in the Official Public Records of Real Property of Harris County, Texas on February 7, 2000, under Clerk's File No. U212262 and Film Code No.530-54-0969. The property to which this Affidavit applies is described as follows:

BRIARGROVE PARK, SECTION I, A SUBDIVISION IN HARRIS COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT THEREOF RECORDED IN VOLUME 72, PAGE 19, OF THE MAP RECORDS OF HARRIS COUNTY, TEXAS.

BRIARGROVE PARK, SECTION II, A SUBDIVISION IN HARRIS COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT THEREOF RECORDED IN VOLUME 132, PAGE 37, OF THE MAP RECORDS OF HARRIS COUNTY, TEXAS.

BRIARGROVE PARK, SECTION III, A SUBDIVISION IN HARRIS COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT THEREOF RECORDED IN VOLUME 128, PAGE 67, OF THE MAP RECORDS OF HARRIS COUNTY, TEXAS.

BRIARGROVE PARK, SECTION IV, V AND VI, SUBDIVISIONS IN HARRIS COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT THEROF RECORDED IN VOLUME 174, PAGE 22, VOLUME 178, PAGE 129 AND VOLUME 215, PAGE 124, RESPECTIVELY OF THE MAP RECORDS OF HARRIS COUNTY, TEXAS.


BRIAR COURT SUBDIVISION SUCH PROPERTY BEING SHOWN ON THE MAP OR PLAT THEREOF RECORDED IN VOLUME 249, PAGE 1 OF THE MAP RECORDS OF HARRIS COUNTY, TEXAS."

"The dedicatory instrument being filed of record is as follows:

Amended and Restated Bylaws of Briargrove Park Property Owners, Inc., dated August 13, 2002, as amended.

"The above described document is, to the best of my knowledge and belief, true and correct copy of the dedicatory document applicable to the operation of the Association, and I am authorized to make this Affidavit in the capacity stated."

Further, the Affiant sayeth not.

  
Ken DeLorenzo, President

556-881-2333

SWORN TO AND SUBSCRIBED BEFORE ME, ON SEPTEMBER 10, 2002.

Wanda Cobb  
Notary Public, State of Texas

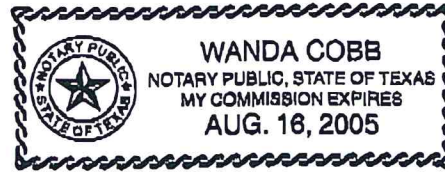
THE STATE OF TEXAS §

THE COUNTY OF HARRIS §

This instrument was acknowledged before me on SEPTEMBER 10, 2002, by Ken DeLorenzo, President of Briargrove Park Property Owners, Inc., on behalf of said corporation.

Wanda Cobb  
Notary Public, State of Texas

~~AFTER RECORDING, RETURN TO:~~  
Briargrove Park Property Owners, Inc.  
2301 Seagler Rd.  
Houston, Texas 77042



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

SEP 27 2002



Deputy L. Kaufman  
COUNTY CLERK  
HARRIS COUNTY, TEXAS