

**FIRST AMENDMENT TO DECLARATION AND MASTER DEED      DEED RECORD**  
**DEL PASEO TOWN HOMES (A CONDOMINIUM)**

THE STATE OF TEXAS    §  
   §      KNOW ALL MEN BY THESE PRESENTS THAT:  
COUNTY OF DALLAS    §

WHEREAS, the undersigned, Del Paseo Investors, a California general partnership ("Declarant"), executed that certain Declaration and Master Deed for Del Paseo Town Homes, dated as of February 8, 1978, recorded in Volume 78028, Page 0450, Condominium Records of Dallas County, Texas (the "Declaration"), for the purpose of creating and establishing a condominium regime known as "Del Paseo Town Homes" with respect to certain real property situated in the City of Irving, Dallas County, Texas, and which is more particularly described in the Declaration, reference to the Declaration and the record thereof being hereby made for a more complete description of said property; and

WHEREAS, Section 9.1 of the Declaration provides that the Declarant may amend the Declaration to correct certain errors made therein prior to the first annual meeting of the Association (as defined in the Declaration); and

WHEREAS, the first annual meeting of the Association has not been held and the Declarant desires to amend the Declaration, pursuant to the rights retained under Section 9.1 of the Declaration, to correct an error contained in the Declaration;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, that the Declarant, pursuant to the rights retained by the Declarant under Section 9.1 of the Declaration, does hereby declare:

(1) that Subsection 1.1(F) of the Declaration is hereby amended to read as follows:

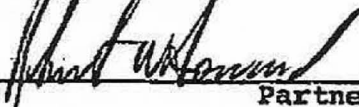
"(F) 'Common Elements' shall mean and refer to both the general and limited common elements described in Section 2.2 hereof. The Common Elements shall be owned by the Owners of Units in such percentages as are specified under Subsection 4.3(B) hereof."

(2) that, except as expressly modified by the terms and provisions hereof, each and every of the terms and provisions of the Declaration are in full force and effect.

IN WITNESS WHEREOF, the Declarant has executed this First Amendment to Declaration and Master Deed to be effective as of the 8th day of February, 1978.

**DECLARANT:**

DEL PASEO INVESTORS, A California  
General Partnership

By   
Partner

When recorded return to:  
Glenn Koury, Esquire  
Smith and Rector  
2000 Mercantile Commerce Bldg.  
Dallas, Texas 75201

*L.E. Murdoch*  
FILED  
COUNTY CLERK  
DALLAS COUNTY

1978 APR 26 AM 8 36

STATE OF TEXAS COUNTY OF DALLAS  
I hereby certify that this instrument was  
filed on the date and time stamped herein  
by me and was duly recorded in the volume  
and page of the actual records of Dallas  
County, Texas as stamped herein by me.

APR 27 1978



*L.E. Murdoch*  
COUNTY CLERK, Dallas County, Texas