

**FIRST AMENDMENT TO DECLARATION OF COVENANTS,  
CONDITIONS AND RESTRICTIONS FOR  
DESERT SPRINGS UNITS 1 AND 2**

This First Amendment ("First Amendment") to the Declaration of Covenants, Conditions and Restrictions (the "Covenants") for Desert Springs Units 1 and 2 is made by DVEP Land, LLC and RPW Development, Ltd., (collectively the "Declarant").

1. **Recitals.** Whereas, Declarant filed the Covenants for Desert Springs Units 1 and 2 (the "Subdivision") in the Real Property Records of El Paso County, Texas under Document No. 20130014902 and

Whereas, Section 6.03 authorizes Declarant to amend the Declaration by an instrument in writing, filed prior to the sale of lots in the Subdivision; and

Whereas, no lots in the Subdivision have been sold or conveyed to any other party; and

Whereas, the Declarant deems it necessary and appropriate to amend the Covenants as more fully set forth herein;

**NOW, THEREFORE,** the Declarant hereby amends the Covenants as hereinafter provided:

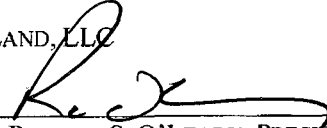
2. **Amendment to Section 3.05(c).** Section 3.05(c) is hereby deleted and is superceded by the following provision:

Section 3.05(c). Each structure (other than detached garages) will have at least two massings, other than porches, recessed or protruding, with a minimum differential of two feet.

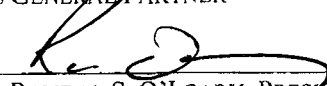
3. **Entire Modification.** Except as expressly amended herein, all provisions of the Covenants are hereby ratified and continued in full force and effect.

**IN WITNESS WHEREOF,** the undersigned, being the Declarant, has executed this First Amendment to Covenants to be effective this 9<sup>th</sup> day of September, 2013.

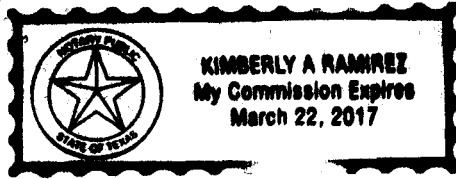
**DECLARANT:**

DVEP LAND, LLC  
BY:   
RANDAL S. O'LEARY, PRESIDENT

**RPW DEVELOPMENT, LTD.**

BY: RPW DEVELOPMENT GP, LLC  
ITS GENERAL PARTNER  
BY:   
RANDAL S. O'LEARY, PRESIDENT

THE STATE OF TEXAS )  
 )  
COUNTY OF EL PASO )

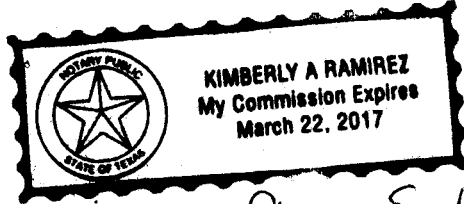


This instrument was acknowledged before me on the 9 day of September, 2013 by Randal S. O'Leary, President of DVEP LAND, L.L.C.

SEAL:

Kimberly A. Ramirez  
NOTARY PUBLIC, STATE OF TEXAS

THE STATE OF TEXAS )  
 )  
COUNTY OF EL PASO )



This instrument was acknowledged before me on the 9 day of September, 2013 by Randal S. O'Leary, President of RPW Development, L.L.C., General Partner of RPW DEVELOPMENT, LTD.

SEAL:

Kimberly A. Ramirez  
NOTARY PUBLIC, STATE OF TEXAS

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Doc# 20130072922  
#Pages 2 #NFPages 1  
9/26/2013 10:58:25 AM  
Filed & Recorded in  
Official Records of  
El Paso County  
Dellia Briones  
County Clerk  
Fees \$20.00



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

*Dellia Briones*



11