

FIRST AMENDMENT

TO

RIVER FALLS

DECLARATION OF COVENANTS, CONDITIONS, AND
RESTRICTIONS

Dated: July 13, 2005

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TO

RIVER FALLS

DECLARATION OF COVENANTS, CONDITIONS, AND RESTRICTIONS

On or about February 5, 2004, the original River Falls Unit No. 1 Declaration of Covenants, Conditions, and Restrictions (the **“Unit 1 Declaration”**) was made by John's Way, L.L.P., a Texas limited liability partnership (**“Declarant”**), the mailing address of which is 4900 Goehmann Land, Fredericksburg, Texas 78624. The Unit 1 Declaration is recorded in the real property records of Randall County, Texas under Clerks File No. 04-4205.

On or about February 23, 2005, the First Supplement to River Falls Unit No. 1 Declaration of Covenants, Conditions, and Restrictions, which added River Falls Unit No. 2 to the Unit 1 Declaration (the **“First Supplement”**), was made by Declarant. The First Supplement is recorded in the real property records of Randall County, Texas under Clerks File No. 2005004862.

On or about June 27, 2005, the Second Supplement to River Falls Unit No. 1 Declaration of Covenants, Conditions, and Restrictions, which added River Falls Unit No. 3 to the Unit 1 Declaration (the **“Second Supplement”**), was made by Declarant. The Second Supplement is recorded in the real property records of Randall County, Texas under Clerks File No. 2005013622.

This First Amendment to the Unit I Declaration, as supplemented by the First Supplement and the Second Supplement, is made on July 113, 2005, by Declarant, as the Declarant and as the record owner of more than 51 % of the Lots (as defined in the Unit 1 Declaration), as shown by the real property records of Randall County, Texas.

The Unit 1 Declaration, as supplemented by the First Supplement and the Second Supplement, is amended as follows:

Paragraph 3.16 of the Unit 1 Declaration is deleted in its entirety and replaced with the following:

3.16 Roofs. Unless approved by the ACC, no roof will have less than 6 in 12 roof slope or more than 12 in 12 roof slope. No wood roofs will be allowed. All

roofs (including, without limitation, the roof slope, the color, and the materials) must be pre-approved by the ACC in accordance with the provisions of Article 4 of this Declaration.

Dated the 13th day of July, 2005.

DECLARANT:

John's Way, L.L.P., a Texas limited liability partnership

By: _____
Tully R. Currie Partner

By: _____
John G. Currie, Partner

APPROVED BY LIEN .HOLDER:

Tully R. Currie

John G. Currie