

THE STATE OF TEXAS |
COUNTY OF MONTGOMERY |


VARIANCE FROM A DEED RESTRICTION

WHEREAS, The Deed Restriction, Paragraph 3G, Page 353, Volume 789 in DEEDS 299 649 was not complied with for the East Side of LEO ST.AUBIN'S House built in 1984 on Lot 40, Block 3, Section I of Cape Conroe, a subdivision of Montgomery County, Texas. This was recently discovered from a survey for LAWRENCE GIFT who is now building a house on Adjacent Lot 41, Block 3. The location of the Interior Lot Line between these lots shows that the distance from LEO ST.AUBIN'S roof overhang from this interior lot line is 31 inches compared to the required 48 inches.

WHEREAS, This variance is not subject to any legal action, LEO ST.AUBIN desires that his records with the County Clerk of Montgomery County, Texas include this variance.

NOW THEREFORE, the Cape Conroe Property Owners Association, Inc. acting by and through the Cape Conroe Property Owners, do hereby acknowledge and approve this variance for record.

EXECUTED This 03 day of March 1995.

Ruth H. Meyers


CAPE CONROE PROPERTY OWNERS ASSOCIATION, INC.

BY: *Alvin Kay*
Alvin Kay, President

By: *G.H. Weekley*
G.H. Weekley, Chm.
Architectural Control Committee

Accepted By: *Leo St. Aubin*
Leo St. Aubin, Owner


Notary Public for the County of Montgomery State of Texas
G H WEEKLEY
607 MOONWALK LANE
MONTGOMERY, TEXAS
77356

I hereby certify that this instrument was filed in File Number Sequence on the date and at the time stamped herein by me and was duly RECORDED in the official Public Records of Real Property of Montgomery County, Texas.

FILED FOR RECORD
95 MAR 15 AM 11:40

MAR 15 1995

MARK TURNBULL, CO. CLERK
MONTGOMERY COUNTY, TEXAS
MB DEPUTY


Mark Turnbull
COUNTY CLERK
MONTGOMERY COUNTY, TEXAS