

Architectural Control Committee

Guidelines

Adopted November 13, 2001

Ammended June 14, 2005

for

*Candlelight Forest West
Maintenance Fund, Inc.*

All Sections

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HARRIS COUNTY, TEXAS

A C C GUIDELINES (cont.)

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ARCHITECTURAL CONTROL COMMITTEE GUIDELINES

The Architectural Control Committee (ACC) was created to enhance property values by requiring conformity to certain standards of construction, visual appeal, uniformity and design. The Declaration of Covenants, Restrictions and Reservations provide that "No building shall be erected, placed or altered on any building plot in this subdivision until the building plans, specifications and plot plan showing the location of such buildings have been approved in writing as to the conformity and harmony of external design with existing structures to topography and finished ground elevations by the Architectural Control Committee." It is the general purpose of the ACC to approve or disapprove applications made to it for proposed alterations, additions or changes to be made to the exterior of the house and/or lot itself. Landscaping does not require ACC approval unless specifically referenced in the deed restrictions.

Procedure

Application must be made on an "Architectural Control Application", completed in its entirety and mailed to the address indicated at the bottom of the form. All pertinent information such as plans, specifications, building permits, locations indicated on a copy of the survey, etc. should be included with the application. These forms are available from Board members. The ACC cannot respond to verbal requests for approval - all applications must be made in writing. The ACC will acknowledge receipt of each application, in writing, specifying the date the application was received by the ACC. The ACC has thirty (30) days from the date of receipt of an application in which to respond. If additional information is required by the ACC, the application process will be extended accordingly. Plans for the implementation of the proposed improvement(s) should allow for the time required to complete the approval process. If an application is not approved, the ACC will state in their letter why such approval was denied and what type of application changes, if any, would alter that decision. If an applicant wishes to discuss or appeal a decision made by the ACC, the Designated Representative should be contacted at a specified number.

Guidelines

The following are guidelines adopted by the ACC to specify their standards, requirements and thought processes used in evaluating an application. These guidelines may be amended from time to time as the circumstances, conditions or opinions of the ACC dictate. It should be noted that each application is considered on its own merits and that the ACC may grant a variance from these guidelines and/or from certain provisions of the Declaration of Covenants, Restrictions and Reservations. It should also be noted that ACC approval is required prior to the installation or construction of the improvement or change. If an improvement is made without ACC approval, the Board of Directors has the legal right to enforce its removal. Because guidelines may change from time to time, it is highly recommended that the homeowner request a copy of the latest edition from the Board or the ACC Chairperson before beginning improvements. Waivers may be granted by the board of Directors or ACC Committee only where indicated as "on a case-by-case basis".

1.0 Outbuildings

1.1 An "outbuilding" is defined as any structure which is not attached to the main structure. This definition does not include bona fide additions to the main residence or garages, but does include storage buildings, gazebos, and a playhouse or fort.

1.2 The ACC will consider the following:

- a. Exterior colors should match/blend with the predominant exterior colors of tile main residence.
- b. Materials should match those of the main residence in both size and color, however, the ACC will approve small pre-fabricated metal storage buildings,

A C C GUIDELINES (cont.)

providing the color blends with the main residence.

- c. An outbuilding should have a peaked roof, no higher than nine (9) feet from the ground to the highest point, and a maximum of ten-by-twelve (10x12) foot floor space.
- d. Structure must be at least three (3) feet from side fence and a minimum of three (3) feet off rear property line. The distance from side fence will be determined based on visibility from the street in front of the lot. Location must also be far enough away from any fence to allow for drainage to occur entirely on the owner's lot.
- e. Storage building placed on a concrete slab on top of a utility easement will require letters of Consent to Encroach as it will not be considered portable. Most electric service providers currently charge \$125.00 for this consent letter. If a storage building is not on the utility easement, but on a slab, and can be moved, the ACC will consider it as portable.
- f. No storage building can be built up against any side or rear wall of home unless its maximum height is less than six (6) feet and it is not visible above the fences. It must also comply with all the other requirements for proper construction, size and location to meet City Code.
- g. Playhouses or forts must be no higher than nine (9) foot maximum. If fort has a platform, then platform can be no higher than four (4) feet off ground and centered in back yard to protect neighbor's privacy.
- h. Gazebo - Freestanding - Must be at least six (6) feet away from house. Case-by-case with a maximum height at peak of eleven (11) feet and must be three (3) feet off side and back fence.

2.0. Basketball Goals

- 2.1 The basketball goal backboard, net and post must be maintained in excellent condition at all times.
- 2.2 If the backboard is mounted onto the roof by use of a small, triangular mounting structure, the mounting structure must be painted to match the shingle color.
- 2.3 Rims must be ten (10) feet in height.
- 2.4 Backboard must be regulation size and color.
- 2.5 Must be mounted on garage or, if portable, placed on the side of driveway no further than the setback line of the property.
- 2.6 If any complaints are received within six (6) months after installation, the basketball goal will be subject to immediate removal at the request of the ACC.
- 2.7 When not in use, Basketball Goals must be stored out of public view.

3.0 Patio Covers

- 3.1 Should be constructed of materials which complement the main structure.
- 3.2 Prefab covers made of aluminum may be approved providing they are of an earth tone color -unfinished aluminum will not receive ACC approval. All metal must be painted and certain structures using fiberglass roofing and wood frame may be allowed to go unpainted provided treated wood is used.
- 3.3 If attached to house, must be integrated into existing roof line (flush with eaves), and if it is to be shingled, shingles must match roof. Entire patio cover and posts should be trimmed out to match house. Supports must be painted wooden or metal columns.
- 3.4 At no time, however, shall a shingled roof be allowed with an unpainted frame. Frame will have to be painted to match trim of house whether treated or untreated wood is used.
- 3.5 Patio construction materials are as follows:

A C C GUIDELINES (cont.)

- a. Painted aluminum (to match trim of house)
- b. Painted wood (to match trim of house)
- c. Natural pressure treated wood such as cedar, fir, redwood, may be used. Treated pine must be painted or stained.
- d. Fiberglass is acceptable and earth tone colors such as tan, brown, beige, clear may be used. No green or yellow is allowed. Edges of fiberglass must not be visible from surrounding properties or from the street.
- e. If canvas is used as roofing material on a patio cover, it must be an earth tone color and the structure must be located where it is not visible from the street. Also, the canvas must be kept in quality condition or its removal will be requested by the ACC. No blues or greens allowed for residential use. Commercial use allows the use of green.

General Note: All patio cover material, i.e.; fiberglass, corrugated aluminum, metal, wood, lattice, must be completely framed in so that no raw edges of material are visible.

- 3.6 Patio covers may not encroach into any utility easement unless the utility companies involved have granted their written consent to such encroachment.
- 3.7 Patio covers must be situated on the lot to provide drainage solely into the owner's lot. If a proposed patio cover location is less than five (5) feet away from a side lot line, the ACC will require that it be guttered with down spouts if it is to be a solid cover.

4.0 Room Additions

- 4.1 Exterior materials and colors should match the house as much as possible. 4.2 Detailed plans must be submitted to the ACC.
- 4.3 Room additions may not encroach into any utility easement unless the utility companies involved have granted their written consent to such encroachment.
- 4.4 On individual basis. Size and shape will depend on architectural style and layout of home, size of lot, and how well room addition integrates with existing home. Addition of a storage area will not qualify as a bona fide room addition and will not be permitted. Plans for room addition must show a room of reasonable size to constitute a legitimate request for a room addition. Roof of addition must integrate with existing roof line as to appear to have been part of the original home. Room additions cannot exceed one-third of the remaining back yard, but may be denied for other reasons, i.e.; structural integrity, architectural suitability, etc., even if it does only use one-third (1/3) of the remaining yard.
- 4.5 Building permits as required by the municipality (city, county, etc.) must be submitted with the "Architectural Control Application" form. In some instances, the ACC will grant approval with the provision that a copy of the permit must be received by the ACC within thirty (30) days of the approval letter.
- 4.6 No covered extensions, permanent or temporary, may be placed over an existing driveway, or a driveway that may be built in the future as a stand alone or extension of the garage. This applies to as is commonly referred to a "carport" structure.

5.0 Exterior Painting

- 5.1 Earth tone colors were most often used when homes were constructed. In general, an earth tone color should receive ACC approval. Other earth tone blend colors will be considered. ACC will provide a chart of acceptable colors. The color of neighboring homes will be taken into consideration along with the applicant's house brick features.

6.0 Storm Windows and Storm/Screen Doors

- 6.1 Providing the frames of these are of a color compatible with the exterior house colors, storm windows and storm or screen doors should receive ACC approval.

A C C GUIDELINES (cont.)

7.0 Decks

- 7.1 Decks may not encroach into any utility easement unless the utility companies involved have granted their written consent to such encroachment.
- 7.2 Decks should not be situated on the lot so that they may pose a problem to the effective drainage of the lot or neighboring lot.
- 7.3 Decks cannot be higher than eighteen (18) inches.
- 7.4 Decks should be situated inside fence in the back yard and not visible from the street.

8.0 Swimming Pools and Spas

- 8.1 No pool or spa of any type may encroach into any utility easement unless the utility companies involved have granted their written consent to such encroachment. Consent must be received prior to approval. NOTE: Most utility providers currently charges \$125.00 for this consent letter. Installation of new pool construction must receive ACC approval PRIOR to the beginning of construction and design layout must meet the approval of all sections included in 8.0.
- 8.2 Ideally, any pool or spa should be located at least five (5) feet from a side and rear lot line to maintain proper drainage on lot. However, a minimum of three (3) feet will be allowed in certain instances.
- 8.3) Above ground pools will receive special consideration. Above ground pool acceptable provided it is not over four (4) foot in height. Decking around pool cannot be over eighteen (18) inches above ground so to ensure privacy of neighbors. If there is a walkway around pool, it cannot be wider than two (2) feet nor higher than the wall of tile pool. Railings for walkway cannot be visible above the six (6) foot fence. It must also be three (3) to five (5) feet from the side and rear fences.
- 8.4 Pool enclosures will be reviewed on an individual basis and height should not exceed twelve (12) feet. Committee finds screened enclosure acceptable provided adequate tree planting is installed as per ACC recommendations for screening.
- 8.5 Swimming Pools and Spas must be kept in a healthful condition at all times. ACC Committee or Board of Directors retain the right to inspect any swimming pool or spa located on any property in CFW if a complaint has been received, in writing, with regards to a perceived un-healthy condition of either swimming pool or spa. Property owner is required to correct any such condition in a timely manner as agreed to by all parties.

9.0 Solar Panels

- 9.1 The ACC will approve solar panels which are unobtrusive and which blend in with the roof shingle color.
- 9.2 Parabolic solar collectors which are not mounted so as to be flush with the roof will not be approved.
- 9.3 Solar panel frames should be bronze or black in color in order to best blend in with the shingles. All unfinished aluminum must be painted the color of the shingles.
- 9.4 No solar panel should be mounted so that it extends above the roof line.
- 9.5 Solar screens allowed on windows. .
- 9.6 Colors and manufacturers must be acceptable to ACC for both screens and panels.
- 9.7 Solar film must be non-reflective type.

10.0 Satellite Dishes

- 10.1 Maximum height often (10) feet. If below six (6) feet and not visible above the fence,

no screening is required. Satellite dish must be of mesh, painted a dark color; no fiberglass or solid material to be used. No satellite dishes may be mounted in front yard or on the front of any house.

10.2 Must be screened from street view - defined as any street. Screening must be of sufficient height to screen the dish.

10.3 A wooden or lattice screen will be used as screening. Edges of lattice walls must be framed in so that they are not exposed. Structure must be freestanding and cannot be joined to a side or rear fence.

A C C GUIDELINES (cont.)

10.4 Must be placed in rear/back side of house and not visible from street and screen should be at least five (5) feet from side and at least eight (8) feet from back fence but not on utility easement without a consent to encroach letter.

11.0 Fence and Fence Extensions

11.1 On a Case by case basis.

11.2 No higher than six (6) feet and granted on limited basis only. Consents from all affected neighbors must be submitted in order to be considered for height extension.

11.3 No painting, staining, or varnishing of fence.

11.4 Cedar, treated pine or painted wrought iron only.

11.5 No split rail fences or decorative fencing permitted.

11.6 Fence extension requests should be submitted by both neighbors sharing the side lot line and fence, except in the case of a corner lot.

11.7 No fence may extend so as to encroach across the front building line.

11.8 If both neighbors do not concur as to a proposed fence extension, the ACC will examine the effect the fence extension will have on both properties. If one party will suffer detrimentally from the extension (i.e.; will totally enclose a bay window) the ACC will reject the application.

11.9 Only fence extensions which will be installed picket side out shall be considered by the ACC.

11.10 Replacement or repairs of fence must be made with similar materials and construction details as used in original fence.

11.11 A length of board that runs horizontal ly to the ground and is conventionally installed along the bottom of the fence line will be considered on a case by case basis. The board is commonly referred to as "rot board" and must follow these conditions to be considered for approval.

a. The board(s)'s width must not have a greater effect on the overall height of the fence than the maximum allowed plus the "rot board" width..

b. The board(s) may not be wider than eight (8) inches.

c. Fence materials used should be either one-by-four (1 x 4) or one-by-six (1 x 6) material, similar to other building material used.

12.0 Decorations

12.1 On a Case by case basis.

On front lawns of lots and on any portion of a lot visible from any street, there shall be no decorative appurtenances placed, such as sculptures, birdbaths, birdhouses, fountains, swing sets or swing or other decorative embellishments unless such specific items have been approved in writing by the ACC.

12.2 Benches, burglar bars and gates will be reviewed on an individual basis.

12.3 House numbers may be placed on house or mailbox, but not on any type of

freestanding structure in front yard.

13.0 Exterior Lighting

13.1 Additional exterior lighting should not be of a wattage or lumen count which will

A C C GUIDELINES (cont.)

affect neighboring homes. No mercury vapor lights or equivalent lighting may be used in front of any property/house, along any driveway or installed where visible from street. Mercury Vapor lights or the equivalent may be installed out of front street sight line in Back yard of property. If ACC or Board of Directors receive complaints from other neighbors which are connecting to property that such lighting causes distress or other problem for them, the ACC or Board of Directors will ask that such lighting be moved to eliminate any such disturbance or removed completely. Property owners or homeowners whose backyard does not connect to another homeowner in CFW (backyard to backyard) may receive approval for installation of mercury vapor or equivalent lighting if not visible from front or street sight view of property.

13.2 Directional lights or floodlights must be aimed so as not to shine in the windows of neighboring homes.

13.3 Low voltage landscape lighting should receive ACC approval.

13.4 Yard lights may be gas or electric. Single lamp only. Maximum height six (6) feet.

May be in front or back. Gas or electric lights must be black, brown or white, depending on color of house and determination of suitable color will be the decision of the ACC.

14.0 Mailboxes

14.1 In subdivisions where communal mailboxes are not in use, changes or improvements made to the initial mailbox will require ACC approval.

14.2 Replacement of the original pole with a wooden post should receive ACC approval. If the post is to be painted or stained, a paint sample must be included with the application. The ACC will consider the effect a painted or stained post will have on the street if the proposed color will not readily blend in with the surrounding materials, that portion of the application will be denied.

14.3 Bricked mailbox stands should receive approval providing the brick matches the house, the stand is appropriate in size and design and will meet US Post Office requirements. A specific sketch should be included with the application.

14.4 In subdivisions or sections of subdivisions which use the communal mailboxes, applications for the installation of individual mailboxes will be disapproved.

15.0 Wind Turbines

15.1 Wind turbines should be mounted in the rear portion of the roof so that they are not visible from the front or above the roof line.

15.2 The wind turbines preferably should either be a color which will blend with the shingle color instead of unfinished aluminum or be painted to match the shingle color.

16.0 Outdoor Walkway or Pathway

16.1 Material must be approved by ACC as to aesthetics and appropriate.

17.0 Gate Covers

17.1 Full wooden panel to match trim of house or wrought iron, wire mesh, screen.

17.2 No chicken wire or lattice.

18.0 Burglar Bars

18.1 Acceptable provided in harmony with house.

18.2 Painted to match exterior trim.

19.0 Landscaping

19.1 Timbers, bricks, stones, (use native Texas stone), flower bed borders, landscape lights,

A C C GUIDELINES (cont.)

trellises and sprinklers are appropriate but should receive ACC approval prior to installation.. Plant vegetation must be kept in place and maintained in concert with the majority of homes in CFW. No homeowner, or if in the case of leased property lessee, may remove landscape plantings from the front or side of house on a permanent basis. If property owner wants to upgrade front yard or side yard landscaping, said replacements must be done on a temporary basis and area is not to be left vacant for a period of more than two (2) weeks from start of upgrade. Lessee's of properties owned by homeowners in CFW must receive written permission from the property owner before any such change is made to the landscaping of properties.

19.2 Must compliment style and architecture of home and conform to color scheme of immediate neighborhood.

20.0 Antennas

20.1 Installed on back side of house, lower than roof line and must not be visible from the street.

20.2 If lot backs onto vacant property and can be seen from entrance to subdivision or adjacent road, screening will be required. Planting of trees or lattice structure for satellite dish can be modified for this purpose.

20.3 Not allowed on corner lot if visible from front or side street, regardless of screening.

21.0 Swing Sets

21.1 Maximum height of eight (8) feet.

21.2 Location will be considered for neighbors privacy and approval from the ACC is required.

22.0 Driveway Extension/Sidewalks

22.1 On a Case-by-case.

22.2 Driveway extensions cannot extend any further on either side of driveway than three (3) feet with a five (5) foot maximum in certain instances. Driveway extensions can extend no nearer to side property line than three (3) feet; five (5) feet in certain instances. No extensions will be considered between the curb and sidewalk. Materials used must conform to original materials (concrete).

22.3 All sidewalks in the side yard must be no greater than thirty-six (36) inches wide and centered between house and property line. Thirty (30) inches is the recommended width for the standard five (5) foot side yard. No sidewalks may be installed or replaced in front yard that is not consistent with the majority of other sidewalks and must include materials as used in original build-out of sidewalks.

23.0 Garage Conversions, Carports, Detached Garages

23.1 Conversions are permitted provided there are no exterior changes to garage.

23.2 Detached garage/carports are permitted on a very limited basis and can only be used to store additional vehicles.

23.3 Detached garages not permitted on standard size lot.

23.4 Driveways can never be removed from front yard even if alternate garage is built.

24.0 Window Air Conditioners

24.1 Must not be visible from street.

25.0 Window Shades/Awnings

- 25.1 Canvas awnings will not be permitted to be installed on windows to reduce solar exposure unless they are on the back side of house on an interior lot and not visible at all from the street. On a corner lot or lot that backs onto a street, canvas awnings will not be

A C C GUIDELINES (cont.)

permitted at all. When allowed, they must be earth tone colors, no blues, greens, etc. and must be kept in excellent condition at all times or will be subject to immediate removal upon notification by the ACC of their unacceptable condition.

- 25.2 Awnings will still be allowed for use on playhouses and patio covers, provided they also comply with above mentioned requirements for proper location and color.
- 25.3 Metal and wooden slat-type shades may be allowed by the ACC if they are deemed necessary in reduction of solar exposure and installation on appropriate windows will be determined by the ACC. At no time, however, will they be allowed on windows on the fronts of the homes.

26.0 Playhouses, Forts, Jungle Gyms and Climbing Structures

- 27.1 Structures (playhouses, forts, jungle gyms and climbing structures), may not be located nearer than ten (10) feet to any property line or fences and may not be more than ten (10) feet in height. (revised: 08/01/91)
- 27.2 Walking decks on such structures may not exceed five (5) feet maximum height. Such structures may only be located in back yards.

27.0 Roofs

- 28.1 All roof shingle replacements must use only approved colors and materials.
- 28.2 All shingles must be made of composition material. Absolutely no wooden or tile shingles will be allowed. Metal roofing material, of any kind, will be considered by the ACC on a case by case basis.. Absolutely no rolled roofing materials will be considered.
- 28.3) All shingles must either match or complement the exterior color scheme of the main structure (house).
- 28.4 When repairing or replacing only a portion of the existing roofing, all replacement shingles must closely match remaining existing roofing as to color and type.
- 28.5 Colors will be reviewed on a case-by-case basis; however, generally only brown/earthtones will be considered. Absolutely no white or colored (i.e.: red, green) will be considered.

28.00 Demolition of burned out or damaged properties in Candlelight Forest West.

- 28.1 Any house which sustains damage by fire, act of God, or other catastrophic event must be replaced within six (6) months following such damage and re-build plans must be submitted to the Architectural Controls Committee for approval before any construction begins.
- Within a reasonable period of time as agreed upon between property owner and the Board of Directors or ACC Committee, residue from any above mentioned catastrophic event must be cleaned up and removed completely in a timely manner as is practical, but in no instance can it remain for a period of more than ninety (90) days from date of event.
- EXCEPTION: If any residue from a catastrophic event cannot be removed within the time period allotted Due to any of the following: Law Enforcement Investigation, Insurance Company Settlement, or the like, the Board of Directors or ACC Committee must be notified by the property owner of such delay, in detail, in a timely manner.
- Notwithstanding the previous waiver, devastated properties must be cleared "to the ground" within the above referenced time frame. Any property owner who sustains a catastrophic event as described above who does not clear and clean up said property will be contacted by legal counsel for Candlelight Forest West and will receive a request to cooperate with this section of the guidelines. If in the event no effort is made to comply, appropriate action will be taken by the Homeowner's Association to seek compliance.

IN WITNESS WHEREOF, we, being all the directors of the CANDLELIGHT FOREST WEST MAINTENANCE FUND, INC. have hereunto set our hands this 13th day of November, 2001

__Dr. Jon Enloe_(Original signature appears on filed copy)__
President and Director

__Brenda Harding_(Original signature appears on filed copy)__
Secretary and Director

__Mary Beth Hayes_(Original signature appears on filed copy)__
Treasurer and Director

__Travis Johnson_(Original signature appears on filed copy)__
Director

__Cathy Miller_(Original signature appears on filed copy)__
Director

__Stanley Ruggiero_(Original signature appears on filed copy)__
Director

__Merle Morris_(Original signature appears on filed copy)__
Director

CERTIFICATION

I, the undersigned, do hereby certify:

THAT I am the duly elected and acting secretary of the **CANDLELIGHT FOREST WEST MAINTENANCE FUND, INC.** , a Texas Non-Profit Corporation, and,

THAT the foregoing Architectural Control Committee Guidelines constitute the Architectural Control Guidelines of said Association, as fully adopted at the meeting of its Directors, held on the 13th day of November, 2001. The prescribed majority of Members voting in the affirmative by petition, duly notarized and validated for authenticity of signatures, having been presented to the Board of Directors with a Request to Ratify attached. Said petition was accepted by the Board of Directors as the mandate of the majority of Members, with a motion to ratify duly made and passed.

IN WITNESS WHEREOF, I have hereunto subscribed my name this 13th day of November, 2001.

Brenda Harding_(Original signature appears on filed copy)_

SECRETARY

____BRENDA HARDING_____

Printed Name:

* Notarized affidavits follow on filed copies.

Architectural Controls Committee Guidelines
Amended June 14th, 2005

IN WITNESS WHEREOF, we, being all the directors of the **CANDLELIGHT FOREST WEST MAINTENANCE FUND, INC.** have hereunto set our hands this 14th day of June, 2005

Dr. Jon Enloe *Dr. Jon Enloe*
President and Director

Jo Ann Plasek *Jo Ann Plasek*
Secretary and Director

Mary Beth Hayes *Mary Beth Hayes*
Treasurer and Director

Travis Johnson *Travis Johnson*
Director

Anita K. Johnson *Anita K. Johnson*
Director

Betty Smith *Betty J. Smith*
Director

Patty Robinson *Patty Robinson*
Director

Roberta Fronck *Roberta M. Fronck*
Director

ANY PROVISION HEREIN WHICH RESTRICTS THE SALE, RENTAL, OR USE OF THE DESCRIBED REAL PROPERTY BECAUSE OF COLOR OR RACE IS UNLAWFUL AND UNENFORCEABLE UNDER FEDERAL LAW, THE STATE OF TEXAS, AND COUNTY OF HARRIS.
I hereby certify that this instrument was FILED in File Number Sequence on the date and at the time stamped hereon by me, and was duly RECORDED. In the Official Public Records of Real Property of Harris County, Texas on

JUL - 1 2005



Dorely B. Kuykendall
COUNTY CLERK
HARRIS COUNTY, TEXAS

notice

CERTIFICATION

Y581302
07/01/05 200894684

\$40.00

The undersigned, do hereby certify:

10) THAT I am the duly elected and acting secretary of the **CANDLELIGHT FOREST WEST MAINTENANCE FUND, INC.**, a Texas Non-Profit Corporation, and, 12

THAT the foregoing Architectural Control Committee Guidelines constitute the Architectural Control Guidelines of said Association, as fully adopted at the meeting of its Directors, held on the 14th day of November, 2005, with a motion to ratify duly made and passed. *CHANGED DATE TO JUNE*

IN WITNESS WHEREOF, I have hereunto subscribed my name this 14th day of June, 2005.

Jo Ann Plasek
SECRETARY

Jo Ann Plasek
Printed Name: Jo Ann Plasek

NOTORIZATION

State of Texas)
)SS:
County of Harris)

On this, the 14th day of June, 2005, before me a notary public, the undersigned officer, personally appeared Jo Ann Plasek, known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument, and acknowledged that she executed the same for the purposes therein contained.

In witness hereof, I hereunto set my hand and official seal.

Mary Ann Sherrill

Notary Public

(SEAL AFFIXED HERE)

