

**SUPPLEMENT TO SECOND AMENDED
DECLARATION OF GATEWAY VILLAS,
A CONDOMINIUM**

This Supplement to Second Amended Declaration is made this 10th day of July, 2008, by BRAZOS GATEWAY PLACE DEVELOPMENT, LTD., a Texas limited partnership (Declarant) pursuant to the Texas Uniform Condominium Act, Chapter 82, Property Code of the State of Texas (the Act).

RECITALS

1. Declarant is the owner in fee simple of certain real estate situated in the City of College Station, County of Brazos, and State of Texas, more particularly described in Exhibit "B" attached hereto and made a part hereof, together with all buildings and improvements now or hereafter constructed or located thereon, and all rights, privileges, easements, and appurtenances belonging to or in any way pertaining to said real estate; and
2. Declarant filed a Declaration of Gateway Villas, A Condominium dated January 9, 2004 in Volume 5818, Page 1 of the Official Records of Brazos County, Texas (the Declaration). The Declaration designated Lot One, Block One, Phase Two, of The Gateway as Phase I of Gateway Villas, a Condominium, as property submitted to the Act, but reserved other property described as Lot One, Block One, Phase IV, of the Gateway as Additional Real Estate, with the notation in the Declaration as **"Need Not Be Built"**. Declarant then filed Amended Declaration of Gateway Villas, a Condominium, dated March 28, 2007, in Volume 7881, Page 241 of the Official Records of Brazos County, Texas (the Amended Declaration). The Amended Declaration designated a particularly described portion of Lot One (1), Block One (1), Phase IV of the Gateway as property submitted to the Act, but the balance of said Lot One (1), Block One (1), Phase IV as Additional Real Estate that **"Need Not Be Built"**. The Second Amended Declaration of Gateway Villas, A Condominium, was filed on February 6, 2008, and recorded in Volume 8436, Page 148, Official Records, Brazos County, Texas. The Second Amended Declaration designated the rest of Lot One (1), Block One (1), Phase IV as property submitted to the Act.
3. Declarant reserved the development rights under the Act, and desires to exercise the development rights under Section 82.06(o) of the Act for the purpose of submitting a portion of the Additional Real Estate to the Act.

STATE OF TEXAS
COUNTY OF BRAZOS
RECORDED TO SHOW
DATE 2/5/08
BY [Signature]
[Seal]

- 4. The Second Amended Declaration correctly identified Units 158 and 159 as Units in the Condominium, but the floor plan and front elevations of the Units 158 and 159 were not attached.

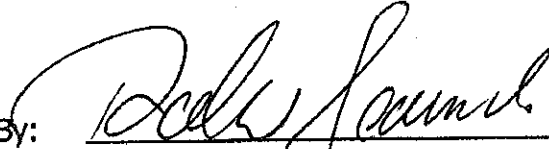
Now, therefore, Declarant, as the owner of units 158 and 159, hereby declares as

follows:

- 1. The Second Amended Declaration is supplemented to include the elevation and the floor plan of Units 158 and 159, and the attached pages marked Exhibit "A" shall be part of Exhibit "B" in the Second Amended Declaration.
- 2. Except as provided herein, the Second Amended Declaration is not amended or supplemented. The units and unit allocations of units set out in Exhibit "C" to the Second Amended Declaration remain unchanged.

Signed to be effective on the date stated above.

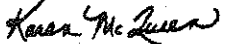
BRAZOS GATEWAY PLACE
DEVELOPMENT, LTD., a Texas limited
partnership, acted for herein by BGPD
Management, L.L.C., a Texas limited
liability company

By: 
DAVID W. SCARMARDO, Manager

STATE OF TEXAS
COUNTY OF BRAZOS
The foregoing is a true and correct copy as the same
appears on file and recorded in the appropriate
records of Brazos County, Texas

Thereby certify, on B.V. 8-15-08

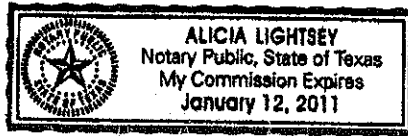



County Clerk
Brazos County, Texas

STATE OF TEXAS

COUNTY OF BRAZOS

This instrument was acknowledged before me on the 10th day of July, 2008, by DAVID W. SCARMARDO, Manager of BGPD Management, L.L.C., a Texas limited liability company, acting on behalf of BRAZOS GATEWAY PLACE DEVELOPMENT, LTD., a Texas limited partnership, in the capacity therein stated.



Alicia Lightsey
Notary Public, State of Texas

Filed for Record in:
BRAZOS COUNTY

On: Jul 11, 2008 at 04:10P

As a
Recording

Document Number: 01003749

Amount 35.00

Receipt Number - 345677

By
Kim Green

STATE OF TEXAS COUNTY OF BRAZOS
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 Public records of:

BRAZOS COUNTY

as stamped hereon by me.

Jul 11, 2008

HONORABLE KAREN MCQUEEN, COUNTY CLERK
BRAZOS COUNTY

STATE OF TEXAS
COUNTY OF BRAZOS

The foregoing is a true and correct copy as the same
appears on file and recorded in the appropriate
records of Brazos County, Texas

Thereby certify, on

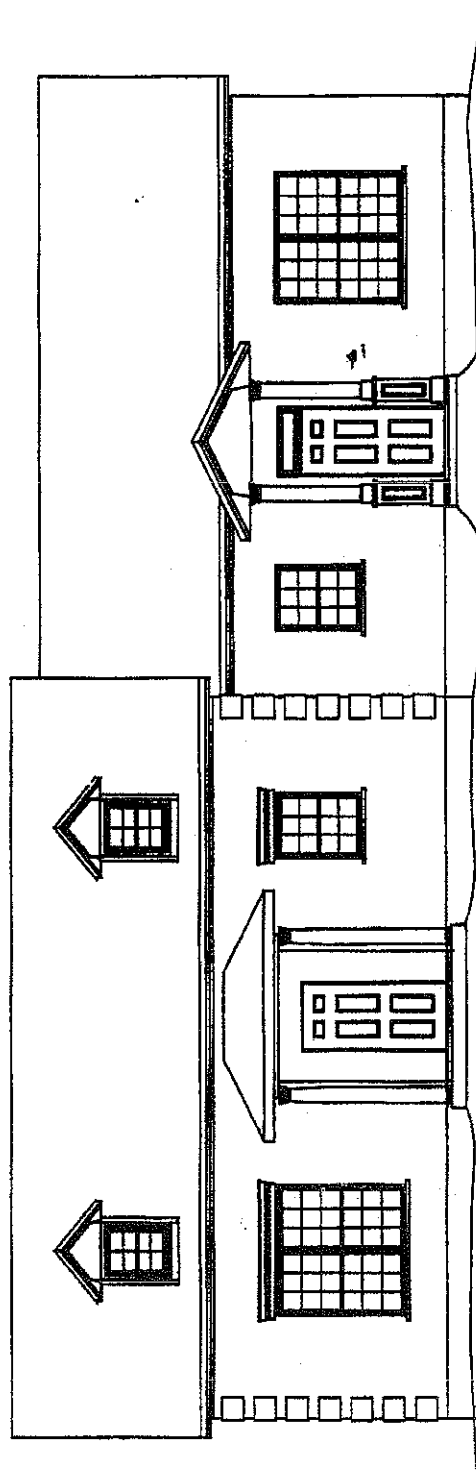
B. K. 8.15.08



Karen McQueen
County Clerk
Brazos County, Texas

EXHIBIT "A"

Doc Bk Vol Ps
01003749 DR 2699 179



158

159

STATE OF TEXAS
COUNTY OF BRAZOS
The foregoing is a true and correct copy as the same
appears on file and recorded in the appropriate
records of Brazos County, Texas

Thereby certify, on P. 8-15-08

Karen McQueen
County Clerk
Brazos County, Texas



STATE OF TEXAS
COUNTY OF BRAZOS
The foregoing is a true and correct copy as the same
appears on file and recorded in the appropriate
records of Brazos, County, Texas

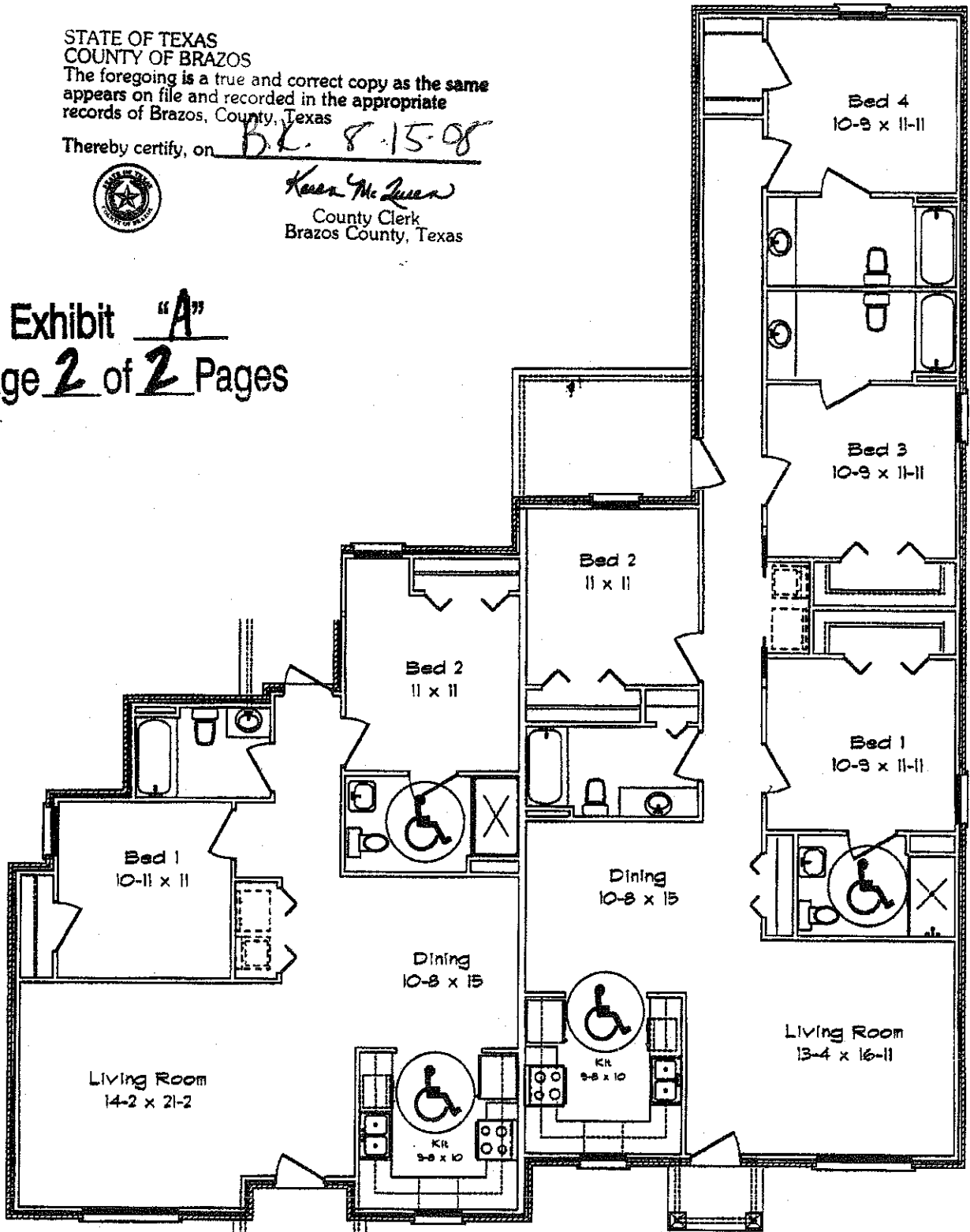
Thereby certify, on B.C. 8-15-08



Karen McQueen
County Clerk
Brazos County, Texas

Doc
01003749
Blk
DR 8699
Vol
180
Pg
180

Exhibit "A"
Page 2 of 2 Pages



Unit A
1116 sf htd
29 sf frt porch
36 sf rear porch
159

Unit B
1709 sf htd
24 sf frt porch
90 sf rear porch
158

Doc 01003749
Bk DR 8699
Vol 1
Pg 182

3.90 Acre Tract
A Portion of The Gateway - Phase 4
7.59 Acres
Vol. 7848, Pg. 100
Richard Carter Survey, A-8
College Station, Brazos County, Texas

Field notes of a 3.90 acre tract or parcel of land, lying and being situated in the Richard Carter Survey, Abstract No. 8, College Station, Brazos County, Texas, and being a part of Lot 1, Block 1 - 7.59 acres - The Gateway - Phase 4, according to the plat recorded in Volume 7848, Page 100, of the Official Records of Brazos County, Texas, and said 3.90 acre tract being more particularly described as follows:

COMMENCING at a 3/4" Iron rod found marking the common corner between the beforementioned Lot 1, Block 1, The Gateway - Phase 4 and Lot 5, Block "N" - University Park II - Re-subdivision according to the plat recorded in Volume 519, Page 284, of the Deed Records of Brazos County, Texas;

THENCE N 41° 40' 04" E along the common line between the beforementioned Lot 1, Block 1, and a 50 acre tract described in the deed to the City of Bryan, recorded in Volume 133, Page 607, of the Deed Records of Brazos County, Texas, for a distance of 201.86 feet to a 60d nail set at the **PLACE OF BEGINNING** of this description;

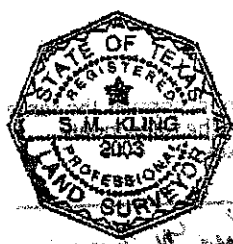
THENCE N 41° 40' 04" E continue along the common line between the beforementioned Lot 1, Block 1 and the 50 acre tract for a distance of 398.51 feet to the common corner between the said Lot 1, Block 1 (7.59 acres) and Lot 1, Block 1 (12.27 acres) - The Gateway Phase 2, according to the plat recorded in Volume 5809, Page 70, of the Official Records of Brazos County, Texas, same being in or near the centerline of a tributary to Burton Creek, as follows:

- S 62° 34' 27" E for a distance of 92.56 feet,
- S 34° 58' 25" E for a distance of 98.45 feet,
- S 00° 01' 04" E for a distance of 29.67 feet,
- S 81° 50' 33" E for a distance of 104.30 feet,
- S 31° 10' 00" W for a distance of 38.23 feet,
- S 16° 31' 01" E for a distance of 48.38 feet,
- N 77° 59' 08" E for a distance of 28.72 feet,
- S 72° 50' 44" E for a distance of 29.07 feet,
- S 57° 35' 39" W for a distance of 107.68 feet,
- S 24° 33' 42" E for a distance of 16.83 feet,
- S 42° 11' 24" E for a distance of 100.60 feet,
- S 42° 05' 48" W for a distance of 77.80 feet,
- S 18° 27' 15" E for a distance of 15.93 feet to the northwest corner of a 45' private access easement across Lot 1, Block 1 - The Gateway Phase 2;

THENCE S 79° 40' 49" W for a distance of 108.54 feet to a 60d nail set;

THENCE S 41° 28' 03" W for a distance of 112.26 feet to a 60d nail set;

THENCE N 48° 31' 57" W for a distance of 416.40 feet to the **PLACE OF BEGINNING**, containing 3.90 acres of land, more or less.



Surveyed January 2008
By S. M. Kling
R.P.L.S. No. 2003

Prepared 01/28/08
kas08-dvd/gateway ph 4 - 3.90 ac.wpd