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## LIMITED WAIVER OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR ALLEN PLACE ADDITION

STATE OF TEXAS §
COUNTY OF TARRANT §

KNOW ALL MEN BY THESE PRESENTS:

Allen Place Joint Venture ("Declarant") made and filed a Declaration of Covenants, Conditions and Restrictions for the Allen Place Addition to the City of Fort Worth ("Covenants"), which were recorded at Volume 10565, Page 1382, of the Real Property Records of Tarrant County, Texas.

Therein, Declarant established certain restrictions on the construction of living units (defined therein) within the Allen Place Addition, and provided a "New Construction Committee" with the power to grant variances from compliance with such restrictions.

The undersigned comprise all of the members of the New Construction Committee for Allen Place Addition, and have been requested to grant a variance to the requirement in the Covenants that access to garages on lots 21, 22, 24, and 28, Block 2, Allen Place Addition, must be from a public alley. The request for variance is made because the topography of such lots is such that it is not feasible to access the garages on such lots from the alley.

As evidenced by their signatures below, the undersigned do hereby grant a variance from such requirement, and do hereby authorize, consent and approve that access to garages on lots 21,

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22, 24, and 28, Block 2, Allen Place Addition, as shown on the Corrected Plat filed at Volume 388-196, Page 38, Plat Records, Tarrant County, Texas, be accessed from Allen Place Drive, rather than from the public alley at the rear of such lots.

This variance from the Covenants is given by the New Construction Committee in accordance with Section 8, Article IV of the Declaration of Covenants, Conditions and Restrictions referred to above.

EXECUTED this 2 day of Warch , 1994.

NEW CONSTRUCTION COMMITTEE

JAMES R HARRIS

STEVE HAWKINS

ROBERT H. BARHAM

NOTARY SIGNATURE LEGIBLE

## ACKNOWLEDGMENT

The above and foregoing instrument was acknowledged before me this 2nd day of march, 1994, by James R. Harris, Steve Hawkins, and Robert H. Barham.

FROMMA DEAN PATNOE NOTARY PUBLIC State of Texas Germ. Exp. 05-15-94

My commission expires:

Notary Public, State of Texas

Printed Name of Notary

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When recorded return to: James R. Harris Company, Inc. 6300 Ridglea Place #824 Fort Worth, TX 76116

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D194069884 JAMES R HARRIS CO INC 6300 RIDGLEA PLACE # 824 FT WORTH, TX 76116

-W A R N I N G-THIS IS PART OF THE OFFICIAL RECORD--D O NOT DESTROY

INDEXED -- TARRANT COUNTY TEXAS SUZANNE HENDERSON -- COUNTY CLERK OFFICIAL RECEIPT

> T O: LAWYERS AMERICAN TITLE CO

RECEIPT NO 194177964

REGISTER DR93

RECD-BY PRINTED DATE TIME T003957 03/22/04

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INDEXED TIME

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ANY PROVISION WHICH RESTRICTS THE SALE RENTAL OR USE OF THE DESCRIBED REAL PROPERTY BECAUSE OF COLOR OR RACE IS INVALID AND UNENFORCEABLE UNDER FEDERAL LAW.