

**FIRST AMENDMENT TO BYLAWS OF KINGS RIVER  
ESTATES NO. 2 PROPERTY OWNER'S ASSOCIATION, INC. AND  
APPOINTMENT OF ADDITIONAL DIRECTORS**

This First Amendment to Bylaws of Kings Rivers Estates No. 2 Property Owner's Association, Inc. and Appointment of Additional Directors is made and entered by the undersigned individuals (collectively, the "Board") and is joined in by Kings River II, Ltd., a Texas limited partnership formerly known as Holley Foster Kings River, Ltd. (the "Declarant").

WHEREAS, the undersigned individuals constitute the entire Board of Directors of the Kings River Estates No. 2 Property Owner's Association, Inc., a Texas non-profit corporation (the "Association") which such Association administers the Amended and Restated Declaration of Covenants, Conditions and Restrictions for Kings River Estates, Sections Three (3), Four (4), Five (5) and Six (6) as recorded under Harris County Clerk's File No. W429316 (the "Declaration");

WHEREAS, the Board of Directors has previously adopted bylaws for the Association, a copy of which is attached hereto as Exhibit "A" (the "Bylaws"); and

WHEREAS, in accordance with the provisions of (i) Section 17 of Article IX of the Bylaws and (ii) Section 2 of Article V of the Bylaws, the Board of Directors desires amend the Bylaws to increase the number directors from three (3) to five (5) individuals.

NOW, THEREFORE, for good and valuable consideration, the undersigned hereby amend the Bylaws as follows:

1. The total number of directors is hereby increased from three (3) to five (5) directors effective this date.

2. In accordance with Section 2.1 of the Declaration, Declarant hereby appoints the following individuals to the Board of Directors of the Association (to serve in conjunction with the existing undersigned three (3) directors):

Don House – representing Golf Lots

Brian Foster – representing Patio Lots

3. The First Elected Board (to be elected pursuant to Section 2.4 of the Declaration) shall consist of a total of five (5) individuals, which such individuals must satisfy the following residency requirements:

(a) Three directors shall each be an owner of an Estate Lot (as defined in the Declaration);

- (b) One director shall be an owner of a Golf Course Lot (as defined in the Declaration); and
- (c) One director shall be an owner of a Patio Home Lot (as defined in the Declaration).

The directors are to be elected by their respective neighborhoods pursuant to the established election rules. In the event that any director position is not elected by its respective neighborhood, then that position shall remain vacant until the position is properly voted in or appointed by the Board.

4. No person shall be qualified to serve as a director or member of a committee representing the Association or the Board if that person is party to any litigation against or involving the Association or not a member in good standing with the Association.

5. Except as modified and amended herein, the Bylaws are hereby ratified and affirmed in their entirety.

EXECUTED this 8<sup>th</sup> day of April, 2009.

**BOARD:**

*Jimmy C. Foster*  
Jimmy Foster, Director

*Locke Braly*  
Locke Braly, Director

*J. Braly*  
Jeff Early, Director

HARRIS COUNTY CLERK  
HARRIS COUNTY, TEXAS

2009 MAY -1 PM 1:31

FILED

**DECLARANT:**

KINGS RIVER II, LTD., a Texas limited partnership (f/k/a Holley Foster Kings River, Ltd.)

By: KRP, G.P., L.L.C., its general partner

By: *Jimmy C. Foster*  
Name: Jimmy C. Foster  
Title: GENERAL PARTNER

RECORDER'S MEMORANDUM:  
At the time of recordation, this instrument was found to be inadequate for the best photographic reproduction because of illegibility, carbon or photo copy, discolored paper, etc. All blockouts, additions and changes were present at the time the instrument was filed and recorded.

RP 064-43-1209