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RECORDED AT THE REQUEST OF
FIRST AMERICAN TITLE

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SUPPLEMENTAL DECLARATION/DESIGNATION OF VILLAGE

This Supplemental Declaration of Covenants, Restrictions, Easements, Charges and Liens for Shadow Creek Ranch Maintenance Association ("Supplemental Declaration") is executed this 28 day of February, 2002, under the terms of conditions herein set forth, and thus:

WHEREAS, the Declaration of Covenants, Restrictions, Easements, Charges and Liens for Shadow Creek Ranch Maintenance Association was recorded under Brazoria County Clerk's File No. 01 042985 and re-recorded under Brazoria County Clerk's File No. 01 051825, Fort Bend County Clerk's File No. 2001095077 and re-recorded under Fort Bend County Clerk's File No. 2001111335, Harris County Clerk's File No. V361959 and re-recorded under Harris County Clerk's File No. V472436, as amended or supplemented the "Declaration"; and

WHEREAS, Article I, Section 1.48 and Article V, Section 5.06, state that the Declarant shall designate a Village by the filing of a Supplemental Declaration; and

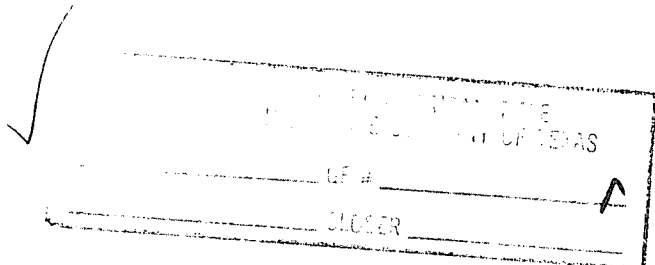
WHEREAS, the Declarant wishes to designate the Village of Emerald Bay;

NOW THEREFORE, the Declarant hereby designates the real property described on Exhibit "A" attached hereto and made a part hereof as a Village, as that term is defined in the Declaration, to be known as the Village of Emerald Bay. The Village of Emerald Bay shall be a residential village. All capitalized terms not defined herein shall have the meanings ascribed thereto in the Declaration.

**SHADOW CREEK RANCH DEVELOPMENT
COMPANY LIMITED PARTNERSHIP,
a Nevada limited partnership**

By its general partner:
Shadow Creek Ranch, Inc.,
a Nevada corporation

By: *Gary W. Cook*
Name: Gary Cook
Title: President



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EXHIBIT A

**Village of Emerald Bay
Property Description**

DESCRIPTION OF
648.218 ACRES
SHADOW CREEK RANCH
VILLAGE OF EMERALD BAY

Being 648.218 acres of land located in the William Morris Survey, Abstract 344, T.C.R.R. Co. Survey, Section 3, Abstract No. 678, T.C.R.R. Co. Survey, Section 4, Abstract No. 675 and H.T. & B.R.R. Co. Survey, Section 82, Abstract No. 565, all Brazoria County, Texas, said 648.218 acres being more particularly described by metes and bounds as follows (all bearings referenced to the Texas State Plane Coordinate System, South Central Zone):

COMMENCING for reference at the southeast corner of that certain called 48-acre tract conveyed to Pearland Investments Limited Partnership by instrument of record under File No. 98-050039, Official Records, Brazoria County, Texas, (B.C.O.R.), same being on the common line of aforementioned T.C.R.R. Co. Survey, Section 4 and the H.T. & B.R.R. Co. Survey, Section 81, Abstract No. 300, Brazoria County, Texas, also being on the centerline of County Road 92 (40 feet wide);

Thence, leaving said centerline and said common survey line with the east line of said 48-acre tract, North 03° 14' 22" West, 47.14 feet to a point for corner on the northeasterly line of an unrecorded Houston Lighting and Power Company easement, 80 feet wide, date January 15, 1951 and the POINT OF BEGINNING;

Thence, with the northeasterly line of said 80 foot easement, North 62° 33' 00" West, 1946.82 feet to a point for corner on the south line of that certain 20 foot wide Pan American Gas Company easement of record in Volume 973, Page 816, Deed Records, Brazoria County, Texas (B.C.D.R.);

Thence, leaving said northeasterly line, with the south line of said 20 foot easement and the south line of that certain 20 foot wide Pan American Gas Company easement of record in Volume 978, Page 889 of said B.C.D.R., the following two courses:

- 1) South 87° 09' 58" West, 443.93 feet to a point for corner;
- 2) South 87° 25' 30" West, 303.80 feet to a point for corner;

Thence, South 03° 15' 46" East, 1046.99 feet to a point for corner on the centerline of aforementioned County Road 92, same being on the common line of aforementioned H.T. & B.R.R. Co. Survey, Section 82 and the H.T. & B.R.R. Co. Survey, Section 80, Abstract 564, Brazoria County, Texas;

Thence, with said centerline and said common survey line, South $86^{\circ} 46' 15''$ West, 917.93 feet to a point for corner,

Thence, leaving said centerline and said common survey line, North $03^{\circ} 14' 17''$ West, 443.44 feet to a point for corner;

Thence, South $87^{\circ} 44' 52''$ West, 457.62 feet to a point for corner;

Thence, North $03^{\circ} 13' 45''$ West, 729.13 feet to a point for corner;

Thence, North $86^{\circ} 46' 15''$ East, 99.90 feet to a point for corner;

Thence, North $03^{\circ} 13' 45''$ West, 371.89 feet to a point for corner;

Thence, South $86^{\circ} 46' 15''$ West, 650.00 feet to a point for corner;

Thence, North $04^{\circ} 02' 37''$ West, 2425.04 feet to a point for corner;

Thence, North $36^{\circ} 57' 26''$ East, 262.80 feet to a point for corner;

Thence, South $71^{\circ} 12' 33''$ East, 509.14 feet to a point for corner;

Thence, North $66^{\circ} 57' 47''$ East, 697.63 feet to a point for corner;

Thence, North $02^{\circ} 23' 39''$ East, 574.50 feet to a point for corner;

Thence, North $32^{\circ} 12' 08''$ East, 277.72 feet to a point for corner;

Thence, North $06^{\circ} 59' 36''$ West, 355.44 feet to a point for corner;

Thence, North $35^{\circ} 13' 32''$ West, 700.00 feet to a point for corner, the beginning of a curve;

Thence, 418.63 feet along the arc of tangent curve to the right having a radius of 1500.00 feet, a central angle of $15^{\circ} 59' 26''$ and a chord that bears North $27^{\circ} 13' 50''$ West, 417.27 feet to a point for corner;

Thence, North $19^{\circ} 14' 07''$ West, 126.40 feet to a point for corner, the beginning of a curve;

Thence, 336.98 feet along the arc of a tangent curve to the right having a radius of 1200.00 feet, a central angle of $16^{\circ} 05' 22''$ and a chord that bears North $11^{\circ} 11' 26''$ West, 335.87 feet to a point for corner;

Thence, North $81^{\circ} 00' 36''$ East, 755.80 feet to a point for corner;

Thence, North $06^{\circ} 23' 47''$ West, 947.69 feet to a point for corner on the arc of a curve on the southerly right-of-way line of F.M. 2234;

Thence, with said southerly right-of-way line of F.M. 2234, the following four (4) courses;

- 1) 660.62 feet along the arc of a non-tangent curve to the left having a radius of 1989.86 feet, a central angle of $19^{\circ} 01' 18''$ and a chord that bears North $70^{\circ} 34' 17''$ East, 657.59 feet to a point for corner;
- 2) North $61^{\circ} 03' 38''$ East, 371.20 feet to a point for corner;
- 3) South $61^{\circ} 08' 21''$ East, 35.45 feet to a point for corner;
- 4) North $61^{\circ} 03' 38''$ East, 1.32 feet to a point for corner;

Thence, leaving said southerly line, South $03^{\circ} 52' 53''$ East, 163.95 feet to a point for corner, the beginning of a curve;

Thence, 51.28 feet along the arc of a tangent curve to the left having radius of 115.00 feet, a central angle of $25^{\circ} 32' 47''$ and a chord that bears South $16^{\circ} 39' 17''$ East, 50.85 feet to a point for corner, the beginning of a reverse curve;

Thence, 172.93 feet along the arc of a tangent curve to the right having radius of 370.00 feet, a central angle of $26^{\circ} 46' 43''$ and a chord that bears South $16^{\circ} 02' 19''$ East, 171.36 feet to a point for corner, the beginning of a reverse curve;

648.218 Acres

April 3, 2001
Job No. 1545-0000-101

Thence, 79.91 feet along the arc of a tangent curve to the left having radius of 115.00 feet, a central angle of $39^{\circ} 48' 45''$ and a chord that bears South $22^{\circ} 33' 20''$ East, 78.31 feet to a point for corner, the beginning of a reverse curve;

Thence, 64.33 feet along the arc of a tangent curve to the right having radius of 85.00 feet, a central angle of $43^{\circ} 21' 40''$ and a chord that bears South $20^{\circ} 46' 52''$ East, 62.80 feet to a point for corner;

Thence, South $00^{\circ} 53' 58''$ West, 141.68 feet to a point for corner, the beginning of a curve;

Thence, 53.74 feet along the arc of a tangent curve to the right having radius of 85.00 feet, a central angle of $36^{\circ} 13' 35''$ and a chord that bears South $19^{\circ} 00' 45''$ West, 52.85 feet to a point for corner, the beginning of a reverse curve;

Thence, 72.71 feet along the arc of a tangent curve to the left having radius of 115.00 feet, a central angle of $36^{\circ} 13' 35''$ and a chord that bears South $19^{\circ} 00' 45''$ West, 71.51 feet to a point for corner;

Thence, South $00^{\circ} 53' 58''$ West, 406.52 feet to a point for corner;

Thence, North $81^{\circ} 00' 36''$ East, 1846.33 feet to a point for corner;

Thence, North $76^{\circ} 58' 31''$ East, 691.95 feet to a point for corner;

Thence, South $02^{\circ} 45' 40''$ East, 1958.91 feet to a point for corner;

Thence, South $02^{\circ} 29' 12''$ East, 120.09 feet to a point for corner;

Thence, South $03^{\circ} 31' 58''$ East, 1966.29 feet to a point for corner;

Thence, South $86^{\circ} 52' 04''$ West, 238.83 feet to a point for corner;

Thence, South $03^{\circ} 14' 20''$ East, 367.34 feet to a point for corner on the south line of that certain called 202.51 acre tract conveyed to Pearland Investments Limited Partnership by instrument of record under File No. 98-022936, B.C.O.R.;

648.218 Acres

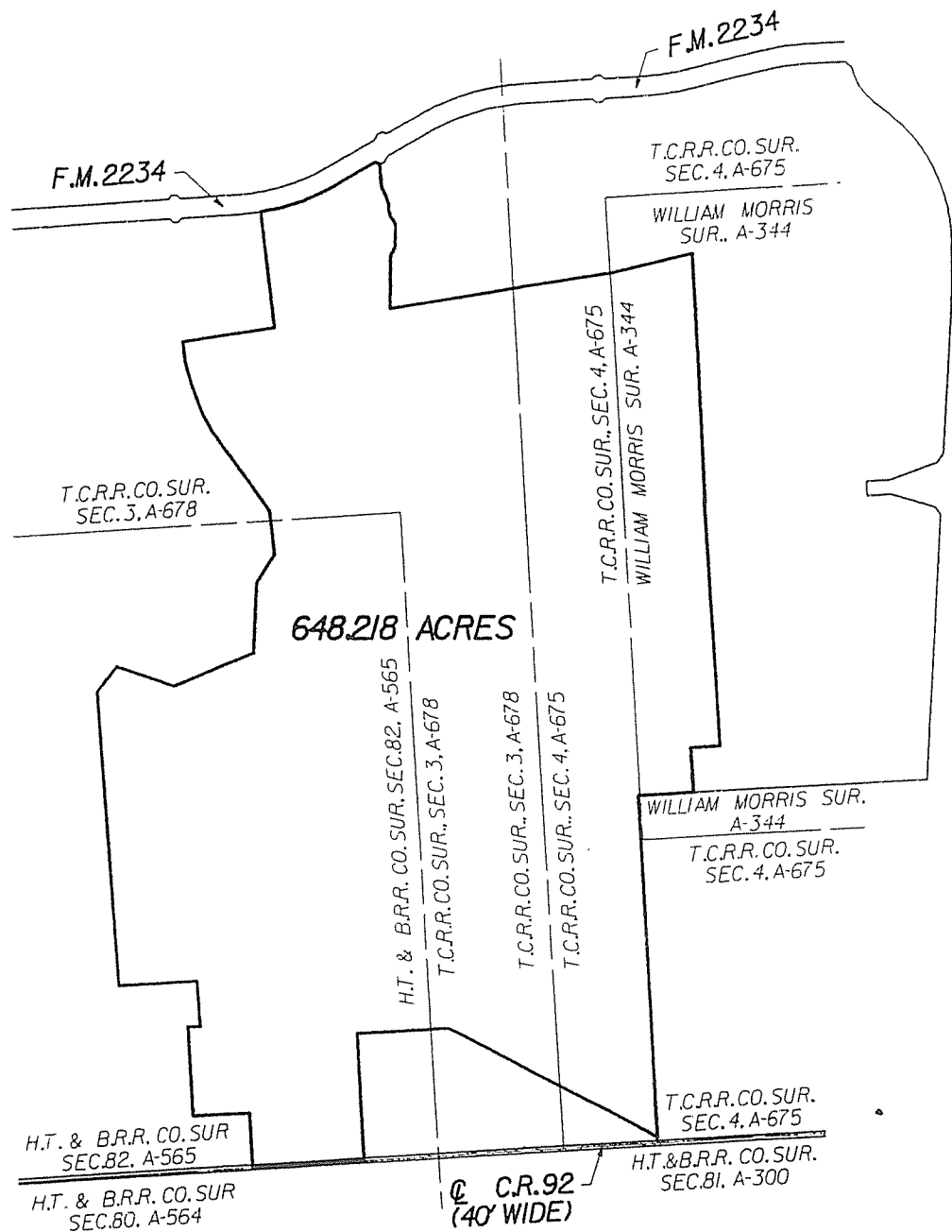
April 3, 2001
Job No. 1545-0000-101

Thence, with the south line of said 202.51 acres, South $86^{\circ} 45' 40''$ West, at 449.84 feet pass the southwest corner of said 202.51 acres and continue with the westerly extension of said south line, in all a distance of 468.75 feet to a point for corner on the east of that certain called 18.155 acre tract of land conveyed to Pearland Investments Limited Partnership by instruments of record under File Nos. 98-041753 and 98-041754 of said B.C.O.R.;

Thence, with the east line of said 18.155 acre tract, South $03^{\circ} 15' 09''$ East, 700.96 feet to a point for corner, same being the southeast corner of said 18.155 acre tract, said point also being on the west line of Block 21 of the Allison-Richey Gulf Coast Home Co's Part of Suburban Gardens, a subdivision of record in Volume 2, Page 99, Plat Records, Brazoria County, Texas;

Thence, with the west line of said Block 21 and Block 20 of said Allison-Richey Gulf Coast Home Co's Part of Suburban Gardens, South $03^{\circ} 14' 22''$ East, 2119.96 feet to the POINT OF BEGINNING and containing 648.218 acres of land.

LJA Engineering and Surveying, Inc.



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 Scale: 1" = 1500'

Exhibit A
EXHIBIT OF
SHADOW CREEK RANCH
VILLAGE OF EMERALD BAY
648.218 ACRES
 LOCATED IN
 WILLIAM MORRIS SURVEY, A-344
 T. C. R. R. CO. SURVEY, SEC. 3, A-678
 T. C. R. R. CO. SURVEY, SEC. 4, A-675
 H. T. & B. R. R. CO. SURVEY, SEC. 82, A-565
 BRAZORIA COUNTY, TEXAS
 APRIL 2001 JOB NO. 1545-0000-101

LJA Engineering & Surveying, Inc.
 2929 Briarpark Drive Phone 713. 953. 5200
 Suite 500 Fax 713. 953. 5026
 Houston, Texas 77042-3703

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STATE OF TEXAS
COUNTY OF BRAZORIA

I, JOYCE HUDMAN, Clerk of the County Court in and for Brazoria County, Texas do hereby certify that this instrument was FILED FOR RECORD and RECORDED in the OFFICIAL RECORD at the time and date as stamped hereon by me



Joyce Hudman

County Clerk of Brazoria Co., TX

FILED FOR RECORD
2002 MAR -6 PM 2:10

Joyce Hudman
COUNTY CLERK
BRAZORIA COUNTY, TEXAS