

DECLARANT'S SECOND ADDENDUM TO THE
COVENANTS, CONDITIONS AND RESTRICTIONS OF

SCENIC LOOP ESTATES

THIS ADDENDUM is made to that instrument recorded in Vol. 3499, Page 410 et sequentia, of the Bexar County Deed Records, and is made a permanent part thereof. To wit:

- (1) Operation of ultralights is prohibited.
- (2) Declarant may not vary any land use under any circumstance that would cause, as a result of such variance, the emission of smoke, chemicals, or other such pollutants that are harmful to the environment, into the air, the ground or the surrounding area.
- (3) All of that land depicted on the filed plat is defined as "Public Access Airport Property", to assure conformity with the State Property Tax Board's definition of such. Permission to land is not required. That instrument which is on file with the Federal Aviation Administration defining and identifying for aeronautical charts and other purposes the platted property also shall publish the property as public access. This restriction shall run with the other sections of this instrument for perpetuity, or may be modified according to Section Three, Paragraph I.

(a) This clarifies the use of the phrase "non-exclusive, perpetual easement" to be in accord with the State of Texas definition of "public access", which differs slightly from the Federal Aviation Administration who defines a "Public Use" landing area thus: "Permission to land is not required."

(b) This does not mean that the Owner or Operator of the Airfield cannot restrict or control access from the ground for reasons of safety, security, or other circumstances common to the operation of landing areas and the appurtenances thereto. Said control being defined as remote controlled gates, electronically released latches, and other items used to secure areas in common with airport property.

(c) This delineation of public access does not waive, impede, dilute, modify, change, or do any other such similar thing to the Standing Operating Procedures, Pattern Procedures, or any other similar procedure promulgated for the orderly conduct and safe use of the Airfield and enforceable through all legal means available to Declarant. The right to charge landing fees, use fees, or any other such fee (whether it be in effect or not at any time), to transient aircraft, and to levy use and maintenance fees to adjoining property owners, remains with Declarant, or the Owner/Operator of the Airfield, his successors, assigns, heirs, or designees for perpetuity. Declarant being the fee simple owner of said lands and easements.

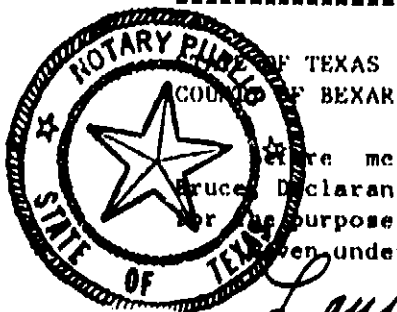
This concludes Declarant's Second Addendum.

Executed by _____, Declarant, 15 Oct 1985.

11/05/86 88268 800198

Robert H. Bruce
\$3.00 Y 1

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I, _____, Notary Public, Bexar County, Texas, do hereby certify that I, the undersigned authority, personally appeared Robert H. Bruce, Declarant, and acknowledged to me that he executed this instrument for the purposes and consideration therein expressed.

Given under my hand and seal of office on 15 October 1985.

Laura A. Calderon, Notary Public, Bexar County.

LAURA A. CALDERON
NOTARY PUBLIC STATE OF TEXAS
MY COMMISSION EXPIRES
8-15-89

Ref to
Robert Bruce
8535 FAIRHAVEN
SAN ANTONIO TX
78229

FILED IN OFFICE
ROBERT D. GREEN
COUNTY CLERK BEXAR CO.

1986 NOV -4 P 4:29

STATE OF TEXAS)
COUNTY OF BEXAR)
I hereby certify that this instrument was FILED in the Public
Recorder on the 6th day of NOV 1986 at the time elapsed herein by act and
was duly RECORDED in the Official Public Records of Real Property
of Bexar County Texas on

NOV 6 1986



Robert D. Green
COUNTY CLERK BEXAR COUNTY TEXAS