

**FIRST AMENDMENT
TO THE
BY-LAWS OF HR HOMEOWNER'S ASSOCIATION, INC.**

COLLIN COUNTY, TEXAS

STATE OF TEXAS §
 §
COUNTY OF COLLIN §

KNOW ALL MEN BY THESE PRESENTS:

This FIRST AMENDMENT TO THE BY-LAWS OF HR HOMEOWNER'S ASSOCIATION, INC. (this "First Amendment") is made effective the ____ day of _____, 2006, by HR Homeowner's Association, Inc. (the "Association").

WITNESSETH:

WHEREAS, MCA-Plano Investment II, Ltd., a Texas limited partnership (the "Declarant") prepared and declared an instrument entitled Declaration of Covenants, Conditions and Restrictions for Hickory Ridge, dated January 8, 2002, and filed of record Doc/Num 2002-0003699 and at Volume 05080, Page 01346, *et seq.* Deed Records, Collin County, Texas (hereinafter referred to as the "Declaration"); and

WHEREAS, by-laws were adopted for the Association and are entitled By-Laws of HR Homeowner's Association, Inc. (the "By-Laws"); and

WHEREAS, pursuant to Article VI of the By-Laws which is entitled "AMENDMENTS", the By-Laws may be:

altered and repealed and By-Laws may be made at any annual meeting of the members or at any special meeting thereof if notice is contained in the notice of such special meeting by the affirmative vote of a majority of the membership entitled to vote thereat, or by the regular meeting of the Board of Directors, at any regular meeting of the Board of Directors, or at any special meeting of the Board of Directors, if notice thereof is contained in the notice of such special meeting.

and;

WHEREAS, the Board of Directors, pursuant to Article VI of the By-Laws, desires to amend Article III of the By-Laws to increase the number of directors from three (3) to five (5) and

to limit membership of the Board of Directors to (i) members of the Association who have been members of the Association for at least twenty-four (24) months, and/or (ii) to an immediate family member of the Association member who is residing on a full time basis at the same address within the Hickory Ridge development as the Association member, and who has resided on a full time basis with the Association member for at least twenty-four (24) months prior to serving on the Board of Directors; and

WHEREAS, a majority of the members of the Board of Directors of the Association have approved of this First Amendment at a _____ meeting of the Board of Directors of the Association, as evidenced by the signature of the President of the Association hereinbelow.

NOW, THEREFORE, the By-Laws of the Association are hereby amended as follows:

1. Article III, Section 1 of the By-Laws is hereby amended by deleting that section in its entirety and replacing it with the following language:

SECTION 1. NUMBER, TERM AND QUALIFICATIONS.

–The number of directors shall be five (5). The directors shall be elected at the annual meeting of the members and each director shall be elected to serve until their successors shall be elected and shall qualify. The number of directors may not be less than three (3). A director must (i) have been a member of the Association for at least twenty-four (24) months prior to serving on the Board of Directors, or, (ii) be an immediate family member (spouse, parent, grandparent, sibling, or child) of the Association member; provided that for the immediate family member to serve as a director, he/she must have also have resided, on a full time basis, at the same address within the Hickory Ridge development as the Association member for a period of at least twenty-four (24) months prior to serving on the Board of Directors. No member and his or her immediate family member may serve on the Board of Directors at the same time unless they are owners of separate lots within the development.

Except as modified by this First Amendment, the By-Laws shall remain in full force and effect.

IN WITNESS WHEREOF, the undersigned officer of HR Homeowner’s Association, Inc. certifies that this First Amendment was approved by a majority of the members of the Board of Directors at a _____ meeting of the Board of Directors held on _____, 2006.

HR HOMEOWNER’S ASSOCIATION, INC.

By: _____
President

STATE OF TEXAS §
 §
COUNTY OF _____ §

BEFORE ME, the undersigned authority, a Notary Public in and for said county and state, on this day personally appeared _____, President of HR Homeowner’s Association, Inc., a non-profit corporation, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that (s)he executed the same for the purposes and consideration therein expressed, in the capacity therein stated and as the act and deed of said corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this ___ day of _____, 2006.

Notary Public in and for the State of Texas

AFTER RECORDING RETURN TO:

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