

**FIFTH SUPPLEMENT TO DECLARATION
OF COVENANTS, CONDITIONS AND RESTRICTIONS**

***Eaglewood Subdivision
Annexation of Eaglewood Sec. 6***

THIS FIFTH SUPPLEMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS (this "Fifth Supplement") is made and entered into effective as of June 28, 2002 by **KB HOME LONE STAR LP**

WHEREAS, the Declarant filed for record that certain **Declaration of Covenants, Conditions and Restrictions for Eaglewood Subdivision**, on or about December 10, 1999 (the "Declaration") as Document Number 1999106014 in the Real Property Records of Fort Bend, Texas (such property referenced in the Declaration with all property annexed to such property and subject to the Declaration, hereinafter, the "Original Property"); and

WHEREAS, Section 7.16 of the Declaration provides that the additional property may annex property adjacent to or adjoining the Original Property or property adjacent to or adjoining property annexed to the Original Property by action of the Board of Directors; and

WHEREAS, the Declarant filed for the record that certain **Third Supplement to Declaration of Protective Covenants for Eaglewood (Annexation of Section Four)**, on or about October 01, 2001, as Document Number 2001091964 of the Real Property Records of Fort Bend County, Texas;

WHEREAS, the Declarant filed for the record that certain **Fourth Supplement to Declaration of Protective Covenants for Eaglewood (Annexation of Section Five)**, on or about April 02, 2002, as Document Number 2002032874 of the Real Property Records of Fort Bend County, Texas

WHEREAS, the Declarant owns certain property located adjacent to the Original Property known as **Eaglewood Sec. 6** as more particularly described in that certain Final Plat recorded on or about April 2, 2002 as Document Number 2291B of the Real Property Records of Fort Bend County, Texas (the "Supplemental Property"); and

WHEREAS, Declarant desires to annex the Supplemental Property with the Original Property so that the terms, conditions, covenants and restrictions set forth in the Declaration shall apply to the Supplemental Property;

WHEREAS, unless otherwise provided in this Fifth Supplement, definitions contained in the Declaration shall have the same meaning in this Fifth Supplement; and

NOW, THEREFORE, in consideration of the foregoing and other good and valuable consideration, the receipt, adequacy and sufficiency of which is hereby acknowledged, Declarant hereby agrees to supplement the Declaration as follows:

1. Declaration in Effect. The foregoing recitations are true and correct.

HOLD	FIRST AMERICAN TITLE INSURANCE COMPANY OF TEXAS
	GF # _____
	CLOSER _____

2. Annexation of Supplemental Property. The Supplemental Property is hereby annexed into the Declaration and all terms, conditions, covenants and restrictions of the Declaration shall be applicable to the Supplemental Property, including, but not limited to the obligation to pay dues, charges and assessments to the Association.

3. No Further Changes. Except as expressly set forth herein, the Declaration shall remain unchanged and shall continue in full force and effect.

IN WITNESS WHEREOF, the Declarant has executed this Fifth Supplement as of the date and year first above written.

DECLARANT

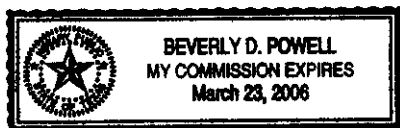
KB HOME LONE STAR LP

By: KBSA, Inc., a Texas corporation, its general partner

By: Michael L. Rafferty
Name: Michael L. Rafferty
Title: Sr. Vice President

State of Texas §
 §
County of Harris §

This instrument was acknowledged before me this 3rd day of July, 2002, by Michael L. Rafferty, Senior Vice President of KBSA, Inc., the general partner of KB Home Lone Star LP.



Beverly D. Powell
Notary Public, State of Texas

After recording return to:

KB Home Lone Star LP
Attn: Mr. Jay Douglas
9990 Richmond Avenue, Suite 400
Houston, Texas 77042

THIS DOCUMENT WAS FILED
BY & RETURNED TO:
FIRST AMERICAN TITLE

FILED AND RECORDED
OFFICIAL PUBLIC RECORDS

Dianne Wilson

2002 JUL 09 02:20 PM 2002072813
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DIANNE WILSON, COUNTY CLERK
FORT BEND COUNTY, TEXAS