

FIRST AMENDMENT TO CONSENT AGREEMENT

THE STATE OF TEXAS §
 §
COUNTY OF HAYS §

This First Amendment to Consent Agreement (“Agreement”) is between the City of San Marcos, Texas (“the City”), a home-rule city located in Hays County, Texas, and LaSalle Holdings, Ltd. a Texas limited partnership (the “Developer”). City previously consented to the creation of a municipal utility district to include approximately 236 acres of land, partially within the extraterritorial jurisdiction of the City of San Marcos, Texas. The name of the District is the LaSalle Municipal Utility District No. 1 (the “District”). The District was created in the 83rd Legislative Session pursuant Texas Water Code Sections 49 and 54 by special act of the Texas legislature.

RECITALS

WHEREAS, The Developer owns approximately 236 acres of land located within the extraterritorial jurisdiction of the City (the “Land”).

WHEREAS, The City consented to the creation of LaSalle Municipal Utility District No. 1.

WHEREAS, The Consent Agreement has a term in Section 2.04 requiring a confirmation election to be held within two years from the creation of the legislature.

WHEREAS, The City and the Developer each desire to amend Section 2.04.

NOWHEREFORE, FOR VALUABLE CONSIDERATION, The City and the Developer Agree as follows:

The Consent Agreement, in Section 2.04, shall be amended as follows:

“The City’s consent shall be deemed withdrawn and the District shall be dissolved if:

(a) The District has not held a confirmation election within ~~two (2)~~ four (4) years from the date of its creation by legislature;...”

All other provisions of the Consent Agreement remain the same.

City of San Marcos

By: _____
Daniel Guerrero, Mayor

ATTEST:

Jamie Lee Pettijohn
City Clerk

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This instrument was acknowledged before me the _____ day of _____,
2015 by _____ of the City of San Marcos, Texas, a home-rule city,
on behalf of the City.

Notary Public, State of Texas

Printed Name: _____

My Commission Expires: _____

LaSalle Holdings, Ltd.
a Texas Limited Partnership

By: LaSalle Management, LLC
a Texas limited liability company
its General Partner

Name: _____

Title: Manager

STATE OF TEXAS §

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COUNTY OF TRAVIS §

This instrument was executed by Michael Schroeder, as the in his capacity as an authorized representative of LaSalle Holdings, Ltd., before me on this, the ____ day of _____, 2015.

Notary Public, State of Texas

Printed Name:_____

My Commission Expires:_____