

**TERMINATION OF RESTRICTIVE COVENANT**  
**FOR ZONING CASE: C14-80-016(RCT)**

OWNER: 2208 Lake Austin LLC, a Texas limited liability company

ADDRESS: 1504 Aquarena Springs Drive # 204, San Marcos, Texas 78666

CITY: The City of Austin, a home-rule city, municipal corporation and political subdivision of the State of Texas, in Travis County, Texas.

CITY COUNCIL: The City Council of the City of Austin.

CONSIDERATION: Ten and No/100 Dollars (\$10.00) and other good and valuable consideration paid by the City of Austin to the Owner, the receipt and sufficiency of which is acknowledged.

WHEREAS, 2208 Lake Austin LLC, a Texas limited liability company, as owner of all that certain property described in Zoning Case No. C14-80-016(RCT), consisting of approximately 0.1881 acres of land being Lot 5, Block 4, Charles Johnson Addition Subdivision (the "Property"), as more particularly described in the restrictive covenant recorded in the Real Property Records of Travis County, Texas, in Volume 7085, Page 464 (the "Restrictive Covenant"), imposed certain restrictions and covenants on the Property by the Restrictive Covenant of record; and,

WHEREAS, the Restrictive Covenant provided that the covenant could be modified, amended, or terminated by joint action of both a majority of the members of the City Council and the owner of the Property at the time of such modification, amendment or termination; and,

WHEREAS, 2208 Lake Austin LLC, a Texas limited liability company, as sole and current owner (the "Owner") of the Property, now desires to terminate the Restrictive Covenant; and,

WHEREAS, the City Council and the Owner, agree the Restrictive Covenant should be terminated;

NOW, THEREFORE, for and in consideration of the premises and mutual promises, covenants, and agreements set forth in this covenant, the City of Austin and the Owner agree as follows:

1. The Restrictive Covenant is terminated by this termination. Each and every one of the terms, conditions, and provisions of the Restrictive Covenant, as set forth in the Restrictive Covenant, shall have no force or effect on and after the effective date of this termination.

2. The City Manager, or his designee, shall execute, on behalf of the City, this Termination of Restrictive Covenant for Zoning Case No. C14-80-016(RCT) (the "Termination of Restrictive Covenant") as authorized by the City Council of the City of Austin. This Termination of Restrictive Covenant shall be filed in the Official Public Records of Travis County, Texas, which will terminate the document of record in Volume 7085, Page 464, Real Property Records, Travis County, Texas.

EXECUTED this the 12<sup>th</sup> day of May, 2014.

**OWNER:**

**2208 LAKE AUSTIN LLC**, a Texas limited liability company

By:

Vance J. Elliott II  
VANCE J. ELLIOTT II  
Managing Member

**CITY OF AUSTIN:**

By:

\_\_\_\_\_  
SUE EDWARDS  
Assistant City Manager  
City of Austin

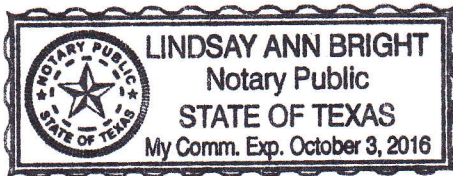
APPROVED AS TO FORM:

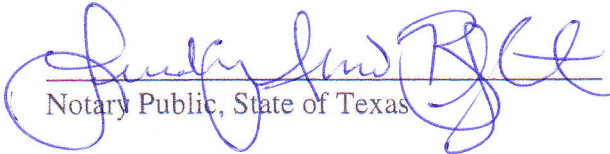
\_\_\_\_\_  
Assistant City Attorney  
City of Austin

THE STATE OF TEXAS §

COUNTY OF TRAVIS §

This instrument was acknowledged before me on this the 12 day of May, 2014, by Vance J. Elliott, II, Managing Member of 2208 Lake Austin LLC, a Texas limited liability company, on behalf of the company.



  
Notary Public, State of Texas

THE STATE OF TEXAS §

COUNTY OF TRAVIS §

This instrument was acknowledged before me on this the \_\_\_\_ day of \_\_\_\_\_, 2014, by Sue Edwards, as Assistant City Manager of the City of Austin, a municipal corporation, on behalf of the municipal corporation.

\_\_\_\_\_  
Notary Public, State of Texas

After Recording, Please Return to:  
City of Austin  
Department of Law  
P. O. Box 1088  
Austin, Texas 78767-1088  
Attention: J. Collins, Paralegal