



**ADMINISTRATIVE AMENDMENT TO PUD-65**



**ROUND ROCK, TEXAS**

PURPOSE. PASSION. PROSPERITY.

July 20, 2006

Jeff Newberg  
Principal  
Endeavor Real Estate Group  
221 W. 6<sup>th</sup> St., Ste. 1300  
Austin, TX 78701

RE: Administrative Amendment to PUD 65, sign height

Dear Mr. Newberg:

Further to your request for an administrative modification of the maximum height of monument signs in PUD 65 (Endeavor), we have made the following administrative amendment as provided for by Section 14.1 of the Development Agreement. The phrase "with decorative arches above the sign not to exceed eight and a half (8.5) feet above grade" is added to the third sentence in Section 10.2 of the Development Plan so that the sentence reads as follows:

*Each sign (i) may be up to six (6) feet in height with decorative arches above the sign not to exceed eight and a half (8.5) feet above grade, (ii) shall have a masonry base....*

The above amendment will allow decorative arches to be constructed above the monument signs so that all of the signs throughout the shopping center have a consistent theme. The addition of the arches will enhance the appearance of the project without increasing the height of the actual sign portion of the monument, thus remaining consistent with the intent of the original PUD.

Mayor

Nyle Maxwell

Mayor Pro-tem

Alan McGraw

Council Members

Rufus Honeycutt

Joe Clifford

Carlos T. Salinas

Scott Rhode

Ted Williamson

City Manager

James R. Nuse, P.E.

City Attorney

Stephan L. Sheets

Sincerely,

Jim Stendebach, AICP  
Director of Planning

Charles Crossfield  
City Attorney

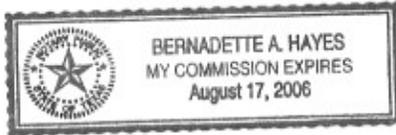
Daniel Halden, P.E.  
City Engineer

THE STATE OF TEXAS §

COUNTY OF WILLIAMSON §

BEFORE ME, the undersigned authority, on this day personally appeared Jim Stendebach, known to me to be the person whose name is subscribed to the foregoing instrument as the Director of Planning of the City of Round Rock, Texas, a municipal corporation, and he acknowledged to me that he executed the same for the purposes and considerations therein expressed, in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 9 day of August, 2006.



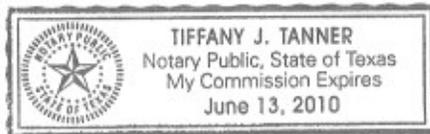
Bernadette A. Hayes  
Notary Public Signature  
State of Texas

THE STATE OF TEXAS §

COUNTY OF WILLIAMSON §

BEFORE ME, the undersigned authority, on this day personally appeared Daniel Halden, known to me to be the person whose name is subscribed to the foregoing instrument as the City Engineer of the City of Round Rock, Texas, a municipal corporation, and he acknowledged to me that he executed the same for the purposes and considerations therein expressed, in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 14<sup>th</sup> day of September, 2006.



Tiffany J. Tanner  
Notary Public Signature  
State of Texas

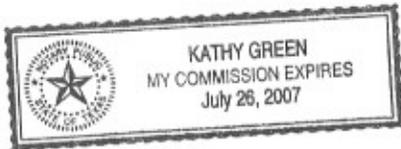
THE STATE OF TEXAS §

COUNTY OF WILLIAMSON §

BEFORE ME, the undersigned authority, on this day personally appeared Charles Crossfield, known to me to be the person whose name is subscribed to the foregoing instrument as City Attorney of the City of Round Rock, Texas, a municipal corporation, and he acknowledged to me that he executed the same for the purposes and considerations therein expressed, in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 11 day of September 2006.

Kathy Green  
Notary Public Signature  
State of Texas



AGREED TO BY OWNER:

McNeil Retail, LTD,  
a Texas limited partnership

By: EGP Retail Management, L.L.C.  
a Texas limited liability company,  
its general partner

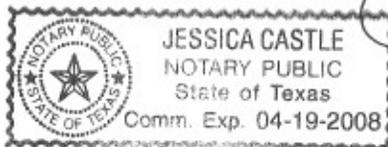
By:   
Printed Name: Jeffrey S. Newberg  
Title: EVP

THE STATE OF TEXAS §

COUNTY OF TRAVIS §

BEFORE ME, the undersigned, a notary public in and for said county and state, on this day personally appeared Jeffrey S. Newberg, EVP of EGP Retail Management, L.L.C., a Texas limited liability company, general partner of McNeil Retail, LTD, a Texas limited partnership, on behalf of said limited liability company and limited partnership, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purpose and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 7<sup>th</sup> day of August, 2006.



  
Notary Public Signature  
State of Texas

**FILED AND RECORDED**

OFFICIAL PUBLIC RECORDS 2006080491

*Nancy E. Rister*

09/15/2006 04:22 PM

PHERBRICH \$28.00

NANCY E. RISTER, COUNTY CLERK

WILLIAMSON COUNTY, TEXAS

① City of Round Rock  
301 West Balford  
Suite 210  
Round Rock TX 78664