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Dianne Wilson
Dianne Wilson, County Clerk
Fort Bend County Texas

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ALAMO TITLE COMPANY
40512590

DECLARATION OF ANNEXATION
OLD ORCHARD, SECTION EIGHT (8)

This Declaration of Annexation is made as of the date hereinafter set forth by O.O. DEVELOPMENT, LTD., a Texas limited partnership ("Declarant").

WITNESSETH:

WHEREAS, Declarant executed that certain Declaration of Covenants, Conditions and Restrictions for Old Orchard dated as of April 18, 2007, which is filed under Clerk's File No. 2007047504 and recorded in the Official Public Records of Fort Bend County, Texas, (the "Declaration"), which imposed covenants, conditions and restrictions on certain property described therein; and

WHEREAS, Section 1 of Article X of the Declaration gives the Declarant the right to annex additional property, with the consent of the owner thereof, into the jurisdiction of the O. O. COMMUNITY ASSOCIATION, INC., a non-profit corporation organized to administer the provisions of the Declaration (the "Association"), and to subject such annexed property to certain provisions of the Declaration; and

WHEREAS, O.O. Development, Ltd., is the owner of a certain tract of land described in Exhibit "A" hereto (the "Annexed Property") which is contiguous to or in the general vicinity of the property encumbered by the Declaration, which has been platted and subdivided as OLD ORCHARD, SECTION EIGHT (8), a subdivision of land in Fort Bend County, Texas according to the plat thereof recorded at Plat Number 20090080, in the Plat Records of Fort Bend County, Texas; and

WHEREAS, the Declarant desires to annex the Annexed Property into the jurisdiction of the Association and to subject the Annexed Property to certain of the provisions of the Declaration.


NOW, THEREFORE, the Declarant hereby annexes the Annexed Property into the jurisdiction of the O.O. COMMUNITY ASSOCIATION, INC. and declares that the Annexed Property shall be a portion of the Properties (as defined in the Declaration) and shall be subject to all provisions of the Declaration, including without limitation, the right of the Association to levy assessments as set forth in Article IV of the Declaration.

IN WITNESS WHEREOF this Declaration of Annexation is executed the 23 day of Sept, 2009.

DECLARANT:

O.O. DEVELOPMENT, LTD.

By: O.O. Venture Company, a Texas corporation
General Partner

By: 
Bill F. Davis, President

THE STATE OF TEXAS
COUNTY OF FORT BEND

This instrument was acknowledged before me on Sept 13, 2009 by Bill F. Davis, President of O.O. Venture Company, a Texas corporation, which is the general partner of O.O. Development, Ltd., on behalf of said limited partnership.

(SEAL)



Holly R. Denslow
Notary Public in and for
the State of Texas

Holly R. Denslow
Name printed or typed

My commission expires: 02-13-2012

Once recorded please return to:

O.O. Development, Ltd.
2800 Post Oak Blvd., Suite 5210
Houston, TX 77056

Old Orchard Sec 8
40.36 Acres

J.H. Cartwright Survey
Abstract No. 16

STATE OF TEXAS §

COUNTY OF FORT BEND §

A METES AND BOUNDS description of a certain 40.36 acre tract of land situated in the J.H. Cartwright Survey, Abstract No. 16 in Fort Bend County, Texas; being out of a called 205.28 acre tract conveyed to O.O. Development, Ltd. by Special Warranty Deed with Vendor's Lien in Favor of Third Party as recorded in Clerk's File No. 2005138241 of the Fort Bend County Official Public Records of Real Property; said 40.36 acres being more particularly described as follows with all bearings being based on the Texas Coordinate System, South Central Zone (NAD 83):

BEGINNING at a found 3/4-inch iron rod (with cap stamped "Cotton Surveying") at the southeast corner of Old Orchard Sec. 5, plat of which is recorded in Plat No. 20080085 of the of the Fort Bend County Plat Records, also being in the west line of Farm to Market Road (FM) 1464 (Right-of-Way 100 feet wide) as recorded in Volume 275, Page 269, Volume 275, Page 242, Volume 275, Page 268, and Volume 275, Page 244 (Tracts 1 and 2) all of the Fort Bend County Deed Records and Orchard Lake Estates Sec. 2, plat of which is recorded in Clerk's File No. 20040140 of the Fort Bend County Official Public Records of Real Property;

THENCE, South 00°25'46" West, along the west line of said called FM 1464, 570.26 feet to a found concrete monument with TXDOT Disc for corner at a southeast corner of the aforementioned called 205.28 acre tract;

THENCE, along the south line of said called 205.28 acre tract the following four (4) courses and distances:

1. South 33°50'58" West, 97.69 feet to a found concrete monument with TXDOT Disc for corner;
2. South 80°12'13" West, 691.32 feet to a point for corner;
3. South 87°05'34" West, 422.09 feet to a point for corner;
4. North 80°59'26" West, 366.38 feet to a point for corner at most southern southeast corner of Old Orchard Sec 6, plat of which is recorded in Plat No. 20080088 of the Fort Bend County Plat Records;

THENCE, along an easterly line of said called Old Orchard Sec 6, the following twenty-two (22) courses and distances:

1. North 10°59'28" East, 131.25 feet to a point for corner;
2. North 36°09'45" West, 29.23 feet to a point for corner at the beginning of a non-tangent curve to the left;
3. Along the arc of said non-tangent curve to the left, having a radius of 50.00 feet, a central angle of 74°56'19", an arc length of 65.40 feet, and a long chord bearing North 16°22'05" East, 60.83 feet to a point for corner;

Old Orchard Sec 8
40.36 Acres

J.H. Cartwright Survey
Abstract No. 16

4. North 68°53'56" East, 20.00 feet to a point for corner;
5. North 34°37'39" East, 95.95 feet to a point for corner;
6. North 10°22'21" West, 21.21 feet to a point for corner;
7. North 55°22'21" West, 65.00 feet to a point for corner;
8. North 68°33'56" West, 67.93 feet to a point for corner;
9. North 24°35'24" West, 111.10 feet to a point for corner;
10. North 03°16'33" West, 219.45 feet to a point for corner;
11. North 13°05'47" West, 149.42 feet to a point for corner;
12. North 15°58'17" West, 144.12 feet to a point for corner;
13. North 11°43'20" West, 65.89 feet to a point for corner;
14. North 00°35'51" East, 64.99 feet to a point for corner;
15. North 13°02'02" East, 64.99 feet to a point for corner;
16. North 25°28'13" East, 64.99 feet to a point for corner;
17. North 37°54'23" East, 64.99 feet to a point for corner;
18. North 50°20'34" East, 64.99 feet to a point for corner;
19. North 62°46'45" East, 64.99 feet to a point for corner;
20. North 76°02'37" East, 59.94 feet to a point for corner;
21. North 34°41'35" East, 22.52 feet to a point for corner;
22. North 06°39'26" West, 103.33 feet to a point for corner at the beginning of a non-tangent curve to the right in a south line of the aforementioned called Old Orchard Sec 6;

THENCE, along a south line of said called Old Orchard Sec 6, the following four (4) courses and distances:

1. Along the arc of said non-tangent curve to the right, having a radius of 300.00 feet, a central angle of 11°53'19", an arc length of 62.25 feet, and a long chord bearing South 84°16'22" East, 62.14 feet to a point for corner at the beginning of a reverse curve to the left;
2. Along the arc of said reverse curve to the left, having a radius of 505.00 feet, a central angle of 07°32'15", an arc length of 66.43 feet, and a long chord bearing

Old Orchard Sec 8
40.38 Acres

J.H. Cartwright Survey
Abstract No. 16

South $82^{\circ}05'50''$ East, 66.39 feet to a point for corner at the beginning of a compound curve to the left;

3. Along the arc of said compound curve to the left, having a radius of 645.00 feet, a central angle of $09^{\circ}34'00''$, an arc length of 107.69 feet, and a long chord bearing North $89^{\circ}21'03''$ East, 107.57 feet to a point for corner at the beginning of a reverse curve to the right;
4. Along the arc of said reverse curve to the right, having a radius of 25.00 feet, a central angle of $87^{\circ}25'51''$, an arc length of 38.15 feet, and a long chord bearing South $51^{\circ}43'01''$ East, 34.55 feet to a point for corner at the beginning of a reverse curve to the left in the southwest line of Old Orchard Sec 1, plat of which is recorded in Plat No. 20070010 of the Fort Bend County Plat Records;

THENCE, along the southwest line of said called Old Orchard Sec 1, the following three courses and distances:

1. Along the arc of said reverse curve to the left, having a radius of 716.14 feet, a central angle of $31^{\circ}07'04''$, an arc length of 388.94 feet, and a long chord bearing South $23^{\circ}33'37''$ East, 384.17 feet to a point for corner at the beginning of a reverse curve to the right;
2. Along the arc of said reverse curve to the right, having a radius of 25.00 feet, a central angle of $81^{\circ}18'08''$, an arc length of 35.47 feet, and a long chord bearing South $01^{\circ}31'55''$ West, 32.57 feet to a point for corner;
3. South $47^{\circ}49'02''$ East, 50.00 feet to a point for corner at the beginning of a non-tangent curve to the right in the south line of the aforementioned called Old Orchard Sec 1;

THENCE, along the south line of the aforementioned called Old Orchard Sec 1 and along the arc of said non-tangent curve to the right, having a radius of 265.00 feet, a central angle of $53^{\circ}03'53''$, an arc length of 245.43 feet, and a long chord bearing North $68^{\circ}42'55''$ East, 236.75 feet to a point for corner;

THENCE, South $84^{\circ}45'08''$ East, continuing along the south line of said called Old Orchard Sec 1, passing at 75.45 feet the southwest corner of said called Old Orchard Sec 1, being common with a southwest corner of the aforementioned Old Orchard Sec 5 and continuing in all, a total distance of 85.25 feet to a point for corner;

THENCE, along the southwest line of said called Old Orchard Sec 5, the following nine (9) courses and distances:

1. South $05^{\circ}14'52''$ West, 125.44 feet to a point for corner;
2. South $67^{\circ}35'44''$ East, 20.20 feet to a point for corner;
3. North $75^{\circ}48'37''$ East, 113.78 feet to a point for corner at the beginning of a non-tangent curve to the left;

Old Orchard Sec 8
40.36 Acres

J.H. Cartwright Survey
Abstract No. 16

4. Along the arc of said non-tangent curve to the left, having a radius of 320.00 feet, a central angle of $01^{\circ}06'13''$, an arc length of 6.16 feet, and a long chord bearing South $14^{\circ}44'29''$ East, 6.16 feet to a point for corner;
5. North $74^{\circ}42'24''$ East, 160.00 feet to a point for corner;
6. South $21^{\circ}09'51''$ East, 98.53 feet to a point for corner;
7. South $40^{\circ}25'23''$ East, 33.52 feet to a point for corner;
8. South $10^{\circ}41'02''$ East, 154.90 feet to a point for corner;
9. South $00^{\circ}25'46''$ West, 50.00 feet to a point for corner at the most southern southwest corner of the aforementioned called Old Orchard Sec 5;

THENCE, along the south line of said called Old Orchard Sec 5, the following six (6) courses and distances:

1. South $89^{\circ}34'14''$ East, 160.00 feet to a point for corner;
2. North $00^{\circ}25'46''$ East, 5.87 feet to a point for corner at the beginning of a curve to the right;
3. Along the arc of said curve to the right, having a radius of 25.00 feet, a central angle of $90^{\circ}00'00''$, an arc length of 39.27 feet, and a long chord bearing North $45^{\circ}25'46''$ East, 35.36 feet to a point for corner;
4. South $89^{\circ}34'14''$ East, 94.80 feet to a point for corner at the beginning of a curve to the right;
5. Along the arc of said curve to the right, having a radius of 25.00 feet, a central angle of $90^{\circ}00'00''$, an arc length of 39.27 feet, and a long chord bearing South $44^{\circ}34'14''$ East, 35.36 feet to a point for corner;
6. South $89^{\circ}34'14''$ East, 20.00 feet to the POINT OF BEGINNING, CONTAINING 40.36 acres of land in Fort Bend County, Texas.

"Preliminary, this document shall not be recorded for any purpose"