

Notice of Architectural Control
Authority for del Lago, Section III

WHEREAS, DEL LAGO SECTION III PROPERTY OWNERS ASSOCIATION, INC. (the "Association") is the property owners' association for del Lago Section III (the "Subdivision"), a subdivision in Montgomery County, Texas, according to the map or plat of said subdivision recorded in Cabinet D, Sheet 85B of the Map Records of Montgomery County, Texas; and

WHEREAS, the Subdivision is subject to certain covenants, conditions, assessments, charges, servitudes, liens, reservations and easements as set out in that certain First Amended and Restated Declaration of Covenants, Conditions, Assessments, Charges, Servitudes, Liens, Reservations and Easements dated January 1, 1983 (the "Declaration"), recorded in the Official Public Records of Real Property of Montgomery County, Texas under Clerk's File No. 8305387 and Film Code No. 182-01-1987; and

WHEREAS, Section 9.01 of the Declaration provides for the architectural control of the Subdivision to be vested in an Architectural Committee composed of three (3) or more representatives appointed initially by the Declarant named in the Declaration (i.e., Lake Conroe Land Development Associates) and by the Board of Directors of the Association following the end of the Development Period (defined in the Declaration as the period of time beginning on the date of recordation of the Declaration and ending on the earlier to occur of (i) five (5) years from the date of such recordation or (ii) the date on which the Declarant has first conveyed the final parcel of the property in the Subdivision); and

WHEREAS, the Development Period ended no later than February 1, 1988, which date is five (5) years after the recordation of the Declaration; and

WHEREAS, Section 204.011 of the Texas Property Code provides, in relevant part, that architectural control committee authority automatically vests in a subdivision's property owners' association when (i) the term of the architectural control committee authority expires as prescribed by the restrictions; (ii) a residence on the last available building site is completed and sold; (iii) the person or entity designated as the architectural control committee in the restrictions assigns, in writing, authority to the property owners' association; or (iv) an assignee of the original holder abandons its authority for more than one year; and


WHEREAS, Lake Conroe Land Development Associates, the Declarant under the Declaration, has been dissolved and ceased to exist and has not functioned or exercised architectural control of the Subdivision since prior to the end of the Development Period;

NOW THEREFORE, in consideration of the premises, the Association hereby gives notice that architectural control authority for the Subdivision is vested in an Architectural Committee which is appointed and controlled by the Board of Directors of the Association.

The mailing address of the Association is 230 La Costa, Montgomery, Texas 77356.

EXECUTED this ____ day of July, 2008.

DEL LAGO SECTION III
PROPERTY OWNERS ASSOCIATION, INC.

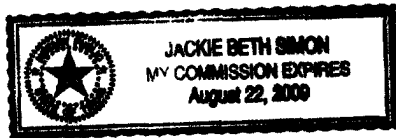
By 
Bill Hamlin, President

ACKNOWLEDGMENT

THE STATE OF TEXAS §

COUNTY OF MONTGOMERY §

This instrument was acknowledged before me on the 21 day of July, 2008 by BILL HAMLIN, President of DEL LAGO SECTION III PROPERTY OWNERS ASSOCIATION, INC., a Texas non-profit corporation, on behalf of said corporation.



Jackie Beth Simon
Notary Public, State of Texas

FILED FOR RECORD

2008 JUL 28 AM 10:42

Mark Turnbull
COUNTY CLERK
MONTGOMERY COUNTY, TEXAS

STATE OF TEXAS
COUNTY OF MONTGOMERY

I hereby certify this instrument was filed in File Number Sequence on the date and at the time stamped herein by me and was duly RECORDED in the Official Public Records of Real Property at Montgomery County, Texas.

JUL 28 2008



Mark Turnbull
County Clerk
Montgomery County, Texas

AFTER RECORDING RETURN TO:

Del Lago Section III POA, Inc.
230 La Costa
Montgomery, Texas 77356