

**AFTER RECORDING RETURN TO:**

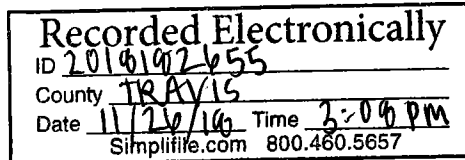
Robert D. Burton, Esq.
Winstead PC
401 Congress Ave., Suite 2100
Austin, Texas 78701
Email: rburton@winstead.com

SIXTH AMENDMENT TO
MUELLER MASTER COMMUNITY COVENANT

Travis County, Texas

Master Declarant: CATELLUS AUSTIN, LLC, a Delaware limited liability company

Cross reference to Mueller Master Community Covenant, recorded as Document No. 2004238007 in the Official Public Records of Travis County, Texas (the "Records"), as corrected by the Scrivener's Affidavit, recorded as Document No. 2005039311 in the Records, as further amended by First Amendment to Mueller Master Community Covenant, recorded as Document No. 2006050356 in the Records, as further amended by Second Amendment to Mueller Master Community Covenant, recorded as Document No. 2006193523 in the Records, as further amended by Third Amendment to Mueller Master Community Covenant, recorded as Document No. 2009190773 in the Records, and as further amended by Fourth Amendment to Mueller Master Community Covenant, recorded as Document No. 2010193075 in the Records, and as further amended by Fifth Amendment to Mueller Master Community Covenant, recorded as Document No. 2015153449 in the Records.



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SIXTH AMENDMENT TO MUELLER MASTER COMMUNITY COVENANT

This Sixth Amendment to Mueller Master Community Covenant (this "**Amendment**") is made by **CATELLUS AUSTIN, LLC**, a Delaware limited liability company ("**Master Declarant**"), and is as follows:

RECITALS

A. Master Declarant previously caused to be recorded the Mueller Master Community Covenant, recorded as Document No. 2004238007 in the Official Public Records of Travis County, Texas (the "**Records**"), as corrected by the Scrivener's Affidavit, recorded as Document No. 2005039311 in the Records, as further amended by First Amendment to Mueller Master Community Covenant, recorded as Document No. 2006050356 in the Records, as further amended by Second Amendment to Mueller Master Community Covenant, recorded as Document No. 2006193523 in the Records, as further amended by Third Amendment to Mueller Master Community Covenant, recorded as Document No. 2009190773 in the Records, as further amended by Fourth Amendment to Mueller Master Community Covenant, recorded as Document No. 2010193075 in the Records, and as further amended by Fifth Amendment to Mueller Master Community Covenant, recorded as Document No. 2015153449 in the Records (as so amended, the "**Master Covenant**").

B. Pursuant to *Section 20.2(a)* of the Master Covenant, the Master Declarant may, with the prior written consent of the City of Austin, amend the Master Covenant by recording in the Official Public Records of Travis County, Texas, an instrument executed and acknowledged by Master Declarant. The City of Austin hereby consents to this Amendment by its execution of this instrument in the space provided below.

NOW, THEREFORE, Master Declarant hereby amends and modifies the Master Covenant as follows:

1. **Development and Sale Period.** The definition of "Development and Sale Period" set forth in *Section 2.1* of the Master Covenant is hereby deleted in its entirety, and the following is substituted in its place:

The "**Development and Sale Period**" is the period of time beginning on the date when this Covenant has been recorded in the Official Public Records of Travis County, Texas, and ending on December 31, 2024, provided that such period of time may be extended to December 31, 2034 by a recorded instrument executed by the Declarant and consented to by the City of Austin. The Development and Sale Period may be terminated at any time by a recorded instrument executed by the Declarant and consented to by the City of Austin. The Development and Sale Period is the period of time in which Declarant reserves the right to facilitate the development, construction, and marketing of

the Property, or the right to direct the size, shape and composition of the Property. The Development and Sale Period is for a term of years and does not require that Declarant own any portion of the Property.

2. **Required Insurance Coverage.** *Section 11.1(a)(ii) and (iii)* are hereby deleted in their entirety from the Master Covenant.


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

[SIGNATURE PAGE AND ACKNOWLEDGEMENTS FOLLOW]

EXECUTED to be effective on the date this instrument is recorded in the Official Public Records of Travis County, Texas.

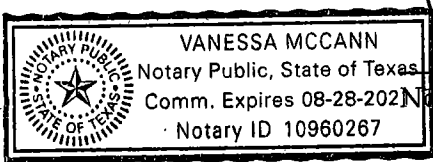

MASTER DECLARANT:

CATELLUS AUSTIN, LLC, a Delaware limited liability company

By: 
Printed Name: Gregory J. Weaver
Title: Executive Vice President

THE STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

This instrument was acknowledged before me on this 11 day of April, 2018 by Gregory J. Weaver, Executive Vice President of Catellus Austin, LLC, a Delaware limited liability company, on behalf of said limited liability company.

(seal)  
Notary Public Signature

SIGNATURES AND ACKNOWLEDGEMENTS CONTINUE ON FOLLOWING PAGE

**CONSENT PROVIDED PURSUANT TO
SECTION 20.2(a) OF THE MASTER COVENANT:**

THE CITY OF AUSTIN, a Texas home rule
city and municipal corporation,

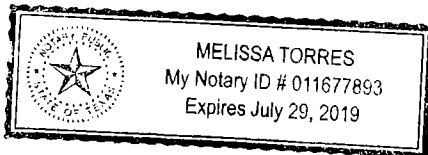
By: Lauraine Rizer
Lauraine Rizer, Officer, Office of Real Estate Services

Date: April 10, 2018

THE STATE OF TEXAS §
COUNTY OF TRAVIS §

This instrument was acknowledged before me on the 10 day of April, 2018,
by Lauraine Rizer, Officer, Office of Real Estate Services of the City of Austin, a municipal
corporation, on behalf of said municipal corporation.

[SEAL]



Melissa Torres
Notary Public Signature

Approved as to content:

By: Sylvia Holt-Rabb
Sylvia Holt-Rabb
Interim Deputy Director, Economic
Development Department

Approved as to form:

By: Katherine Kuzmickas
Katherine Kuzmickas
Assistant City Attorney

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SECTION 20.2(a) OF THE MASTER COVENANT:

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city and municipal corporation,

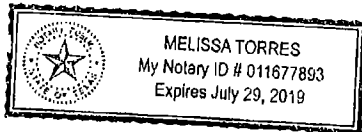
By: Lauraine Rizer
Lauraine Rizer, Officer, Office of Real Estate Services

Date: April 10, 2018

THE STATE OF TEXAS §
COUNTY OF TRAVIS §

This instrument was acknowledged before me on the 10 day of April, 2018,
by Lauraine Rizer, Officer, Office of Real Estate Services of the City of Austin, a municipal
corporation, on behalf of said municipal corporation.

[SEAL]



Melissa Torres
Notary Public Signature

Approved as to content:
By: Sylvia Holt-Rabb
Sylvia Holt-Rabb
Interim Deputy Director, Economic
Development Department

Approved as to form:
By: Katherine Kuzmickas
Katherine Kuzmickas
Assistant City Attorney

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4830-4103-4318v.4
59630-2 3/28/2018

11-GF# 201602418 ALF
RETURN TO: HERITAGE TITLE
401 CONGRESS, SUITE 1500
AUSTIN, TEXAS 78701



FILED AND RECORDED
OFFICIAL PUBLIC RECORDS

Dana Debeauvoir
DANA DEBEAUVOIR, COUNTY CLERK
TRAVIS COUNTY, TEXAS

November 26 2018 03:08 PM

FEE: \$ 42.00 2018182655