

**CERTIFICATE OF CORPORATE RESOLUTION  
OF THE BOARD OF DIRECTORS**

**MEMORIAL BEND PLACE OWNERS ASSOCIATION, INC**

**RELATING TO ASSOCIATION'S USE OF CAMERAS IN COMMON AREAS**

The undersigned Secretary for **MEMORIAL BEND PLACE OWNERS ASSOCIATION, INC.**, a Texas non-profit corporation (the "Association"), the Association set forth and described in that certain "Declaration of Condominium for Memorial Bend Place Condominium" recorded under Film Code No. 188188 of the Condominium Records of Harris County, Texas, and any and all amendments thereto (the "Declaration"), covering **MEMORIAL BEND PLACE CONDOMINIUM** (the "Condominium") does hereby certify that at a duly constituted meeting of the Board of Directors of the Association held on April 16, 2014, with at least a majority of the Board of Directors present, the following resolution was duly made and approved by the Board of Directors:

**WHEREAS**, the Association, acting by and through its Board of Directors, is responsible for the administration and operation of the Condominium; and

**WHEREAS**, by this resolution, the Board of Directors is desirous of adopting a policy relating to the Association's use of cameras in the common areas (the yards, driveways, parking areas, etc., all of which constitute Common Elements) of the Condominium, and the circumstances, if any, which data generated from the use of such cameras will be made available to owners, residents, or third parties;

**NOW THEREFORE**, the Board of Directors hereby adopts the following policy relating to the Associations' use of cameras in the common areas (the yards, driveways, parking areas, etc., all of which constitute Common Elements) of the Condominium:

1. One or more surveillance cameras have been or may be installed within the common areas of the Subdivision (the "Camera" in the singular and "Cameras" in the plural). The purpose of the Cameras is to record the activity of persons within the common areas for the purposes of deterring and/or investigating crimes and/or vandalism of Condominium property (real and personal), and or the real and personal property of owners or residents of the Condominium. Under appropriate circumstances, the Cameras may also be utilized to assist in the enforcement of violations of the Association's governing documents.
2. Images captured by Cameras may not be monitored in "real time", if monitored at all. Owners, residents, and their respective guests and invitees may not, and shall not, rely upon the presence of the Cameras as being any representation, express or implied, by the Association that the Cameras are being monitored. The Association disclaims any representation, express or implied, that the Cameras are being monitored.
3. Images captured by Cameras will be preserved for viewing for a limited time period through the use of DVR recording, on an as when and as needed basis. The Association shall have no obligation to preserve images captured by the Cameras for any specified period of time, and shall have no obligation to any person whomsoever

who claims any damage in whole or part by virtue of the failure to preserve such images.

4. Videos footage is subject to being reviewed by (i) members of the Board of Directors; (ii) person(s) authorized by the Board of Directors to review such footage; (iii) members of law enforcement; and (iv) residents of the subdivision requesting such review, for a proper purpose. A "proper purpose" shall include, without limitation: if such resident was/is the victim of a criminal action for which a police report has been filed, such resident shall be allowed access to review the video footage.

5. The Association, its Directors, Officers, employees, and/or managing agent shall not in any way be considered as insurers or guarantors of the safety, security, or well-being of any Owner, resident, or their respective guests or invitees. Security is the sole responsibility of each and every individual Owner(s), resident, their respective guests and invitees. Each Owner, resident, and their respective guests and invitees shall in all instances look to local law enforcement agencies for such protection. The Association has no obligation whatsoever to provide security. While security services, systems and facilities, if any, may be provided at the sole discretion of the Board of Directors, the installation or use of the Cameras shall not be considered as or relied upon as being security services for the benefit of the Owners, residents, and/or their respective guests and invitees. The Cameras installed and utilized in the Condominium are not provided for security, and do not constitute security for any Owner, resident, guest, or invitee on or within the Condominium.

6. **THE ASSOCIATION DOES NOT REPRESENT OR WARRANT THAT THE CAMERAS WILL PREVENT LOSS BY FIRE, SMOKE, BURGLARY, THEFT, HOLD-UP OR OTHERWISE, NOR THAT THE CAMERAS WILL IN ALL CASES SATISFY THE PURPOSES FOR WHICH THE CAMERAS MAY BE DESIGNED OR INTENDED. THE ASSOCIATION, ITS DIRECTORS, OFFICERS, AGENTS OR EMPLOYEES, SHALL NOT BE HELD LIABLE FOR ANY LOSS OR DAMAGE BY REASON OF THE FAILURE OF, OR THE INEFFECTIVENESS OF THE CAMERAS TO PREVENT OR RESOLVE ANY CRIMINAL ACTIVITY (WHETHER BURGLARY, THEFT, ASSAULT, HOLD-UP OR OTHERWISE), OR FOR ANY REASON WHATSOEVER, INCLUDING, WITHOUT LIMITATION, THE MALFUNCTION OF SUCH CAMERAS, OR THE FAILURE OF THE ASSOCIATION TO MAINTAIN SAME IN GOOD WORKING CONDITION.**

7. The placement and use of the Cameras shall in no way prevent the Board from hereafter electing to discontinue or temporarily or permanently remove such Cameras, systems and facilities or any part thereof.
8. The provisions of paragraph 23G of the Declaration are hereby incorporated by reference.



IN WITNESS WHEREOF, the undersigned has hereunto set his/her hand this 18<sup>th</sup> day of FEBRUARY, 2015.

**MEMORIAL BEND PLACE  
OWNERS ASSOCIATION, INC.,**  
a Texas non-profit corporation

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NOTE

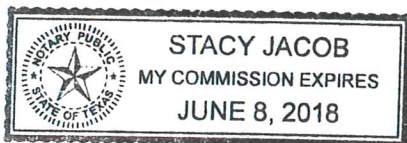
By: L Korsten  
(signature)  
Lisa Korsten  
(name printed)

Its: Secretary

STATE OF TEXAS

COUNTY OF HARRIS

This instrument was acknowledged before me on this 18<sup>th</sup> day of February 2015,  
by Lisa Korsten, Secretary of **MEMORIAL BEND PLACE  
OWNERS ASSOCIATION, INC.**, a Texas non-profit corporation, on behalf of such  
corporation.



[Signature]  
Notary Public, State of Texas

Record and Return to:

Frank, Elmore, Lievens, Chesney & Turet, LLP  
Attn: Richard C. Lievens  
9225 Katy Freeway Suite 250  
Houston, TX 77024

RP 094-20-0272

FILED FOR RECORD  
8:00 AM

MAR 12 2015

*Stan Stanart*  
County Clerk, Harris County, Texas

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

I hereby certify that this instrument was FILED in File Number Sequence on the date and at the time  
stamped hereon by me, and was duly RECORDED, in the Official Public Records of Real Property of Harris  
County, Texas

MAR 12 2015



*Stan Stanart*  
COUNTY CLERK  
HARRIS COUNTY, TEXAS