

After recording, return to:

D. Woodard Glenn, PC
6301 Gaston Avenue
Suite 1214
Dallas, Texas 75214
Attn: D. Woodard Glenn

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

**SECOND AMENDMENT TO
FIFTH AMENDED AND RESTATED
DECLARATION OF COVENANTS, CONDITIONS,
RESTRICTIONS AND EASEMENTS FOR**

KELSEY PARK SUBDIVISION

(Lubbock, Texas)

February 1, 2024

**SECOND AMENDMENT TO
FIFTH AMENDED AND RESTATED
DECLARATION OF COVENANTS, CONDITIONS,
RESTRICTIONS AND EASEMENTS FOR

KELSEY PARK SUBDIVISION**

THIS SECOND AMENDMENT TO FIFTH AMENDED AND RESTATED DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS FOR KELSEY PARK SUBDIVISION (this "Second Amendment") is made and entered by Eastwick at Kelsey, LLC, a Texas limited liability company (the "Declarant").

WHEREAS, on January 27, 2020, a prior Declarant caused that certain Fifth Amended and Restated Declaration of Covenants, Restrictions, Conditions and Easements to be filed and recorded as Document No. 2020003401 in the Real Estate Records of Lubbock County, Texas (the Fifth Declaration) subjecting the real property therein described to be subject to and encumbered by the Fifth Declaration;

WHEREAS, on December 15, 2020 a prior Declarant caused that certain First Amendment to the Fifth Amended Restated Declaration of Covenants Restrictions and Easements the ("First Amendment") to be filed and recorded as Document No. 2020057138 in the Official Public Records of Lubbock County, Texas. The Fifth Declaration and the First Amendment are referred to hereby collectively as the Declaration.

WHEREAS, a prior Declarant has platted the Property as Kelsey Park Subdivision, as recorded in the official public records of Lubbock County, Texas at County Clerk file number 2012011471;

WHEREAS, this SECOND Amendment amends the Declaration; and

NOW, THEREFORE, the Declaration is hereby amended in the following respects:

Section 6.05 (g) of the Declaration is hereby amended and the following section replaces in its entirety as follows:

6.05 (g) Each dwelling constructed on any Lot in Eastwick shall contain a minimum of one thousand, eight hundred (1800) square feet of air-conditioned floor area, exclusive of all porches, garages or breezeways. Provided however, each dwelling constructed on Lots 120 through 129, Lots 132 through 141 and Lots 159 through 168, inclusive, shall contain a minimum of one thousand five hundred (1500) square feet of air-conditioned floor area, exclusive of all porches, garages or breezeways.

EXECUTED as of the 1st day of February, 2024.

DECLARANT:

Eastwick at Kelsey, LLC,
a Texas Limited Liability Company

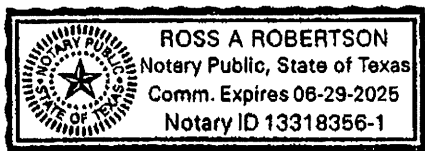
By: 

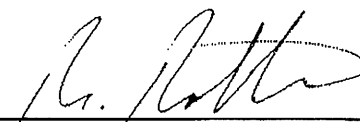
Rex F. Robertson
Its: Manager

STATE OF TEXAS §
 §
COUNTY OF DALLAS §

BEFORE ME, the undersigned authority, in and for said State and County, on this day personally appeared **Rex F. Robertson**, who is the Manager of Eastwick at Kelsey, LLC, a Texas for-profit corporation, whose name is subscribed to the foregoing instrument and acknowledged to me that he signed, executed and delivered the above and foregoing instrument for said corporation, having been duly authorized so do so.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, on this 1st day of February 2024.




Notary Public, State of Texas

Ross A. Robertson
Notary's name printed
My Commission expires: 06-29-2025

FILED AND RECORDED

OFFICIAL PUBLIC RECORDS



Kelly Pinion

Kelly Pinion, County Clerk
Lubbock County, TEXAS
02/05/2024 01:38 PM
Recording Fee: \$33.00
2024004988