

AMENDMENTS TO DEDICATION AND RESTRICTION

Amendment #5

DOC#
11990AMENDMENT TO DEDICATION AT RESTRICTIONS
FOR KALITA POINT, SUB-DIVISION

THE STATE OF TEXAS

KNOW ALL MEN BY THESE PRESENTS:

THE COUNTY OF POLK

THAT, WHEREAS, under the date of October 1, 1971, I, THERON L. MOORE, developer and owner of KALITA POINT, a Subdivision in Polk County, Texas, did execute and place of record in the Office of the County Clerk of Polk County, Texas, as an instrument entitled DEDICATION AND RESTRICTIONS FOR KALITA POINT, SUB-DIVISION, covering the following land and premises, to-wit:

TRACT ONE: That certain 3.15 acres of land described in that certain Partition Deed by and between J.D. Coughes and Theron L. Moore, as described in Volume 232, Pages 343 et. seq. of the Deed Records of Polk County, Texas, and being the tract partitioned to Theron L. Moore; and

TRACT TWO: That certain 8.936 acres of land conveyed by Southland Paper Mills, Inc. to Theron L. Moore as the same is shown of the Volume 253, Pages 431 et. seq. Of the Deed Records of Polk County, Texas.

Said instrument appearing of record in Volume 260, Pages 92 et. Seq. Of the Deed Records of Polk County, Texas, to which instrument and its recording therein reference is here made for all its terms and provisions and all the other pertinent purposes:

AND, WHEREAS, in said instrument there appears, among other provisions therein, the following provisions:

(20) "Each lot owner agrees and obligates himself to pay Kalita Point Property Owners Association the sum of \$30.00 per year (as approved by property owners meeting Saturday, February 18, 1995) which said sum shall be due and payable on the 10th day of March each year and the Kalita Point Property Owners Directors shall accept such payment and use same for upkeep and maintenance of boat ramp for public use by lot owners only, streets, and street lights of the sub-division. This said assessment shall be a covenant running with the land and shall be collected each year."

And, WHEREAS, it being the desire of the said Garnett Davis (President of Kalita Point Property Owners Association) and the Kalita Point Property Owners (which was incorporated on June 19th, 1995): to amend said DEDICATION AND RESTRICTIONS FOR KALITA POINT SUB-DIVISION, as to the aforesaid provisions, KNOWN ALL MEN BE THESE PRESENTS:

That, from and after the date thereof, it is provided that Provision 20 be, and the same is hereby amended to read as follows:

(20) "Each lot owner agrees and obligates himself to pay the Kalita Point Property Owners Association the sum of \$100.00 per lot/per year (as approved by the Kalita Point Property Owners meeting on April 2, 2022) which said sum shall be due and payable on the 10th day of March each year. The Kalita Point Property Owners Directors shall accept such payment and use the same for upkeep and maintenance of the boat ramp for public use by lots owners only, streets, and street lights and other general maintenance of the sub-division. This said assessment shall be a covenant running with the land and shall be collected each year."

Witness my hand this 25 day of October, 2022.

By: 

GARNETT DAVIS

By: 

KAREN WRIGHT

By: 

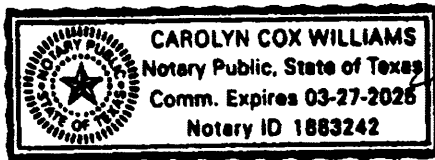
TISHA BORTH

THE STATE OF TEXAS]

THE COUNTY OF POLK]

BEFORE ME, the undersigned authority, a Notary Public in and for the State and County, on this day personally appeared Garnett Davis, Karen Wright, and Tisha Borth, known to be the persons whose names are subscribed to the following instrument and acknowledge to me that they executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 25th day of October, 2022.



Carolyn Cox Williams
NOTARY PUBLIC, in and for Polk County, Texas

FILED FOR RECORD

Oct 26 2022 12:15:08

Schelana Hock
SCHELANA HOCK
POLK COUNTY CLERK



STATE OF TEXAS - COUNTY OF POLK
I, SCHELANA HOCK hereby certify that the instrument was FILED in the file number sequence on the date and at the same time stamped hereon by me and was duly RECORDED in the Official Public Records in Volume and Page of the named RECORDS OF Polk County, Texas as stamped hereon by me.

Schelana Hock
COUNTY CLERK
POLK COUNTY, TEXAS
Oct 26, 2022