

**FIRST AMENDMENT TO AGREEMENT FOR ANNEXATION OF LEGENDS WAY  
SUBDIVISION IN AUSTIN, TRAVIS COUNTY TEXAS**

This First Amendment to Agreement for Annexation of Legends Way Subdivision in Austin, Travis County Texas (the "**Amendment**") is made by and between **PROJECT ROYAL, LP**, a Delaware limited partnership and **WLH ONION CREEK, LLC**, a Delaware limited liability company (collectively the "**Developer**") and **ONION CREEK HOMEOWNERS ASSOCIATION, INC.**, a Texas nonprofit corporation ("**OCHA**"), collectively referred to herein as the "**Parties**", and is as follows:

**RECITALS**

A. Pursuant to that certain Agreement for Annexation of Legends Way Subdivision in Austin, Travis County Texas dated November 7, 2000 (the "**Agreement**"), John K. Condon and Edward R. Coleman, General Partners, **WILLIAMSON CREEK FARMS, LTD.**, a Texas limited partnership (collectively, the "**Original Developer**"), **LUMBERMEN'S INVESTMENT CORPORATION ("LIC")**, and **OCHA** agreed upon certain rights, obligations, and restrictions regarding the development of the approximately 114 acres of real property located in Travis County, Texas more particularly described on Exhibit A to the Agreement (the "**Property**").

B. The Agreement runs with the land, and pursuant to Section 6.03 of the Agreement, the Agreement may be amended by the written consent of the parties to the Agreement.

C. Developer acquired the Original Developer's interest in the Property and is the successor in interest to the Developer.

D. LIC has completed development in the Onion Creek and Legends Place subdivisions, and OCHA is the owner's association representing the owners of such subdivisions.

E. Developer and OCHA desire to amend the Agreement to reflect the actual development of the Property.

**NOW, THEREFORE**, for and in consideration of the mutual covenants and agreements contained herein, the Parties agree as follows:

1. **Recitals.** The foregoing recitals are true and correct, and are incorporated as part of this Amendment.

2. **Defined Terms.** All capitalized terms used in this Amendment shall have the same meaning ascribed to them in the Agreement unless otherwise defined in this Amendment.

EXECUTED to be effective as of \_\_\_\_\_, 2018.

**DEVELOPER:**

**PROJECT ROYAL, LP,**  
a Delaware limited partnership

By: BP-HS RSI Land Venture GP, LLC,  
a Delaware limited liability company,  
its General Partner

By: BP-HS RSI Land Venture LLC,  
a Delaware limited liability company,  
its Sole Member

By: Hearthstone Professionals – SH, L.P.,  
a Delaware limited partnership,  
its Manager

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

THE STATE OF TEXAS  
COUNTY OF TRAVIS

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This instrument was acknowledged before me on this \_\_\_\_ day of \_\_\_\_\_, 2018, by \_\_\_\_\_ of Hearthstone Professionals – SH, L.P., a Delaware limited partnership, Manager of BP-HS RSI Land Venture LLC, a Delaware limited liability company, Sole Member of BP-HS RSI Land Venture GP, LLC, a Delaware limited liability company, General Partner of Project Royal, LP, a Delaware limited partnership, on behalf of said companies and partnerships.

(seal)

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

OCHA:

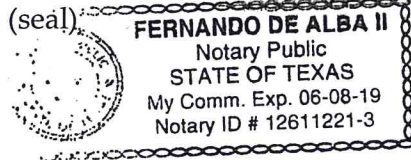
ONION CREEK HOMEOWNER'S ASSOCIATION,  
INC., a Texas nonprofit corporation

By: Luis M. Rodriguez  
Printed Name: Luis M. Rodriguez  
Title: President

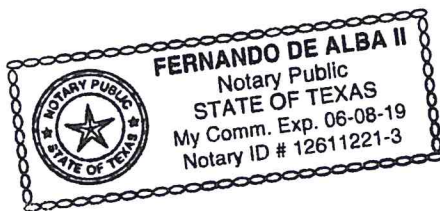
THE STATE OF TEXAS  
COUNTY OF TRAVIS

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This instrument was acknowledged before me on this 8 day of June,  
2018, by Luis M. Rodriguez, \_\_\_\_\_ of Onion Creek Homeowner's  
Association, Inc., a Texas nonprofit corporation, on behalf of said corporation.



Fernando de Alba II  
Notary Public, State of Texas



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