

ANNEXATION AGREEMENT

THE STATE OF TEXAS           §  
                                   §    KNOW ALL MEN BY THESE PRESENTS:  
 COUNTY OF FORT BEND         §

THAT, WHEREAS, that certain instrument designated as Declaration of Covenants, Conditions and Restrictions, dated September 2, 1982, and recorded in the Office of Fort Bend County Clerk, in Volume 1082 at Page 267 of the Deed Records of Fort Bend County, Texas, as thereafter amended by an instrument, among others, recorded in Volume 1441 at Page 572 of the Official Records of Fort Bend County, Texas, created a plan and scheme of restrictive covenants covering certain tracts or parcels therein described which covenants provided for the creation of a homeowners' association for the administration of certain of the rights and responsibilities created in the said covenants and which provided, in accordance with the provisions of Article VI, Section 7 thereof, for the annexation of certain other tracts or parcels of land into the jurisdiction of the homeowners' association, and

WHEREAS, Barrington Place Homeowners' Association, Inc. was formed to and did assume the obligations of the association in the aforesaid covenants, and

WHEREAS, Cross-Plank, Inc., a Texas corporation, as successor in interest to the original Declarant is the owner of a certain property which is within the area contiguous to the property described as being encumbered in said Declaration of Covenants, Conditions and Restrictions and which is within the land designated as being subject to future annexation, said certain property being more particularly described as:

All the lots in Barrington Place, Section Five-B, Subdivision, Fort Bend County, Texas, according to the Map or Plat thereof recorded on Slides 1098A and 1098B, in the Map Records of Fort Bend County, Texas;

WHEREAS, Cross-Plank, Inc. has requested and received the approval of the Board of Directors of Barrington Place



Homeowners' Association, Inc., for the annexation of the said property;

NOW, THEREFORE, Cross-Plank, Inc. and Barrington Place Homeowners' Association, Inc. hereby annex the above-described property into the Barrington Place Homeowners' Association and declares that all of this property shall be held, sold and conveyed subject to the Covenants, Conditions and Restrictions covering the same, as recorded in <sup>Clerk File No. 9218074</sup> Volume \_\_\_ at Page \_\_\_ of the Official Records of Fort Bend County, Texas, (the "Restrictions") all of which are for the purpose of enhancing and protecting the value, desirability and attractiveness of the real property covered thereby. The Restrictions shall be binding upon all parties having or acquired any right, title or interest in this property and shall inure to the benefit of each owner thereof.

The Restrictions will impress and subject the lots within Barrington Place, Section Five-B, to an annual maintenance and charge and assessment imposed thereby, and will make such subdivision subject to the jurisdiction of the Association. However, it is understood and agreed that the Association shall assume the obligation to pay for maintenance of common areas and entrances to Barrington Place, Section Five-B in the same manner as the Association does for Barrington Place, Sections I, II, III, and IV Subdivisions only after Declarant has completed construction of all common improvements for Barrington Place, Section 5-B. It is hereby understood and agreed that the Association shall treat Barrington Place, Section Five-B in a non-discriminatory fashion, on an equal basis, and in the same manner as Barrington Place, Sections I, II, III and IV.

IN WITNESS WHEREOF, this Annexation Agreement is executed on the dates set forth in the acknowledgment below but to be effective as of the date of recording in the real property records of Fort Bend County, Texas.



ATTEST:

CROSS-PLANK, INC.  
A TEXAS CORPORATION

By: Gregory B. McKenzie  
Gregory B. McKenzie

By: Russell D. Plank  
Russell D. Plank  
President

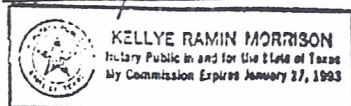
BARRINGTON PLACE HOMEOWNERS'  
ASSOCIATION, INC.

By: Steve Rubin  
Steve Rubin  
President

THE STATE OF TEXAS §  
§  
COUNTY OF HARRIS §

BEFORE ME, the undersigned authority, on this day personally appeared Russell D. Plank, President, of Cross-Plank, Inc., known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed and in the capacity therein stated.

SUBSCRIBED AND SWORN TO BEFORE ME this 28<sup>th</sup> day of January, 1992.

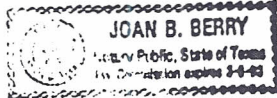


Kellye Ramin Morrison  
Notary Public, State of Texas

THE STATE OF TEXAS §  
§  
COUNTY OF HARRIS §

BEFORE ME, the undersigned authority, on this day personally appeared Steve Rubin, President of Barrington Place Homeowners Association, Inc., known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed and in the capacity therein stated, and as the act and deed of said corporation.

SUBSCRIBED AND SWORN TO BEFORE ME this 21<sup>st</sup> day of Jan, 1992.



Joan B. Berry  
Notary Public, State of Texas

Return to:

Cross-Plank, Inc.  
2425 Fountainview  
Suite 355  
Houston, Texas 77057

Attention: Russell D. Plank



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FILED

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*Lizette Wilson*  
COUNTY CLERK  
FORT BEND COUNTY, TEXAS

STATE OF TEXAS COUNTY OF FORT BEND  
I hereby certify that this instrument was filed on  
the date and time stamped hereon by me and was duly recorded  
in the volume and page of the Official Records of Fort Bend  
County, Texas as stamped by me.

APR 03 1992



*Lizette Wilson*  
County Clerk, Fort Bend Co., Tex.