



**EIGHTH SUPPLEMENT TO DECLARATION OF  
COVENANTS, CONDITIONS AND RESTRICTIONS**

*McKinney Park East,  
Annexation of Sheldon 230, Section 2 Phase 4*

THIS EIGHTH SUPPLEMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS (this "Eighth Supplement") is made and entered into effective as of the 4 day of May, 2009 by **KB HOME Lone Star Inc.** a Texas corporation formerly known as KB HOME Lone Star LP, a Texas limited partnership ("Declarant").

WHEREAS, the Declarant filed for record that certain Declaration of Covenants, Conditions and Restrictions for McKinney Park East on or about the 21<sup>st</sup> day of October, 2002 (the "Declaration"), as Document Number 2002199012 in the Official Public Records of Travis County, Texas (such property referenced in the Declaration with all property annexed to such property and subject to the Declaration, hereinafter, the "Original Property"); and

WHEREAS, Section 7.16 of the Declaration provides that the Declarant may annex property adjacent to or adjoining the Original Property or property adjacent to or adjoining property annexed to the Original Property in accordance with the terms and conditions set forth therein; and

WHEREAS, the Declarant filed for the record that certain **First Supplement to Declaration of Covenants, Conditions and Restrictions for McKinney Park East, Sheldon 230, Section 2, Phase 2, and Sheldon 230, Section 2, Phase 1** (the "First Supplement") on or about the 9<sup>th</sup> day of March, 2004, as more particularly described in Document Number 2004042659, in the Official Public Records of Travis County, Texas; and

WHEREAS, the Declarant filed for the record that certain **Second Supplement to Declaration of Covenants, Conditions and Restrictions for McKinney Park East, Section 2** (the "Second Supplement") on or about the 23<sup>rd</sup> day of February, 2006, as more particularly described in Document Number 2006031991, in the Official Public Records of Travis County, Texas; and

WHEREAS, the Declarant filed for the record that certain **Third Supplement to Declaration of Covenants, Conditions and Restrictions for McKinney Park East, Section 3** (the "Third Supplement") on or about the 23<sup>rd</sup> day of February, 2006, as more particularly described in Document Number 2006031992, in the Official Public Records of Travis County, Texas; and

WHEREAS, the Declarant filed for the record that certain **Fourth Supplement to Declaration of Covenants, Conditions and Restrictions for Sheldon 230, Section 1, Phase 1, and Sheldon 230, Section 1, Phase 2** (the "Fourth Supplement") on or about

the 1<sup>st</sup> day of March, 2006, as more particularly described in Document Number 2006035846, in the Official Public Records of Travis County, Texas; and

**WHEREAS**, the Declarant filed for the record that certain **Fifth Supplement to Declaration of Covenants, Conditions and Restrictions for Sheldon 230, Section 2, Phase 3** (the "Fifth Supplement") on or about the 19<sup>th</sup> day of April, 2006, as more particularly described in Document Number 2006071323, in the Official Public Records of Travis County, Texas; and

**WHEREAS**, the Declarant filed for the record that certain **Sixth Supplement to Declaration of Covenants, Conditions and Restriction for Sheldon 230, Section 1, Phase 3** (the "Sixth Supplement") on or about the 15<sup>th</sup> day of March, 2007, as more particularly described in Document Number 2007046683, in the Official Public Records of Travis County, Texas; and

**WHEREAS**, the Declarant filed for the record that certain **Seventh Supplement to Declaration of Covenants, Conditions and Restriction for Sheldon 230, Section 2, Phases 8A and 8B** (the "Seventh Supplement") on or about the 25<sup>th</sup> day of September, 2007, as more particularly described in Document Number 2007178230, in the Official Public Records of Travis County, Texas; and

**WHEREAS**, the Declarant owns certain property located adjacent to the Original Property known as **Sheldon 230, Section 2, Phase 4**, as more particularly described in that certain Final Plat recorded on or about the 11 day of May 2009, as Document Number 200900065, in the Official Public Records of Travis County, Texas (the "Supplemental Property"); and

**WHEREAS**, Declarant desires to annex the Supplemental Property with the Original Property so that the terms, conditions, covenants and restrictions set forth in the Declaration shall apply to the Supplemental Property;

**WHEREAS**, unless otherwise provided in this Eighth Supplement, definitions contained in the Declaration shall have the same meaning in this Eighth Supplement; and

**NOW, THEREFORE**, in consideration of the foregoing and other good and valuable consideration, the receipt, adequacy and sufficiency of which is hereby acknowledged, Declarant hereby agrees to supplement the Declaration as follows:

1. Recitals. The foregoing recitations are true and correct, and are incorporated herein as part of this Eighth Supplement.
2. Annexation of Supplemental Property. The Supplemental Property is hereby annexed into the Declaration and all terms, conditions, covenants and restrictions of the Declaration shall be applicable to the Supplemental Property, including, but not limited to the obligation to pay dues, charges and assessments to the Association that are

required to maintain common areas, entry features, landscaping, drainage and electrical easements, and screening walls, including within the Property or future Property to be annexed with the Property.

3. No Further Changes. Except as expressly set forth herein, the Declaration shall remain unchanged and shall continue in full force and effect.

**IN WITNESS WHEREOF**, the Declarant has executed this Eighth Supplement as of the date and year first above written.

**DECLARANT**

KB HOME LONE STAR INC., a Texas corporation formerly known as KB HOME Lone Star LP, a Texas limited partnership

By: [Signature]  
Name: John Zinsmeyer  
Title: Vice President

State of Texas       §  
                                  §  
County of Travis   §

This instrument was acknowledged before me this 4th day of May, 2009, by John Zinsmeyer, Vice President of KB HOME Lone Star Inc., a Texas corporation formerly known as KB HOME Lone Star LP, a Texas limited partnership, on its behalf.

[Signature]  
Notary Public, State of Texas

After recording return to:  
KB HOME LONE STAR INC  
Attn: Legal Dept.  
11911 Burnet Road  
Austin, TX 78758



**FILED AND RECORDED**

OFFICIAL PUBLIC RECORDS

[Signature]

2009 May 11 11:04 AM 2009076081

GONZALES \$24.00

DANA DEBEAUVOIR COUNTY CLERK

TRAVIS COUNTY TEXAS