## TERMINATION OF RESTRICTIVE COVENANT FOR ZONING CASE: C14-97-0010(RCT)

OWNER: BP Riverside West, LLC, a Delaware limited liability company

OWNER ADDRESS: 3100 McKinnon Street, Suite 250, Dallas, Texas 75201

CITY: The City of Austin, a home-rule municipal corporation and

political subdivision of the State of Texas, situated in the counties

of Hays, Travis and Williamson.

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, SK Properties, L.P., a Kansas limited partnership entered into that certain Restrictive Covenant, consisting of Lots 5, 6, 7, 8, and 9, Block A, Parke Green, a subdivision in Travis County, Texas, according to the map or plat of record in Volume 85, Pages 161A, Plat Records of Travis County, Texas ("Original Property"); and,

WHEREAS, the Original Property is more particularly described in the Restrictive Covenant dated as of June 3, 1997, and recorded in the Real Property Records of Travis County, Texas, on June 20, 1997, in Volume 12960, Page 0328 (the "Restrictive Covenant"), as part of City of Austin Zoning Case No. C14-97-0010; and,

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

WHEREAS, BP Riverside West, LLC, a Delaware limited liability company, as current owner (the "Owner") of the Original Property, generally identified in the map attached hereto as **Exhibit "A"**, now desire to terminate the Restrictive Covenant; and,

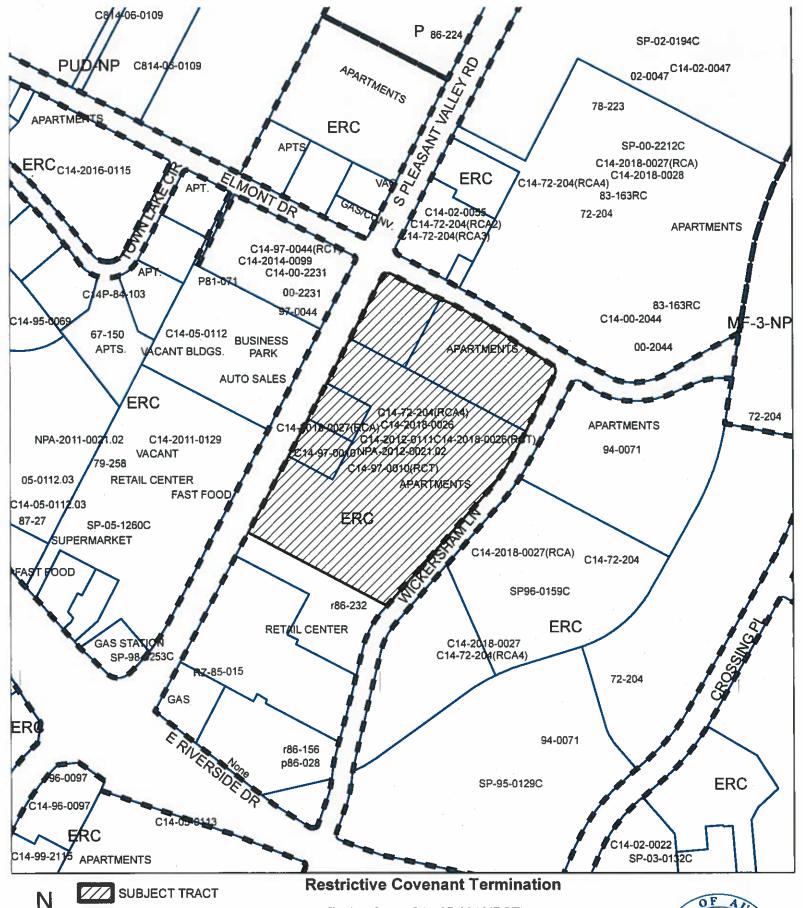
WHEREAS, the City Council and the Owner agree the Restrictive Covenant should be terminated;

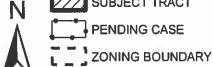
NOW, THEREFORE, for and in consideration of the premises and mutual promises, covenants, and agreements hereinafter set forth, the City of Austin and the Owner agree as follows:

1. The Restrictive Covenant is terminated and each term, condition, and provision will have no effect after the effective date of this Termination of Restrictive Covenant.

2.	of Restrictive Covenant for City Council of the City of filed in the Official Public	or Zoning of Austin. c Records	Case This of Tra	Recute, on behalf of the City, this Termination No. C14-97-0010(RCT) as authorized by the Termination of Restrictive Covenant shall be avis County, Texas, which will terminate the c 0328, Real Property Records, Travis County,
	EXECUTED this the	day of		, 2019.
			OWN	ER:
				verside West, LLC, a Delaware limited ty company
			By:	BP Student Holdings, LLC, a Delaware limited liability company
				By:
			CITY	OF AUSTIN:
			By:	J. Rodney Gonzales Assistant City Manager City of Austin
APPI	ROVED AS TO FORM:			
Name		<u></u>		
	stant City Attorney of Austin			

THE STATE OF TEXAS	8	
COUNTY OF	_ §	
		before me on this the day of (Name), as (Title) of
BP Student Holdings, LLC, a	a Delaware limi	ted liability company, as sole member of BP ty company, on behalf of said company.
		Notary Public, State of Texas
THE STATE OF TEXAS	<b>§</b> §	
COUNTY OF TRAVIS	<b>§</b>	
	J. Rodney Gon	before me on this the day of zales, as Assistant City Manager of the City of d municipal corporation.
		Notary Public, State of Texas





Zoning Case: C14-97-0010(RCT)

## Exhibit A

This product is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries.



This product has been produced by CTM for the sole purpose of geographic reference. No warranty is made by the City of Austin regarding specific accuracy or completeness.



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