

**FIRST AMENDMENT TO DECLARATION OF COVENANTS,
CONDITIONS AND RESTRICTIONS FOR
AMERICAS ESTATES UNIT ONE, REPLAT A
AKA TUSCAN ESTATES**

This First Amendment ("First Amendment") to the Declaration of Covenants, Conditions and Restrictions for AMERICAS ESTATES UNIT ONE, REPLAT A AKA Tuscan Estates (the "Declaration") is made by the Declarant, RAKMR I, LTD. (the "Declarant"). Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Declaration.

Whereas, Declarant filed the Declaration in the Real Property Records of El Paso County, Texas under Document No. 20080097255;

Whereas, the Conversion Date has not occurred;

Whereas, Section 8.03 of the Declaration provides that the Declarant can amend the Declaration prior to the Conversion Date, with the consent in certain instances of Hunt Communities Holding, LLC; and

Whereas, Declarant desires to amend the Declaration as set forth below.

The Declarant, with the consent of Hunt Communities Holding, LLC as set forth below, hereby adds the following provision as Section 3.23 to the Declaration:

Section 3.23 Enforcement by the Directors of the Association. After the Conversion Date, the Directors of the Association shall have the power to promulgate rules and regulations for the enforcement of the terms and provisions of the Declaration, as well as the power to assess and collect fines for the violation of the rules and regulations.


Except as expressly amended herein, all provisions of the Declaration are hereby ratified and shall remain in full force and effect.

IN WITNESS WHEREOF, the undersigned, being the Declarant, has executed this First Amendment to Declaration to be effective this 27 day of November, 2017

DECLARANT:


RAKMR I, LTD.

By: RAKMR TEXAS, INC.,
General Partner

By: 
Name: Randal O'Leary
Title: President

Consent:

Hunt Communities Holding, LLC
By: Hunt Communities Group, Inc.
Managing Member

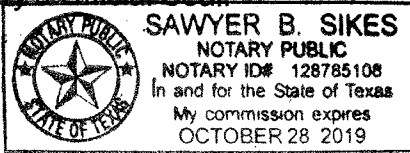
By: 
Name: Justin Chapman
Title: President

STATE OF TEXAS)

COUNTY OF EL PASO)

This instrument was acknowledged before on this 27 day of November, 2017 by Randal O'Leary, President of RAKMR Texas, Inc., a corporation in its capacity as General Partner of RAKMR I, Ltd., a limited partnership, on behalf of said limited partnership.

Notary's Official Seal:



[Handwritten Signature]

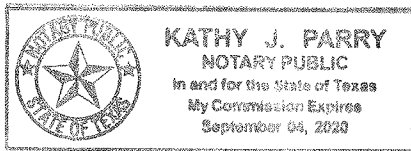
Notary Public in and for the State of Texas

STATE OF TEXAS)

COUNTY OF EL PASO)

This instrument was acknowledged before on this 29th day of NOV., 2017 by Justin Chapman, President of Hunt Communities Group, Inc., a corporation in its capacity as Managing Member of Hunt Communities Holding, LLC, a limited liability company, on behalf of said limited liability company.

Notary's Official Seal:



[Handwritten Signature]

Notary Public in and for the State of Texas

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#Pages 3 #NFPages 1
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Filed & Recorded in
Official Records of
El Paso County
Delia Briones
County Clerk
Fees \$34.00

eRecorded

I hereby certify that this instrument was filed on the date and time stamped hereon by me and was duly recorded by document number in the Official Public Records of Real Property in El Paso County.



EL PASO COUNTY, TEXAS

Delia Briones