

AMENDMENT TO DECLARATION OF COVENANTS,  
CONDITIONS AND RESTRICTIONS

ALTA VISTA HOMEOWNERS' ASSOCIATION

(Amending Declaration of Record in Volume \_\_\_\_\_, Page \_\_\_\_\_  
of the Deed Records of Travis County, Texas) — 2-18-5318

DEC 19-79 8089 \* 7.00

THE STATE OF TEXAS )  
COUNTY OF TRAVIS )

THIS AMENDMENT, made on the date hereinafter set forth by JONES-  
PREWITT COMPANIES, INC., a private Texas corporation acting by and through  
its duly authorized Vice President, EDWIN W. PREWITT, JR., hereinafter referred  
to as "Declarant."

WITNESSETH:

WHEREAS, Declarant is the Owner of certain property in the City of Austin,  
County of Travis, State of Texas, which is more particularly described as:

Lots One (1) through Sixteen (16), Block "A" and Lots One (1)  
through Eight (8), Block "B", RESUBDIVISION OF ALTA VISTA  
P.U.D. as recorded in Book 78, Page 84-85 of the Plat Records  
of Travis County, Texas.

NOW, THEREFORE, the Declarant hereby declares that the above described  
Declaration of Covenants, Conditions and Restrictions of ALTA VISTA  
HOMEOWNERS' ASSOCIATION is hereby amended as follows:

The ALTA VISTA HOMEOWNERS' ASSOCIATION does hereby acknowledge and  
accept the responsibility of the detention pond and drainage system as shown on that  
one certain plat of the RESUBDIVISION OF ALTA VISTA P.U.D., a subdivision in the  
City of Austin, Travis County, Texas, according to the map or plat thereof as  
recorded in Volume 78, Page 84-85 of the Plat Records of Travis County, Texas, or in  
accordance with the drainage plans filed with the City of Austin in connection with  
said subdivision, and in this respect, it is expressly agreed and understood that the  
ALTA VISTA HOMEOWNERS' ASSOCIATION shall, at its sole cost and expense,  
maintain according to the standards set by the City of Austin, the filtration system as  
specified in said drainage plan as filed with the Engineering Department of the City  
of Austin, Travis County, Texas, it being agreed and understood that the Homeowners'  
Association, once every five (5) years, shall have the grades of the retention pond

DEED RECORDS  
Travis County, Texas

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checked and compared to the original plans for such detention pond, and should the capacity of such detention pond be less than ninety (90%) per cent of its original capacity, the Homeowners' Association, at its sole cost and expense, shall remove all silt and other materials accumulated therein such that after such removal, the retention pond shall comply with the original specifications as filed with the City of Austin. The Homeowners' Association further agrees and obligates itself, at its sole cost and expense, to replace the material in the filter of said drainage system and detention pond every three (3) to five (5) years as required and requested by the City of Austin, Texas.

2-18-5319

It is agreed and understood that in the event the ALTA VISTA HOMEOWNERS' ASSOCIATION, or the then current owner of the Common Area as shown on the plat of the RESUBDIVISION OF ALTA VISTA PLANNED UNIT DEVELOPMENT, a subdivision in the City of Austin, Travis County, Texas, according to the map or plat thereof as recorded in Volume 78, Page 84-85 of the Plat Records of Travis County, Texas, shall fail to perform the obligations and/or covenants as stated above and it should become necessary for the City of Austin to enter upon the property to make such repairs and/or maintain the filtering system and/or the detention pond, as stated above, then in such event, the ALTA VISTA HOMEOWNERS' ASSOCIATION, or the then current owner of the Common Area as shown on the above referenced plat, hereby grants a lien in favor of the City of Austin in the amount of the cost expended by the City of Austin for maintenance of such filtering system and detention pond, as stated above.

IN WITNESS whereof, the undersigned being the Declarant herein and being the sole and only Owner of the property described herein, has hereunto set its hand on this the 19<sup>th</sup> day of December, 1979.

JONES-PREWITT COMPANIES, INC.

NO SEAL

by Ed. W. Prewitt, Jr.  
EDWIN W. PREWITT, JR.  
Its Vice President

THE STATE OF TEXAS            )  
  )  
COUNTY OF TRAVIS            )

BEFORE ME, the undersigned authority, on this day personally appeared EDWIN W. PREWITT, JR., Vice President of JONES-PREWITT COMPANIES, INC., a corporation, known to me to be the person whose name is subscribed to the foregoing instrument, and

acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity therein stated and as the act and deed of said corporation.

2-18-5320

GIVEN under my hand and seal of office on this the 19<sup>th</sup> day of December, A. D. 1979.

*Dorothy V. Hudgens*  
Notary Public, Travis County, Texas.

Dorothy V. Hudgens

NOTARY SEAL

FILED  
Dec 19 1 19 PM '79  
COUNTY CLERK  
TRAVIS COUNTY, TEXAS

STATE OF TEXAS COUNTY OF TRAVIS  
I hereby certify that this instrument was FILED on the  
date and at the time stamped hereon by me; and was duly  
RECORDED in the Volume and Page of the named RECORDS  
of Travis County, Texas, as Stamped hereon by me, on



DEC 19 1979

*Marie Chapalain*  
COUNTY CLERK  
TRAVIS COUNTY, TEXAS

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