

**AMENDMENT TO  
DECLARATION OF COVENANTS, CONDITIONS  
AND RESTRICTIONS**

**OAKRUN SUBDIVISION, UNIT 1  
AND  
OAKRUN SUBDIVISION, UNIT 1, EXTENSION 1  
AND  
OAKRUN SUBDIVISION, UNIT 4  
AND  
OAKRUN SUBDIVISION, UNIT 5A  
AND  
OAKRUN SUBDIVISION, UNIT 5B  
AND  
OAKRUN SUBDIVISION, UNIT 6  
AND  
OAKRUN SUBDIVISION, UNIT 9  
AND  
OAKRUN SUBDIVISION, UNIT 10  
AND  
OAKRUN SUBDIVISION, UNIT 11  
AND  
OAKRUN SUBDIVISION, UNIT 12**

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**THE STATE OF TEXAS**

**\* KNOW ALL MEN BY THESE PRESENTS:**

**COUNTY OF COMAL**

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**WHEREAS**, Article IV, Section 3 of the Declaration of Covenants, Conditions and Restrictions of OAKRUN SUBDIVISION, UNIT 1, as recorded in Volume 391, Pages 487-507 of the Official Public Records of Comal County, Texas, provides for monthly assessments for each lot of Unit 1, and provides for a mechanism to increase such monthly assessments; and

**WHEREAS**, Article IV, Section 3 of the Declaration of Covenants, Conditions and Restrictions of OAKRUN SUBDIVISION, UNIT 1, EXTENSION 1, as recorded in Volume 669, Pages 77-95 of the Official Public Records of Comal County, Texas, provides for monthly assessments for each lot of Unit 1, Extension 1, and provides for a mechanism to increase such monthly assessments; and

**WHEREAS**, Article IV, Section 3 of the Declaration of Covenants, Conditions and Restrictions of OAKRUN SUBDIVISION, UNIT 4, as recorded in Volume 88 Pages 226-243 of the Official Public Records of Comal County, Texas, provides for monthly assessments for each lot of Unit 4, and provides for a mechanism to increase such monthly assessments; and

**WHEREAS**, Article IV, Section 3 of the Declaration of Covenants, Conditions and Restrictions of OAKRUN SUBDIVISION, UNIT 5A, as recorded in Document No. 468210 of the Official Public Records of Comal County, Texas, provides for monthly assessments for each lot of Unit 5A, and provides for a mechanism to increase such monthly assessments; and

**WHEREAS**, Article IV, Section 3 of the Declaration of Covenants, Conditions and Restrictions of OAKRUN SUBDIVISION, UNIT 5B, as recorded in Document No. 9606000879 of the Official Public Records of Comal County, Texas, provides for monthly assessments for each lot of Unit 5B, and provides for a mechanism to increase such monthly assessments; and

**WHEREAS**, Article IV, Section 3 of the Declaration of Covenants, Conditions and Restrictions of OAKRUN SUBDIVISION, UNIT 6, as recorded in Document No. 9706014656 of the Official Public Records of Comal County, Texas, provides for monthly assessments for each lot of Unit 6, and provides for a mechanism to increase such monthly assessments; and

**WHEREAS**, Article IV, Section 3 of the Declaration of Covenants, Conditions and Restrictions of OAKRUN SUBDIVISION, UNIT 9, as recorded in Document No. 9806011336 of the Official Public Records of Comal County, Texas, provides for monthly assessments for each lot of Unit 9, and provides for a mechanism to increase such monthly assessments; and

**WHEREAS**, Article IV, Section 3 of the Declaration of Covenants, Conditions and Restrictions of OAKRUN SUBDIVISION, UNIT 10, as recorded in Document No. 9806013861 of the Official Public Records of Comal County, Texas, provides for monthly assessments for each lot of Unit 10, and provides for a mechanism to increase such monthly assessments; and

**WHEREAS**, Article IV, Section 3 of the Declaration of Covenants, Conditions and Restrictions of OAKRUN SUBDIVISION, UNIT 11, as recorded in Document No. 9806024617 of the Official Public Records of Comal County, Texas, provides for monthly assessments for each lot of Unit 11, and provides for a mechanism to increase such monthly assessments; and

**WHEREAS**, Article IV, Section 3 of the Declaration of Covenants, Conditions and Restrictions of OAKRUN SUBDIVISION, UNIT 12, as recorded in Document No. 9906018870 of the Official Public Records of Comal County, Texas, provides for monthly assessments for each lot of Unit 12, and provides for a mechanism to increase such monthly assessments; and

**WHEREAS**, pursuant to the above Sections, the Board of Directors of the OakRun Property Owners Association, Inc., held a board meeting on October 14, 1999 at 12:50 o'clock p.m., at the subdivision offices located at 2501 OakRun Parkway, New Braunfels, Texas, for the purpose of discussing the monthly assessments; and

**WHEREAS**, the following members of the Board of Directors, being a quorum of the Board of directors, were present at such meeting, being Edward Badouh, Jr., M. Rob Eversberg, Sherry Henke Haas, Ricardo Longoria, and Becky Hill; and

**WHEREAS**, the Board of Directors was of the opinion that the monthly maintenance fee should be increased as to OAKRUN SUBDIVISION, UNIT 1, OAKRUN SUBDIVISION, UNIT 1, EXTENSION 1, OAKRUN SUBDIVISION, UNIT 4, OAKRUN SUBDIVISION, UNIT 5A, OAKRUN SUBDIVISION, UNIT 5B, OAKRUN SUBDIVISION, UNIT 6, OAKRUN SUBDIVISION, UNIT 9, OAKRUN SUBDIVISION, UNIT 10, OAKRUN SUBDIVISION, UNIT 11, and OAKRUN SUBDIVISION, UNIT 12; and

**WHEREAS**, an increase of no more than THREE AND NO/100 (\$3.00) DOLLARS per month may be approved by the Board of Directors pursuant to the above Sections of the Declaration of Covenants, Conditions and Restrictions of all units.

**NOW, THEREFORE**, the undersigned, as Chairman of the Board of Directors and as President of the OakRun Property Owners Association, Inc., does hereby amend Article IV, Section 3 of the Declaration of Covenants, Conditions and Restrictions of OAKRUN SUBDIVISION, UNIT 1, OAKRUN SUBDIVISION, UNIT 1, EXTENSION 1, OAKRUN SUBDIVISION, UNIT 4, OAKRUN SUBDIVISION, UNIT 5A,



OAKRUN SUBDIVISION, UNIT 5B, OAKRUN SUBDIVISION, UNIT 6, OAKRUN SUBDIVISION, UNIT 9, OAKRUN SUBDIVISION, UNIT 10, OAKRUN SUBDIVISION, UNIT 11, and OAKRUN SUBDIVISION, UNIT 12 to provide that:

Effective January 1, 2000, the monthly assessment for each lot shall be the sum of THIRTY AND NO/100 (\$30.00) DOLLARS per lot. Upon the completion and occupancy of a residence, said monthly assessment shall be the sum of THIRTY-FIVE AND NO/100 (\$35.00) DOLLARS per lot.

The above-described monthly assessment shall remain at the indicated levels until changed in accordance with Article IV, Section 3 of the Declaration of Covenants, Conditions and Restrictions of OAKRUN SUBDIVISION, UNIT 1, Article IV, Section 3 of the Declaration of Covenants, Conditions and Restrictions of OAKRUN SUBDIVISION, UNIT 1, EXTENSION 1, Article IV, Section 3 of the Declaration of Covenants, Conditions and Restrictions of OAKRUN SUBDIVISION, UNIT 4, Article IV, Section 3 of the Declaration of Covenants, Conditions and Restrictions of OAKRUN SUBDIVISION, UNIT 5A, Article IV, Section 3 of the Declaration of Covenants, Conditions and Restrictions of OAKRUN SUBDIVISION, UNIT 5B, Article IV, Section 3 of the Declaration of Covenants, Conditions and Restrictions of OAKRUN SUBDIVISION, UNIT 6, Article IV, Section 3 of the Declaration of Covenants, Conditions and Restrictions of OAKRUN SUBDIVISION, UNIT 9, Article IV, Section 3 of the Declaration of Covenants, Conditions and Restrictions of OAKRUN SUBDIVISION, UNIT 10, Article IV, Section 3 of the Declaration of Covenants, Conditions and Restrictions of OAKRUN SUBDIVISION, UNIT 11, and Article IV, Section 3 of the Declaration of Covenants, Conditions and Restrictions of OAKRUN SUBDIVISION, UNIT 12.

EXECUTED this the 14<sup>th</sup> day of October, 1999.

OAKRUN PROPERTY OWNERS ASSOCIATION, INC.

By: Edward Badouh, Jr.  
Edward Badouh, Jr., President

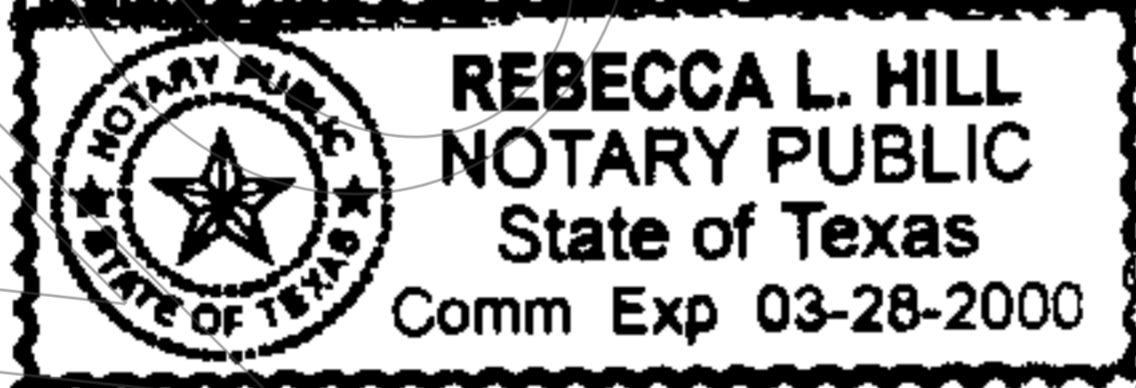
ATTEST:

Sherry Henke Haas  
Sherry Henke Haas, Secretary

STATE OF TEXAS

COUNTY OF COMAL

This instrument was acknowledged before me on the 14<sup>th</sup> day of October, 1999, by EDWARD BADOUH, JR., President of OAKRUN PROPERTY OWNERS ASSOCIATION, INC., in the capacity therein stated.



Rebecca L. Hill  
Notary Public, State of Texas

After recording return to:

Edward Badouh, Jr.  
P. O. Box 311240  
New Braunfels, TX 78131-1240

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