



AFTER RECORDING RETURN TO:

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Armbrust & Brown, L.L.P.  
100 Congress Ave., Suite 1300  
Austin, Texas 78701

**EIGHTH AMENDMENT TO  
DECLARATION OF CONDOMINIUM REGIME  
FOR PARADISO VILLAS**

*A Residential Condominium, Located in Williamson County, Texas*

RECONFIGURING UNIT 109

Cross Reference to Declaration of Condominium Regime for Paradiso Villas recorded as Document No. 200609882 in the Official Public Records of Williamson County, Texas, as amended by that certain First Amendment Declaration of Condominium Regime for Paradiso Villas recorded as Document No. 2007023480 in the Official Public Records of Williamson County, Texas, as amended by that certain Second Amendment Declaration of Condominium Regime for Paradiso Villas recorded as Document No. 2007063486 in the Official Public Records of Williamson County, Texas, as amended by that certain Third Amendment Declaration of Condominium Regime for Paradiso Villas recorded as Document No. 2007104795 in the Official Public Records of Williamson County, Texas, as amended by that certain Fourth Amendment Declaration of Condominium Regime for Paradiso Villas recorded as Document No. 2008011334 in the Official Public Records of Williamson County, Texas, as amended by that certain Fifth Amendment Declaration of Condominium Regime for Paradiso Villas recorded as Document No. 2008041131 in the Official Public Records of Williamson County, Texas, as amended by that certain Sixth Amendment Declaration of Condominium Regime for Paradiso Villas recorded as Document No. 2008069380 in the Official Public Records of Williamson County, Texas, and as further amended by that certain Seventh Amendment Declaration of Condominium Regime for Paradiso Villas recorded as Document No. 2009007301 in the Official Public Records of Williamson County, Texas

**EIGHTH AMENDMENT TO DECLARATION OF CONDOMINIUM REGIME  
FOR PARADISO VILLAS**

This Eighth Amendment to Declaration of Condominium Regime for Paradiso Villas (the "Amendment") is made by **NEWMARK HOMES, L.P.**, a Texas limited partnership, debtor in possession ("Newmark"), and is as follows:

**RECITALS:**

A. Paradiso Villas, a condominium regime (the "Regime"), located in Williamson County, Texas, was established pursuant to that certain Declaration of Condominium Regime for Paradiso Villas recorded as Document No. 200609882 in the Official Public Records of Williamson County, Texas, as amended by that certain First Amendment Declaration of Condominium Regime for Paradiso Villas recorded as Document No. 2007023480 in the Official Public Records of Williamson County, Texas, as amended by that certain Second Amendment Declaration of Condominium Regime for Paradiso Villas recorded as Document No. 2007063486 in the Official Public Records of Williamson County, Texas, as amended by that certain Third Amendment Declaration of Condominium Regime for Paradiso Villas recorded as Document No. 2007104795 in the Official Public Records of Williamson County, Texas, as amended by that certain Fourth Amendment Declaration of Condominium Regime for Paradiso Villas recorded as Document No. 2008011334 in the Official Public Records of Williamson County, Texas, as amended by that certain Fifth Amendment Declaration of Condominium Regime for Paradiso Villas recorded as Document No. 2008041131 in the Official Public Records of Williamson County, Texas, as amended by that certain Sixth Amendment Declaration of Condominium Regime for Paradiso Villas recorded as Document No. 2008069380 in the Official Public Records of Williamson County, Texas, and as further amended by that certain Seventh Amendment Declaration of Condominium Regime for Paradiso Villas recorded as Document No. 2009007301 in the Official Public Records of Williamson County, Texas (collectively, the "Declaration").

B. Pursuant to that certain Partial Assignment of Declarant's Rights [Unit 109], recorded as Document No. 2009007317 in the Official Public Records of Williamson County, Texas (the "Partial Assignment"), **CASTLETOP CAPITAL ENERGY, L.P.**, a Texas limited partnership ("Castletop"), assigned to Newmark, among other things, Castletop's right as the "Declarant" under the Declaration to reconfigure Unit 109 in the Regime.

C. In accordance with its rights assigned by Castletop to Newmark pursuant to the terms and provisions of the Partial Assignment, Newmark now desires to amend the Declaration for the purpose of reconfiguring Unit 109 in the Regime.

**NOW THEREFORE**, the Declaration is hereby amended as follows:

1. Reconfiguration of Unit 109 in the Regime. In accordance with the rights assigned by Castletop to Newmark pursuant to the terms and provisions of the Partial

Assignment, Newmark hereby reconfigures the boundaries of Unit 109 in the Regime to be as shown on the revised condominium plats and plans attached hereto and incorporated herein by reference as Attachment 1 (the "New Plats and Plans"). From and after the date hereof, the boundaries of Unit 109 in the Regime shall be as shown on the New Plats and Plans, which shall apply in lieu of the boundaries of Unit 109 in the Regime as shown on the plats and plans attached as Attachment 2 to the Declaration (the "Old Plats and Plans").

2. **Replacement of Plats and Plans.** The Old Plats and Plans are hereby deleted in their entirety and replaced with the New Plats and Plans. Although the only change reflected in the New Plats and Plans is the reconfiguration of Unit 109 in the Regime as provided herein, the New Plats and Plans nonetheless: (i) assign an identifying number to all Units; (ii) describe the portion of the Limited Common Elements created or assigned to all Units; and (iii) include the information required by Section 82.059 of the Texas Uniform Condominium Act.

3. **Miscellaneous.** Any capitalized terms used and not otherwise defined herein shall have the meanings set forth in the Declaration. Unless expressly amended by this Amendment, all other terms and provisions of the Declaration remain in full force and effect as written, and are hereby ratified and confirmed.

*[SIGNATURE PAGE FOLLOWS]*

EXECUTED to be effective as of the 1 day of October, 2009.

NEWMARK:

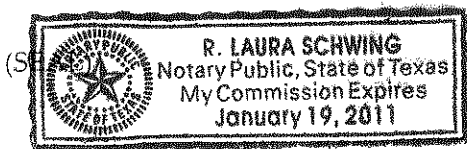
NEWMARK HOMES, L.P., a Texas limited partnership,  
Debtor in Possession

By: TOUSA Homes, Inc., a Florida corporation, General  
Partner, Debtor in Possession

By: WAK  
Printed Name: BILL HAYES  
Title: VP OPERATIONS

THE STATE OF TEXAS §  
COUNTY OF Travis §

This instrument was acknowledged before me this 1<sup>st</sup> day of October, 2009 by Bill Hayes, VP Operations of TOUSA Homes, Inc., a Florida corporation, General Partner of Newmark Homes, L.P., a Texas limited partnership, Debtor in Possession, on behalf of said corporation and limited partnership.



[Signature]  
Notary Public Signature

ATTACHMENT 1

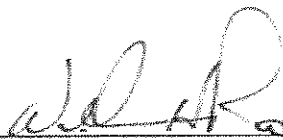
ATTACHMENT 2 TO THE DECLARATION OF CONDOMINIUM REGIME FOR  
PARADISO VILLAS

*SEE EXHIBIT NEXT PAGE ORIGINAL CERTIFICATION*

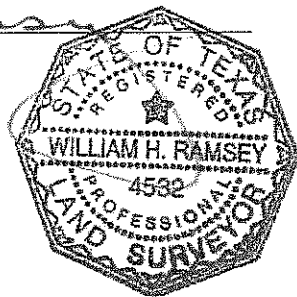
PARADISO CONDOMINIUMS  
A CONDOMINIUM COMMUNITY

KNOW ALL MEN BY THESE PRESENTS:

THAT I, WILLIAM H. RAMSEY, DO HEREBY CERTIFY THAT  
THIS SURVEY CONTAINS ALL THE INFORMATION REQUIRED  
OF PLATS AND PLANS UNDER SECTION 82.059 OF THE TEXAS  
UNIFORM CONDOMINIUM ACT, CHAPTER 82, TEXAS PROPERTY CODE.



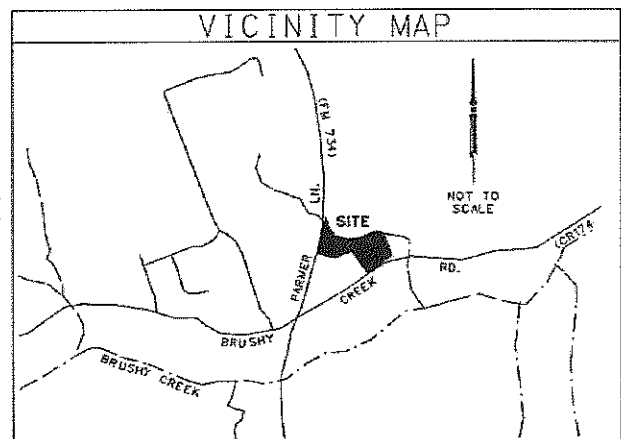
WILLIAM H. RAMSEY  
R.P.L.S. #4532



10-1-09  
DATE

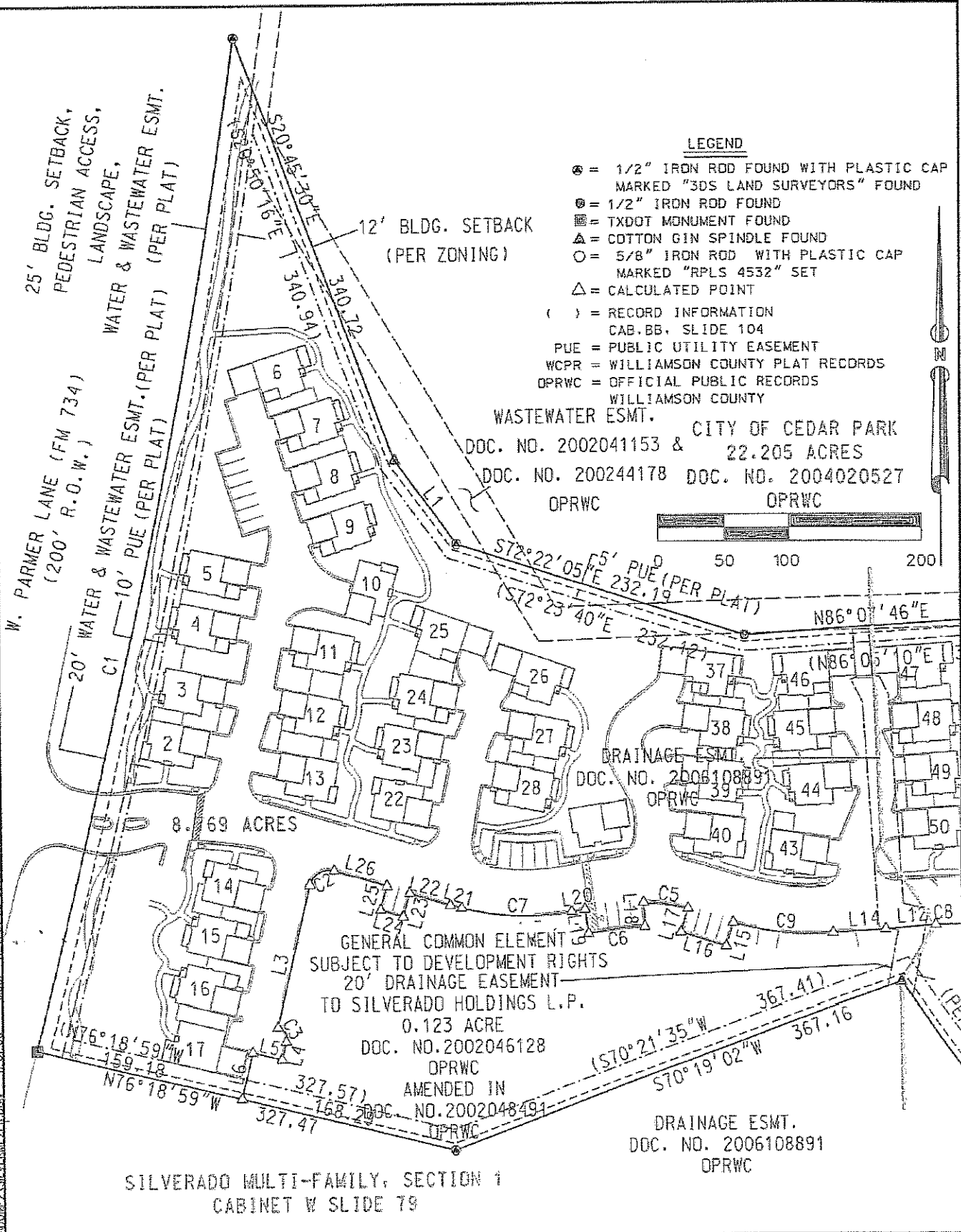
RAMSEY LAND SURVEYING, L.L.C.

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PHONE (512) 301-9398  
FAX (512) 301-9395  
r1survey@flash.net





PROJECT: 9303 SILVERADO MULTI-FAMILY, SECTION 1, CABINET W SLIDE 79, DCS 11-01-06 MCD/ REV. 01-20-08 AM



**LEGEND**

- ⊙ = 1/2" IRON ROD FOUND WITH PLASTIC CAP MARKED "3DS LAND SURVEYORS" FOUND
- ⊖ = 1/2" IRON ROD FOUND
- ⊞ = TXDOT MONUMENT FOUND
- ⊠ = COTTON GIN SPINDLE FOUND
- = 5/8" IRON ROD WITH PLASTIC CAP MARKED "RPLS 4532" SET
- △ = CALCULATED POINT
- ( ) = RECORD INFORMATION CAB. BB. SLIDE 104
- PUE = PUBLIC UTILITY EASEMENT
- WCPR = WILLIAMSON COUNTY PLAT RECORDS
- OPRWC = OFFICIAL PUBLIC RECORDS WILLIAMSON COUNTY

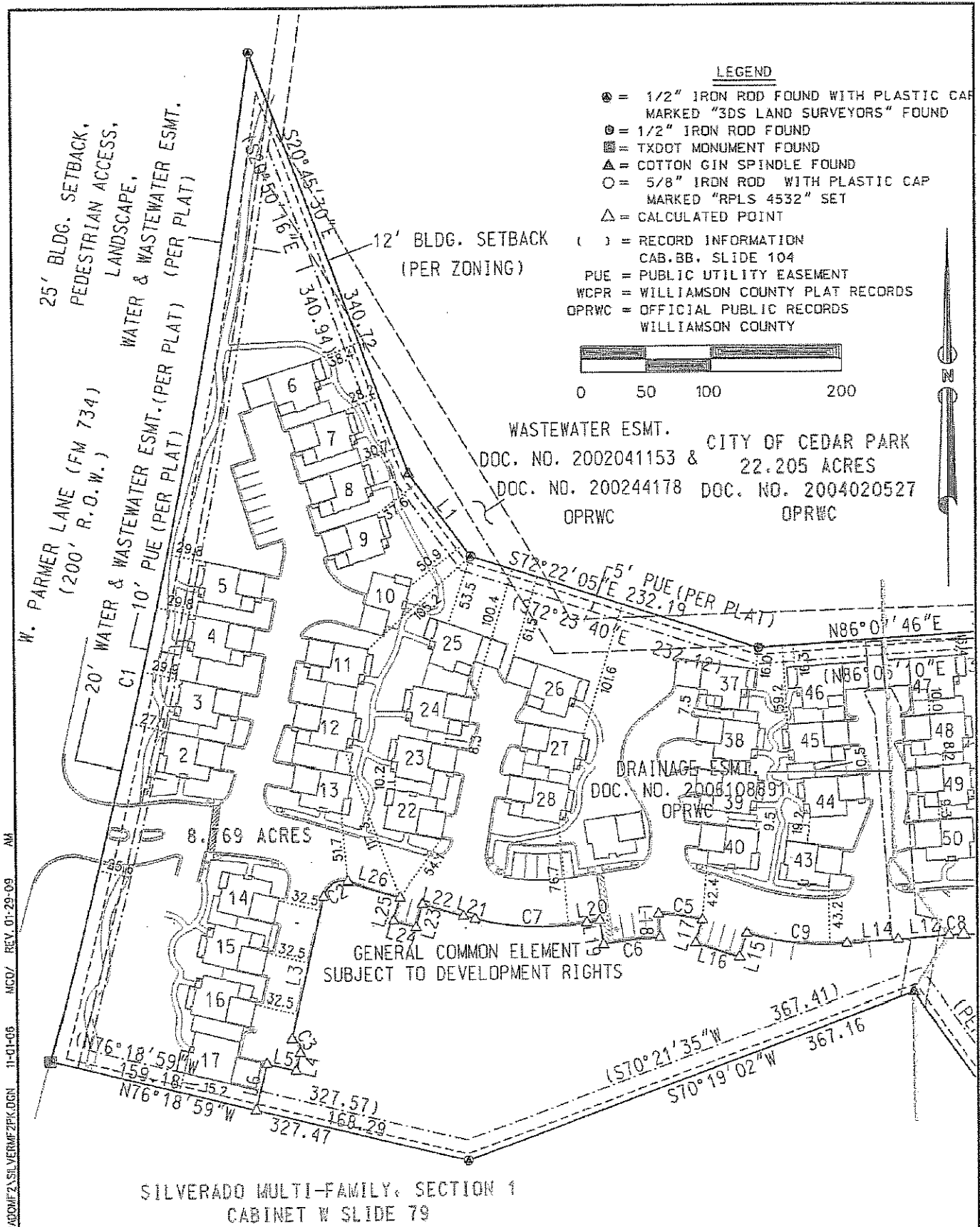


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 bramsey@lrsurveying.com

PARADISO CONDOMINIUMS  
 CONDOMINIUM MAP EXHIBIT

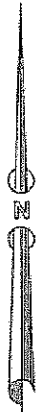
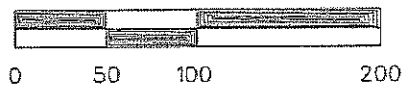






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WASTEWATER ESMT. CITY OF CEDAR PARK  
 DOC. NO. 2002041153 & 22.205 ACRES  
 DOC. NO. 200244178 DOC. NO. 2004020527  
 OPRWC OPRWC

GENERAL COMMON ELEMENT SUBJECT TO DEVELOPMENT RIGHTS

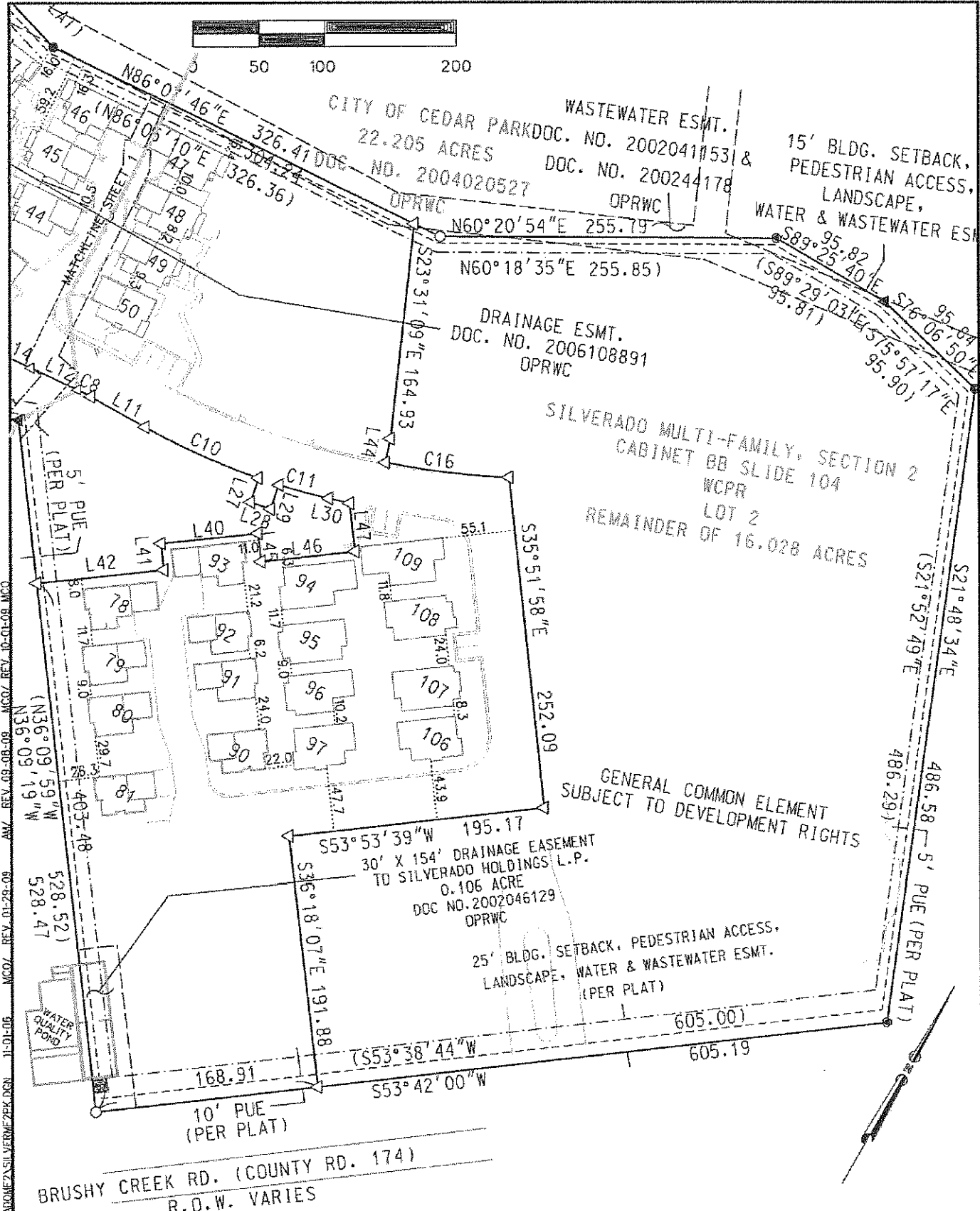
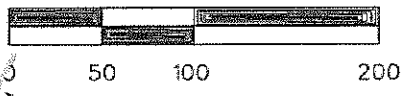
SILVERADO MULTI-FAMILY, SECTION 1  
 CABINET W SLIDE 79

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 bromsey@lrsurveying.com

**PARADISO CONDOMINIUMS  
 DIMENSIONAL CONTROL**

P:\PROJECTS\930\SILVERADO\2\SILVERM2\FK.DGN 11-01-06 MCD/ REV. 01-29-09 AM



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PARADISO CONDOMINIUMS  
 DIMENSIONAL CONTROL

CURVE	LENGTH	DELTA	RADIUS	DIRECTION	CHORD
C1	773.28	07°36'01"	5829.58	N11°42'02"E	772.71
(C1)	773.38	07°36'04"	5829.58	S11°37'35"W	772.81
C2	24.33	92°56'35"	15.00	S60°09'15"W	21.75
C3	13.50	100°43'48"	7.68	S29°10'48"E	11.82
C5	34.05	12°25'36"	157.00	N81°54'43"W	33.98
C6	44.39	09°41'32"	262.41	S83°36'15"W	44.34
C7	86.71	22°47'26"	218.00	N87°37'59"W	86.14
C8	11.23	03°32'10"	182.00	S87°41'19"W	11.23
C9	78.26	20°33'36"	218.10	N84°05'14"W	77.84
C10	94.03	10°24'01"	518.00	S84°32'17"W	93.90
C11	38.84	04°17'45"	518.00	S75°18'40"W	38.83
C16	94.71	08°35'01"	632.00	N67°05'04"E	94.62

LINE	DIRECTION	DISTANCE
L1	S36°51'21"E	78.48
L2	S07°57'22"E	18.53
L3	S13°40'14"W	108.89
L4	S13°40'53"W	13.75
L5	N76°21'10"W	22.90
L6	S13°41'01"W	35.83
L11	S89°42'03"W	47.19
L12	S85°08'38"W	38.97
L14	S86°07'50"W	39.65
L15	S17°22'46"W	18.55
L16	N72°37'14"W	36.00
L17	N17°22'45"E	18.27
L18	S02°49'18"E	17.90
L19	N08°15'54"W	18.48
L20	S80°49'11"W	10.10
L21	N76°15'01"W	9.03
L22	N73°22'31"W	32.79
L23	S16°33'27"W	18.13
L24	N73°26'33"W	18.00
L25	N16°33'27"E	18.16
L26	N73°22'14"W	42.46
L27	N10°55'07"W	18.76
L28	S79°04'53"W	16.00
L29	S10°55'06"E	18.96
L30	S73°09'48"W	16.35
L40	S54°05'24"W	73.78
L41	N35°54'38"W	20.36
L42	N54°05'22"E	96.50
L44	S18°20'36"E	18.57
L45	S36°06'21"E	21.69
L46	N53°53'39"E	71.78
L47	N36°06'21"W	36.80

PROJECT(S): 930-21 VERMILION 2A SURVEY 22K.DGN 11-01-06 AUCO/ REV: 01-22-09 AM

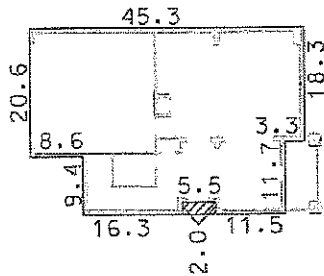
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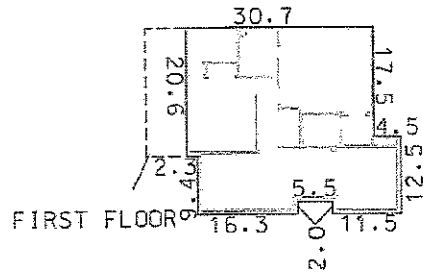
### PARADISO CONDOMINIUMS CONDOMINIUM COURSES



FIRST FLOOR



SECOND FLOOR



ALL BUILDINGS ARE  
TWO STORY BRICK, ROCK AND STUCCO

VERTICAL ELEVATIONS OF UNIT  
VERTICAL DISTANCE  
ABOVE BUILDING FOUNDATION  
(PER ARCHITECTURAL PLAN)

FOUNDATION	SECOND FLOOR	ATTIC FLOOR
0'	9.0'	19.2'

LEGEND

- L.C.E. = LIMITED COMMON ELEMENT
- = CONCRETE PORCH OR PATIO(L.C.E.)

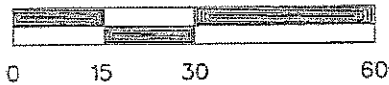
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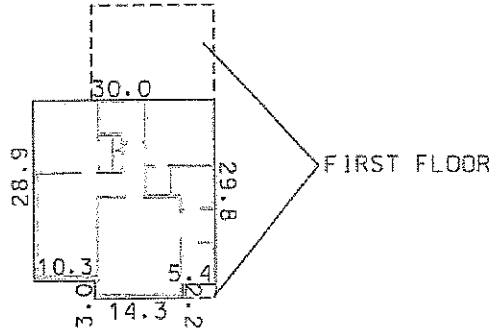
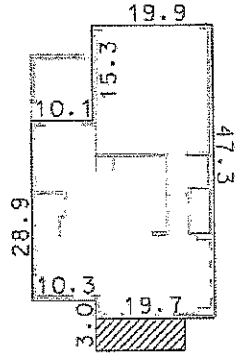
**PARADISO CONDOMINIUMS  
A CONDOMINIUM COMMUNITY**

UNIT MAP BUILDINGS 2,10,13,14,81,90,97 & 106



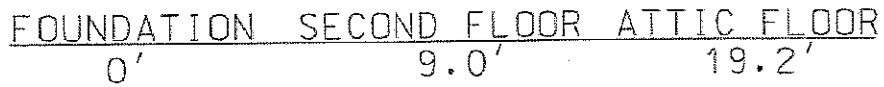
FIRST FLOOR

SECOND FLOOR



ALL BUILDINGS ARE  
TWO STORY BRICK, ROCK AND STUCCO

VERTICAL ELEVATIONS OF UNIT  
VERTICAL DISTANCE  
ABOVE BUILDING FOUNDATION  
(PER ARCHITECTURAL PLAN)



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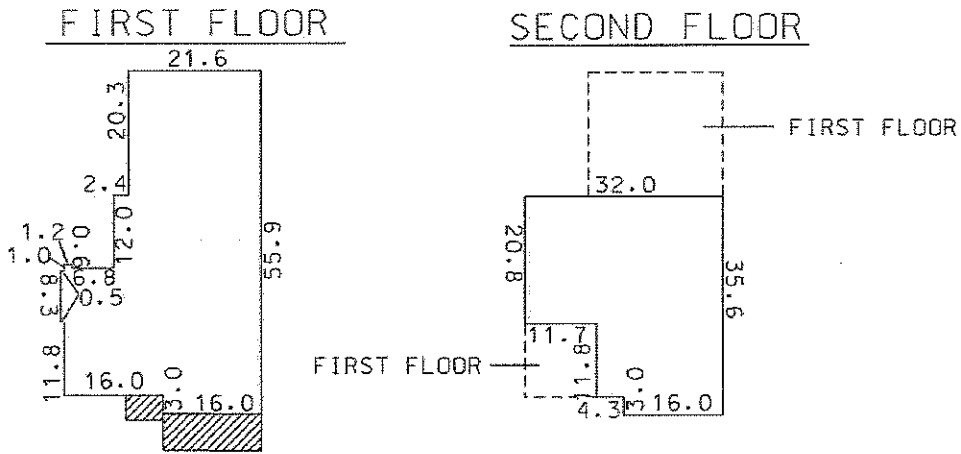
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PARADISO CONDOMINIUMS  
A CONDOMINIUM COMMUNITY

UNIT MAP BUILDINGS 3-5,7-9,11,12,15,16,23,24,27,28,  
38,39,44,45,48,49,79,80,91,92,95,96,107 & 108



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VERTICAL ELEVATIONS OF UNIT  
VERTICAL DISTANCE  
ABOVE BUILDING FOUNDATION  
(PER ARCHITECTURAL PLAN)

FOUNDATION	SECOND FLOOR	ATTIC FLOOR
0'	9.0'	19.2'

LEGEND

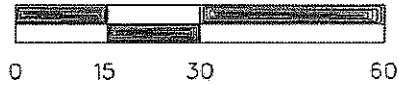
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 = CONCRETE PORCH OR PATIO (L.C.E.)

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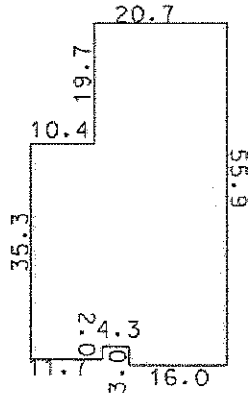
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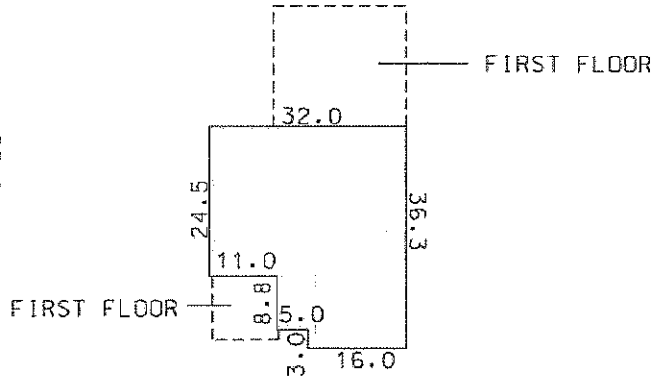
PARADISO CONDOMINIUMS  
 A CONDOMINIUM COMMUNITY  
 UNIT MAP BUILDING 6, 26, 78, 93 & 94



FIRST FLOOR

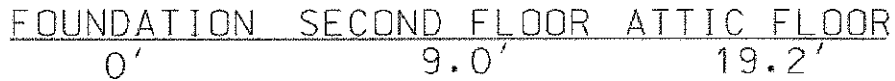


SECOND FLOOR



ALL BUILDINGS ARE  
TWO STORY BRICK, ROCK AND STUCCO

VERTICAL ELEVATIONS OF UNIT  
VERTICAL DISTANCE  
ABOVE BUILDING FOUNDATION  
(PER ARCHITECTURAL PLAN)



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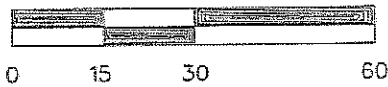
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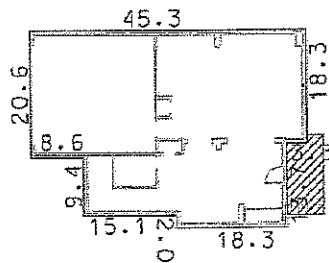
**PARADISO CONDOMINIUMS  
A CONDOMINIUM COMMUNITY**

UNIT MAP BUILDING 17, 25,  
37, 46, 47 & 109

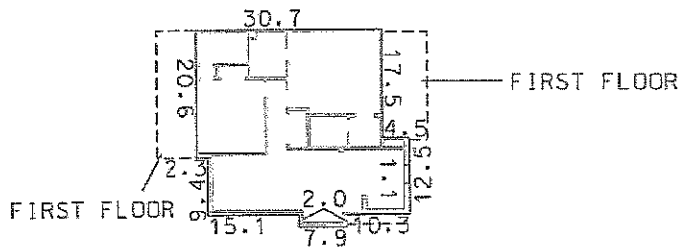




FIRST FLOOR



SECOND FLOOR



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VERTICAL DISTANCE  
ABOVE BUILDING FOUNDATION  
(PER ARCHITECTURAL PLAN)

FOUNDATION	SECOND FLOOR	ATTIC FLOOR
0'	9.0'	19.2'

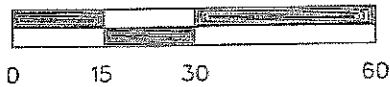
LEGEND

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- = CONCRETE PORCH OR PATIO(L.C.E.)

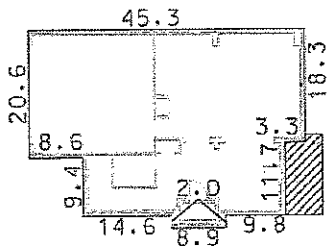
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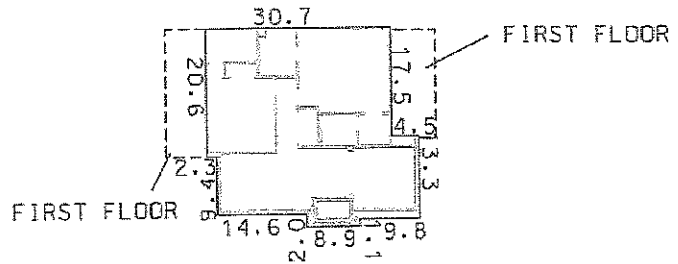
PARADISO CONDOMINIUMS  
A CONDOMINIUM COMMUNITY  
UNIT MAP BUILDING 22



FIRST FLOOR

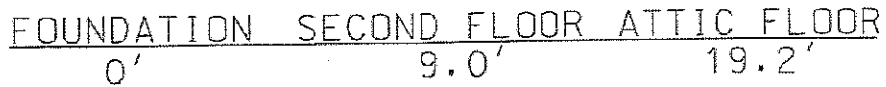


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PARADISO CONDOMINIUMS  
A CONDOMINIUM COMMUNITY  
UNIT MAP BUILDINGS 40, 43 & 50

**FILED AND RECORDED**  
**OFFICIAL PUBLIC RECORDS 2009072877**

*Nancy E. Rister*

10/05/2009 12:05 PM

SURRATT \$84.00

NANCY E. RISTER, COUNTY CLERK  
WILLIAMSON COUNTY, TEXAS

Duplicate

WILLIAMSON COUNTY CLERK  
P.O. BOX 18  
GEORGETOWN, TEXAS 78627  
(512) 943-1515

ISSUED TO: ARBERUST & BROWN

RECEIPT # 482421  
DATE 10/05/2009 12:05:16 PM

DOCUMENT #	POB	FEE
2009072877	18	84.00
CONDOMINIUM		

Total Amount Due \$84.00

CHECK 57329 .. 88.00

Total Payments: \$88.00  
OVERAGE AMOUNT: \$4.00

UNLESS REQUESTED-ANY  
OVERAGE IN THE AMOUNT  
OF \$6 OR MORE WILL BE  
ISSUED WITHIN A MONTH.

THANK YOU  
NANCY E. RISIER  
COUNTY CLERK  
Deputy: BURRATT