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& PART. 1113

THE STATE OF TEXAS
COUNTY OF HARRIS

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WHEREAS, heretofore, by instrument dated March 28, 1957, recorded in the Records of the County Clerk of Harris County, Texas under County Clerk's File No. 1737487 and, as so recorded, specifically made a part hereof for all purposes, The Gem Realty Co., Inc. and Eldee Co., as owners, did adopt certain restrictions as to the use of all of the land which has been subdivided as "A REPLAT OF BLOCKS 49, 56, 57, 188, 189, 190 AND A PARTIAL REPLAT OF BLOCK 187 OF SECTION 5, WESTBURY", which said replat has been filed for record under File No. 1730856, Plat Records of Harris County, Texas; and

WHEREAS, the undersigned, The Gem Realty Co., Inc., Eldee Co. and Joseph J. Holland, hereinafter referred to and identified as "Owners", are the present owners of various tracts of land as indicated by the Records of Harris County, Texas, in which County the above subdivision is located, said tracts of land comprising all of the land located in and a part of the subdivision aforementioned.

NOW, THEREFORE, we, Owners, do hereby AGREE, each for our respective selves and our respective heirs, executors, administrators, successors and assigns, that the restrictions hereinabove described shall be MODIFIED and AMENDED by the elimination and deletion from Subparagraph (c) of said restrictions (filed and recorded as above indicated) of the following quoted language:

"No main residential building shall be located nearer than 25 feet to the rear lot line, to the end and with the purpose that the minimum distance from main building to rear lot line shall be 25 feet."

The restrictions hereinabove referred to, dated and recorded as above indicated, as modified and amended by the deletion and elimination therefrom of the language quoted above are in all other respects RATIFIED, CONFIRMED and APPROVED, to the same effect and as fully as if said restrictions as originally executed by the parties had been executed by all of the

FROM THE LAW OFFICES OF
HIRSCH AND WESTHIMER
1908-B WILD EMBERSON BLDG
HOUSTON 2, TEXAS

undersigned with the elimination of said quoted provision therefrom

EXECUTED this 24 day of May, 1957.



E. M. Harrell
E. M. Harrell - Secretary

THE GEM REALTY CO., INC.

By Wayne C. Depew
Wayne C. Depew - President



H. M. Carpenter
H. M. Carpenter - Assistant Secretary

ELITE CO.

By Julian T. Keith
Julian T. Keith - Vice-President

Joseph J. Holland
Joseph J. Holland

OWNERS

THE STATE OF TEXAS
COUNTY OF HARRIS

I
BEFORE ME, the undersigned authority, on this day personally appeared
WAYNE C. DEPEW, President of THE GEM REALTY CO., INC., known to me to be the
person and officer whose name is subscribed to the foregoing instrument and
acknowledged to me that the same was the act of the said THE GEM REALTY CO.,
INC., a corporation, and that he executed the same as the act of such corpora-
tion for the purposes and consideration therein expressed, and in the capacity
therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 24 day of May, 1957.

J. M. ...
Notary Public, Harris County, Texas

THE STATE OF TEXAS
COUNTY OF HARRIS

I
BEFORE ME, the undersigned authority, on this day personally appeared
JULIAN T. KEITH, Vice-President of ELITE CO., known to me to be the person
and officer whose name is subscribed to the foregoing instrument and acknow-
ledged to me that the same was the act of the said ELITE CO., a corporation,
and that he executed the same as the act of such corporation for the purposes
and consideration therein expressed, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 24 day of May, 1957.

Richard W. ...
Notary Public, Harris County, Texas

THE STATE OF TEXAS
COUNTY OF HARRIS

I
BEFORE ME, the undersigned authority, on this day personally appeared
JOSEPH J. HOLLAND, 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.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 24 day of May, 1957.

Joseph J. Holland
Notary Public, Harris County, Texas

Filed for Record May 24 1957 2:35 o'clock P.M.
Recorded June 26 1957 11:22 o'clock A.M.

W. D. MILLER, Clerk County Court Harris County, Texas

By John P. ... Deputy