

VIA DELIVERY  
June 23, 2014

ATTN: Patrick Walsh, P.E., Director  
Planning & Development (P&D) Department  
611 Walker St, 6th Floor  
Houston, TX 77002

RE: Street Name Change  
Houston Chronicle Boulevard to Innovation Park Drive

Director Walsh:

Pursuant to Chapter 41 Section 41-46 of the Code of Ordinances of Houston, Texas, enclosed please find:

1. Street Name Change Petition with notarized original signatures.
2. City Planning Letter with original signatures.
3. HCAD maps showing area with tract numbers noted.
4. Copy of COH Ordinance 2014-364
5. Check for Application fee and 2 sign assemblies.

Respectfully

Mark Joseph Piriano, RPLS  
Project Manager  
Terra Surveying Company, Inc

COPY

VIA DELIVERY  
June 04, 2014

ATTN: Patrick Walsh, P.E., Director  
Planning & Development (P&D) Department  
611 Walker St, 6th Floor  
Houston, TX 77002

RE: Street Name Change  
Houston Chronicle Boulevard to Innovation Park Drive

Director Walsh:

Pursuant to Chapter 41 Section 41-46 of the Code of Ordinances of Houston, Texas, as revised by City of Houston Ordinance Number 2014-364, we WESTGATE-RE LP, a Delaware limited partnership, acting by and through WESTGATE-GP LLC, a Delaware limited liability company, its General Partner (owner of Tract 1 as referenced in the City Planning Letter prepared by Charter Title Company under GF Number 1017002720X issued May 02, 2014, attached hereto), CLPF-TEN West Corporate Center II, LP (owner of Tract 2 as referenced in said City Planning Letter), and EOS ACQUISITION II, LLC, a Delaware limited liability company acting by and through KBS Realty Advisors, LLC, a Delaware limited liability company, it's agent (owner of Tract 4 as referenced in said City Planning Letter), comprising 75% of the owners abutting the entire length of Houston Chronicle Boulevard do wish to change the name of Houston Chronicle Boulevard to Innovation Park Drive.

Owner signatory pages follow.

As owner of Tract 2:

CLPF-TEN West Corporate Center II, LP

*Brad Davey*

BY: Brad Davey, Vice President  
1717 McKinney Avenue, Suite 1900  
Dallas, TX 75202

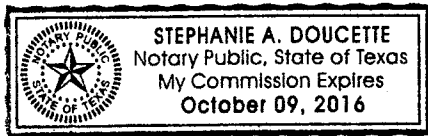
STATE OF TEXAS  
COUNTY OF DALLAS

BEFORE ME, the undersigned authority, on this day personally appeared Brad Davey, Vice President, known to me to be the person and officer whose name and title is subscribed to the foregoing instrument and acknowledged to me that the same was the act CLPF-TEN West Corporate Center II, LP, and that he/she executed the same for the purposes and considerations therein expressed and in the capacity therein and herein stated, and as the act and deed of said CLPF-TEN West Corporate Center II, LP.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 19<sup>th</sup> day of June, 2014

*Stephanie A. Doucette*  
Notary Public in and for the State of Texas

My Commission expires: 10/09/16



COPY

VIA DELIVERY  
June 04, 2014

ATTN: Patrick Walsh, P.E., Director  
Planning & Development (P&D) Department  
611 Walker St, 6th Floor  
Houston, TX 77002

RE: Street Name Change  
Houston Chronicle Boulevard to Innovation Park Drive

Director Walsh:


Pursuant to Chapter 41 Section 41-46 of the Code of Ordinances of Houston, Texas, as revised by City of Houston Ordinance Number 2014-364, we WESTGATE-RE LP, a Delaware limited partnership, acting by and through WESTGATE-GP LLC, a Delaware limited liability company, its General Partner (owner of Tract 1 as referenced in the City Planning Letter prepared by Charter Title Company under GF Number 1017002720X issued May 02, 2014, attached hereto), CLPF-TEN West Corporate Center II, LP (owner of Tract 2 as referenced in said City Planning Letter), and EOS ACQUISITION II, LLC, a Delaware limited liability company acting by and through KBS Realty Advisors, LLC, a Delaware limited liability company, it's agent (owner of Tract 4 as referenced in said City Planning Letter), comprising 75% of the owners abutting the entire length of Houston Chronicle Boulevard do wish to change the name of Houston Chronicle Boulevard to Innovation Park Drive.

Owner signatory pages follow.

As owner of Tract 1:

WESTGATE-RE LP, a Delaware limited partnership  
By: WESTGATE-GP LLC, a Delaware limited liability company, its General Partner



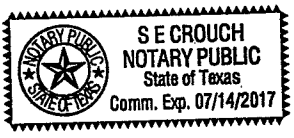
By: Carleton Riser  
1900 West Loop South, Suite 1300  
Houston, TX 77027 

STATE OF TEXAS  
COUNTY OF HARRIS

BEFORE ME, the undersigned authority, on this day personally appeared Carleton Riser, known to me to be the person and officer whose name and title is subscribed to the foregoing instrument and acknowledged to me that the same was the act of WESTGATE-GP LLC, a Delaware limited liability company, and that he/she executed the same for the purposes and considerations therein expressed and in the capacity therein and herein stated, and as the act and deed of said WESTGATE-GP LLC, a Delaware limited liability company.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 9<sup>th</sup> day of June, 2014

  
Notary Public in and for the State of Texas

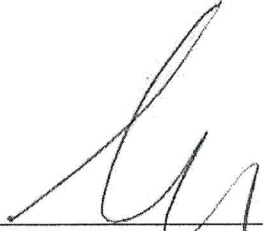


My Commission expires: 7.14.17.

As owner of Tract 4:

EOSII AT TEN WEST, LLC, a Delaware limited liability company  
By: KBS Realty Advisors, LLC, a Delaware limited liability company, as agent

COPY



By: Giovanni Cordoves, Sr. Vice President  
620 Newport Center Drive, Suite 1300  
Newport Beach, CA 92660

STATE OF CALIFORNIA  
COUNTY OF ORANGE

BEFORE ME, the undersigned authority, on this day personally appeared Giovanni Cordoves, Sr. Vice President, known to me to be the person and officer whose name and title is subscribed to the foregoing instrument and acknowledged to me that the same was the act KBS Realty Advisors, LLC, a Delaware limited liability company, and that he/she executed the same for the purposes and considerations therein expressed and in the capacity therein and herein stated, and as the act and deed of said KBS Realty Advisors, LLC, a Delaware limited liability company.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this \_\_\_\_\_ day of June, 2014

\_\_\_\_\_  
Notary Public in and for the State of California

My Commission expires: \_\_\_\_\_

*see attached certificate*

**ACKNOWLEDGMENT**

State of California  
County of Orange

On June 11, 2014 before me, Beth P. Arata, Notary Public  
(insert name and title of the officer)

personally appeared Giovanni Cordoves  
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Beth P. Arata (Seal)



**CITY PLANNING LETTER**

GF No.: 1017002720X  
Time frame covered by this report:

Issued Date: 06/05/2014  
Effective Date: 05/29/2014

**PROPERTY**

Legal Description:

**PROPERTIES ABUTTING HOUSTON CHRONICLE BOULEVARD:**

**TRACT 1:**

Being all of Unrestricted Reserve "A" in Block 1 of WESTGATE OFFICE RESERVE SUBDIVISION, a subdivision in Harris County, Texas, according to the map or plat thereof recorded under Film Code No. 649035 of the Map Records of Harris County, Texas.

**TRACT 2:**

A 6.205-ACRE (270,282 SQ. FT.) TRACT OF LAND BEING ALL OF A CALLED 6.2048-ACRE TRACT CONVEYED TO OPUS REAL ESTATE TX VII TEN WEST, L.P. AS RECORDED IN THE HARRIS COUNTY CLERK'S FILE NUMBER (H.C.C.F. NO.) 20060272735, AND ALSO BEING OUT OF RESTRICTED RESERVE "A" OF PARK TEN, SECTION 8, A SUBDIVISION RECORDED IN VOLUME 336, PAGE 6 OF THE HARRIS COUNTY MAP RECORDS (H.C.M.R.). LOCATED IN THE W.C.R.R. CO. SURVEY, ABSTRACT 1121, CITY OF HOUSTON, HARRIS COUNTY, TEXAS.

**BEGINNING:** At a found 5/8-inch iron rod in the west line of Houston Chronicle Boulevard, 100-foot right-of-way, the common corner being the southeast corner of Restricted Reserve "B" of Park Ten, Section 5, a subdivision of record in Volume 320, Page 102 H.C.M.R. and the northeast corner of said Restricted Reserve "A" and the herein described tract, said point being in the arc of a non-tangent curve to the left, whose radius bears North 75 deg 22 min 28 sec East;

**THENCE:** Along the west line of Houston Chronicle Boulevard, on arc length of 38.15 feet around said curve to the left, with a radius of 1200.00 feet and a central angle of 01 deg 49 min 17sec, having a chord length of 38.14 feet bearing South 15 deg 32 min 11 sec East to a set cut "X" in concrete, being the point of tangency;

**THENCE:** Continuing the west line of Houston Chronicle Boulevard, South 16 deg 26 min 49 sec East, a distance of 100.00 feet to a point of curvature of a curve to the right, from which a 5/8-inch iron rod (bent) was found to bear North 53 deg 51 min 51 sec West, a distance of 0.3 foot;

**THENCE:** Continuing the west line of Houston Chronicle Boulevard, an arc length of 289.46 feet around said curve to the right, with a radius of 1100.00 feet and a central angle of 15 deg 04 min 38



sec, having a chord length of 288.63 feet bearing South 08 deg 54 min 30 sec East to a set cut "X" in concrete in the common line of the north line of a called 2.3078-acre tract conveyed to Chimney Joint Venture as recorded in H.C.C.F. No. Y4054411, a called 1.497-acre tract conveyed to YRG Restaurant Group, LLLP as recorded in H.C.C.F. No. 20070144515 and a called 16.79 18-acre tract conveyed to Bally West, LTD. as recorded in H.C.C.F. No. Y363284 and the south line of the herein described tract, the common corner being the northeast corner of said 2.3078-acre tract and the southeast corner of the herein described tract;

THENCE: Departing Houston Chronicle Boulevard. along said common line, South 88 deg 37 min 49 sec West, a distance of 669.52 feet to a set cut "X" in concrete in the common line at the east line of said 16.7918-acre tract and the west line of the herein described tract, the common corner being an interior corner of said 16.7918-acre tract and the southwest corner of the herein described tract;

THENCE: Along said common line, North 01 deg 09 min 02 sec West, a distance of 421.95 feet to a found 5/8-inch iron rod with cap (South Texas) in common line of the south line of said Restricted Reserve "B" and the north line of said Restricted Reserve "A" and the herein described tract, the common corner being the northeast corner at said 16.7918-acre tract and the northwest corner of the herein described tract;

THENCE: Along said common line, North 88 deg 50 min 58 sec East, a distance of 594.70 feet to the POINT OF BEGINNING and containing 6.205 acres or 270,282 square feet of land, more or less.

**TRACT 3:**

BEING A 2.3078 ACRE (100,528 SQ. FT.) TRACT OF LAND OUT OF A CALLED 36.549 ACRE TRACT CONVEYED TO OPUS WEST LP, RECORDED IN HARRIS COUNTY CLERK'S FILE NUMBER (H.C.C.F, NO.) V863567 AND BEING OUT OF THE REMAINDER OF RESTRICTED RESERVE "A" OF PARK TEN SECTION 8, A SUBDIVISION OF RECORD IN VOLUME 336, PAGE 6 OF THE HARRIS COUNTY MAP RECORDS (R1C.MR.), LOCATED IN THE W.C.R.R. CO. SURVEY, ABSTRACT 1121, CITY OF HOUSTON, HARRIS COUNTY, TEXAS,

BEGINNING: At a set 5/8-inch iron rod with cap (LIN 2414) at the southerly point of a cutback corner of the intersection of the west line of Houston Chronicle Boulevard 100-foot right-of-way (R.O.W.) and the north line of the north line of the westbound Katy Freeway Feeder Road, 100-foot ROW., the most southerly southeast corner of said Remainder and the herein described tract;

THENCE: Along the north line of said Feeder Road and the south line of said Remainder, South 88 deg 37 min 49 sec West, a distance of 219.27 feet to the southwest corner of the herein described tract:

THENCE: Departing the south line of said Remainder Tract and the north line of said Feeder Road, North 01 deg 22 min 11 sec West, a distance of 401.08 feet, the northwest corner of the herein described tract:

THENCE: Along the north line of the herein described tract. North 88 deg 37 min 49 sec East, a distance of 252.89 feet to a set 5/8-inch iron rod with cap (LIN2414), from which a 5/8-inch iron rod with cap was found to bear North 45 deg 08 min West, 0.3-foot, a point in the west line of Houston Chronicle Boulevard and the east line of said Remainder Tract, the northeast corner of the herein described tract;

THENCE: Along the common line being the west line of Houston Chronicle Boulevard and the east line of said Remainder Tract, South 01 deg 22 min 11 sec East, a distance of 281.08 feet to a found 5/8-inch iron rod with cap, an angle point of the herein described tract;

THENCE: Continuing along said common line, South 01 deg 19 min 17 sec East, a distance of 7.25 feet to a set 5/8-inch iron rod with cap (LIN2414), an angle point of the herein described tract;

THENCE: Continuing along said common line, South 04 deg 05 min 02 sec West, a distance of 87.34

feet to a set 5/8-inch iron rod with cap (LIN2414), the easterly point of said cutback corner, the most easterly southeast corner of said Remainder Tract and the herein described tract;

THENCE: Along said cutback, South 43 deg 04 min 26 sec West, a distance of 36.15 feet to the POINT OF BEGINNING and containing 2.3078 acres or 100.528 square feet of land, more or less.

**SAVE & EXCEPT THE FOLLOWING 0.1380-ACRE PARCEL:**

**A TRACT OR PARCEL CONTAINING 0.1380 ACRE (6,013 SQUARE FEET) OF LAND SITUATED IN THE W.C.R.R. COMPANY SURVEY, ABSTRACT NO. 1121, HARRIS COUNTY, TEXAS, BEING OUT OF RESTRICTED RESERVE "A" OF PARK TEN, SECTION 8, A SUBDIVISION OF RECORD IN VOLUME 336, PAGE 8 OF THE MAP RECORDS OF HARRIS COUNTY, TEXAS; SAID 0.1380 ACRES BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:**

**COMMENCING AT A 5/8 INCH IRON ROD FOUND MARKING THE NORTHWEST CORNER OF SAID RESERVE "A", SAME BEING THE SOUTHWEST CORNER OF RESTRICTED RESERVE "B" OF PARK TEN, SECTION 5, AS RECORDED IN VOLUME 320, PAGE 102 OF THE MAP RECORDS OF HARRIS COUNTY, TEXAS; SAID CORNER LYING IN THE EAST LINE OF BARKER CYPRESS ROAD (WIDTH VARIES);**

**THENCE ALONG THE NORTH LINE OF SAID RESERVE "A" AND THE SOUTH LINE OF SAID RESERVE "B", NORTH 88 DEGREES 50 MINUTES 58 SECONDS EAST, A DISTANCE OF 910.72 FEET TO A 5/8 INCH IRON ROD FOUND FOR CORNER;**

**THENCE, SOUTH 01 DEGREES 09 MINUTES 02 SECONDS EAST, A DISTANCE OF 421.95 FEET TO A 5/8 INCH IRON ROD FOUND FOR CORNER;**

**THENCE, NORTH 88 DEGREES 37 MINUTES 49 SECONDS EAST, A DISTANCE OF 254.04 FEET TO A 5/8 INCH IRON ROD FOUND FOR CORNER;**

**THENCE, SOUTH 01 DEGREES 22 MINUTES 11 SECONDS EAST, A DISTANCE OF 18.71 FEET TO THE NORTHWEST CORNER OF A CALLED 0.2316 ACRE TRACT;**

**THENCE, NORTH 88 DEGREES 37 MINUTES 49 SECONDS EAST, A DISTANCE OF 162.59 FEET TO THE NORTHWEST CORNER OF THE HEREIN DESCRIBED TRACT, AND THE POINT OF BEGINNING;**

**THENCE CONTINUING NORTH 88 DEGREES 37 MINUTES 49 SECONDS EAST, A DISTANCE OF 96.90 FEET TO THE NORTHEAST CORNER OF THE HEREIN DESCRIBED TRACT;**

**THENCE, SOUTH 01 DEGREES 22 MINUTES 11 SECONDS EAST, A DISTANCE OF 62.05 FEET TO THE SOUTHEAST CORNER OF THE HEREIN DESCRIBED TRACT;**

**THENCE, SOUTH 88 DEGREES 37 MINUTES 49 SECONDS WEST, A DISTANCE OF 96.90 FEET TO THE SOUTHWEST CORNER OF THE HEREIN DESCRIBED TRACT;**

**THENCE, NORTH 01 DEGREES 22 MINUTES 11 SECONDS WEST, ALONG THE EAST LINE OF A CALLED 0.2316 ACRE TRACT A DISTANCE OF 62.05 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.1380 ACRES OF LAND, MORE OR LESS.**

**TRACT 4:**

All that certain 9.726 acres of land, which is the 9.726 acres of land described in the Deed from Wolff Interest Ltd. to Opus South Corporation recorded under File No. Ti 18285, in the Official Public Records of Real Property of Harris County, Texas, out of Restricted Reserve "B", Park Ten, Section 5, according to the plat thereof recorded under Volume 320, Page 102, Harris County Map Records of Harris County, Texas in the W.C.R.R. Company Survey, A-1121, Harris County, Texas and more

particularly described by metes and bounds as follows: (All bearings based on Texas State Plane Coordinate System, South Central Zone.)

Beginning at a 5/8" iron rod found for the most southerly Southwest corner of said Restricted Reserve "B", in the Easterly right-of-way line of Barker Cypress Road (R.O.W. varies);

Thence N 61° 25' 07" W - 18.29', along said East right-of-way line, to an "X" found in concrete for an angle corner of the aforesaid 9.726 acre tract;

Thence N 02° 05' 32" W 50.93' continuing along said East right-of-way line to a 5/8 " iron rod found for the Southwest corner of the 1.594 acre tract described in the Deed from David S. Wolff to B.P. Exploration & Oil, Inc. recorded under File No. 5697684, Official Public Records of Real Property of Harris County, Texas;

Thence N 88° 50' 58" E - 256.52' along the South line of said 1.594 acre tract to a 5/8" Iron rod found for the Southeast corner of said 1.594 acre tract, common to an angle corner of the herein described tract;

Thence N 01° 10'26" W - 268.64' along the East line of said 1.594 acre tract to a 5/8" iron rod found for the Northeast corner of said 1.594 acre tract, common to the most northerly Northwest corner of the herein described tract, in the South right-of-way line of Park Row (100' R.O.W.);

Thence N 88° 49' 34" E - 1222.67' along said South right-of-way line to a 5/8" Iron rod found for the West corner of the Southwest right-of-way cutback line at the intersection of said Park Row and Houston Chronicle Boulevard (100' R.O.W.);

Thence S 46° 10' 26" E - 14.14' along said Southwest right-of-way cutback line to a 5/8" iron rod found for the South corner of said cutback line in the West right-of-way line of said Houston Chronicle Boulevard;

Thence S 01° 10'26" E- 40.00', along said West right-of-way line, to a 5/8" iron rod found for the point of curvature of a curve to the left having a central angle of 13° 27' 05" and a radius of 1200.00';

Thence along said curve to the left, continuing along said West right-of-way line, an arc distance of 281.72' to a 5/8" iron rod found for the Southeast corner of the aforesaid Restricted Reserve "B", common to the Southeast corner of the herein described tract;

Thence S 88° 50'58"W - 1505.42' along the South line of said Restricted Reserve "B", to the Point of Beginning of the herein described tract and containing 9.726 acres of land, more or less.

*Note: The Company is prohibited from insuring the area or quantity of the Land. Any statement in the legal description contained in this report as to area or quantity of land is not a representation that such area or quantity is correct but is for informal identification purposes and no liability is assumed by company for the accuracy of said area or quantity*

Based on a search of the Public Records of HARRIS County, Texas, the last instrument purporting to convey title to the land described above was:

WESTGATE-RE L.P., a Delaware limited partnership as to TRACT 1

CLPF-TEN WEST CORPORATE CENTER II, L.P., a Delaware limited partnership as to TRACT 2

CHIMNEY JOINT VENTURE, a Texas partnership as to TRACT 3

EOSII AT TEN WEST, LLC, a Delaware limited liability company as to TRACT 4

This report hereby reports that the instruments listed below have been filed for record in the office of the County Clerk of HARRIS, County, Texas, and are affecting title to the property above described during the time frame as set out above:

**RESTRICTIONS:**

**TRACT 1:**

Restrictive Covenants shown and/or noted on plats recorded in Volume 320, Page 102 and Volume 322, Page 92 of the Map Records of Harris County, Texas and plat recorded under Film Code 649035 of said Map Records, and under Harris County Clerk's File No. J239615 and J239616, ; together with Notice of Exercise of Developers Rights to include property under Park Ten Community Association, Inc. by instrument recorded under Harris County Clerk's File NO. 20120015544.

**TRACT 2:**

Restrictive Covenants shown and/or noted on plats recorded in Volume 320, Page 102 and Volume 336, Page 6, of the Map Records of Harris County, Texas, and Restrictions recorded under th following Harris County Clerk's File Nos.: (a) S697683, as amended or affected by T118284, T118291, V470839, 20070093111 and W055977, (b) V813839, as affected or amended by V988179, Y363285 (refiled under Y394284), 20100069137 and 20100069138 and (c) Y363283, as amended or affected by Z024599 (refiling of Y992015), Y405434, 20100069140, and 20110020066, Official Public Records of Harris County, Texas.

**TRACT 3:**

Restrictive Covenants shown and/or noted on plats recorded in Volume 320, Page 102 and Volume 336, Page 6, of the Map Records of Harris County, Texas, and Restrictions recorded under th following Harris County Clerk's File Nos.: (a) S697683, as amended or affected by T118284, T118291, V470839, 20070093111 and W055977, (b) V813839, as affected or amended by V988179, Y363285 (refiled under Y394284), 20100069137 and 20100069138 and (c) Y363283, as amended or affected by Z024599 (refiling of Y992015), Y405434, 20100069140, and 20110020066, Official Public Records of Harris County, Texas.

**TRACT 4:**

Restrictive Covenants shown and/or noted on plat recorded in Volume 320, Page 102, of the Map Records of Harris County, Texas, and Restrictions recorded under th following Harris County Clerk's File Nos.: (a) S697683, as amended or affected by T118284, T118291, V470839, 20070093111 and W055977, (b) V813839, as affected or amended by V988179, Y363285 (refiled under Y394284), 20100069137 and 20100069138 and (c) Y363283, as amended or affected by Z024599 (refiling of Y992015), Y405434, 20100069140, and 20110020066, Official Public Records of Harris County, Texas.

## EASEMENTS:

### TRACT 1:

1. Easements and building setbacks as shown and/or noted on plat recorded under Film Code No. 649035 of the Map Records of Harris County, Texas.
2. Building setback line 25 feet in width located along the North property line, as shown on plat thereof recorded in Volume 320, page 102 of the Map Records of Harris County, Texas,.
3. Building setback line 10 feet in width located along the West property line, as shown on plats thereof recorded in Volume 320, page 102 and Volume 322, Page 92 of the Map Records of Harris County, Texas,.
4. Utility easement 25 feet in width located along the north property line, as shown on plat thereof recorded in Volume 320, page 102 of the Map Records of Harris County, Texas.
5. Utility easement 10 feet in width together with an aerial easement adjoining thereto five (5) feet in width from a plane twenty (20) feet above the ground upward, located along the West property line, as shown on plats thereof recorded in Volume 320, page 102 and Volume 322, Page 92 of the Map Records of Harris County, Texas.
6. Storm sewer and water line easement twenty-five (25) feet in width along the south property line, recorded under Harris County Clerk's File No. J141268, and shown on plat thereof recorded in Volume 322, page 92 of the Map Records of Harris County, Texas,.
7. Water meter easement noted as Parcel KY13-048, Job No. 14111, granted to The City of Houston in instrument recorded under Harris County Clerk's File No. 20120497352.
8. Water meter easement noted as Parcel KY13-049, Job No. 14112, granted to The City of Houston in instrument recorded under Harris County Clerk's File No. 20120497353.
9. Water meter easement noted as Parcel KY13-050, Job No. 14113, granted to The City of Houston in instrument recorded under Harris County Clerk's File No. 20120497354.
10. Short Form Blanket Easement - 3-Phase Overhead and Underground granted to CenterPoint Energy Houston Electric, LLC in instrument recorded under Harris County Clerk's File No. 20120556119.
11. A right of way and easement 30 feet in width granted to The Texas Pipe Line Company by instruments recorded in Volume 775, page 266, assigned to Texas-New Mexico Pipe Line Company by instrument recorded in Volume 1063, page 339 of the Deed Records, and as amended by instrument recorded in Volume 4315, page 478 and Volume 4343, page 611 of the Deed Records of Harris County, Texas; and as shown on plat thereof recorded in Volume 320, page 102 of the Map Records of Harris County, Texas, together with cathodic protection easement, above ground service pole, rectifier on concrete base and all appurtenances thereto, in conjunction with the pipeline.

Terms, conditions and stipulations contained in that certain Consent to Encroach Agreement by and between Enterprise Crude Pipeline LLC and Westgate - RE LP, recorded under Harris County Clerk's File No. 20130068072, consenting therein to: "C. *LANDOWNER desires to construct one (1) six-inch (6") thick concrete driveway, concrete parking lot, one (1) covered concrete walkway, two (2) landscape areas, one (1) eight-inch sanitary sewer, one (1) twelve-inch (12") HDPE storm sewer, one (1) eighteen-inch (18") HDPE storm sewer, one (1) four-inch (4") domestic water line, one (1) six-inch (6") fire water line, one (1) gas line, one (1) electrical conduit and a sanitary*

*sewer stack (the "Improvements") over and across COMPANY'S Pipeline all as depicted and in location shown on LANDOWNER'S plans attached hereto as Exhibit "A" and incorporated herein (the "Plans"), which will encroach on the Easement hereinafter referred to as the "Encroachment"*

12. Provisions contained in Protective Covenants filed for record under Harris County Clerk's File No. J239615 as further affected by document recorded under Harris County Clerk's File No. 20120422396, Harris County, Texas.
13. The Land has frontage or abuts Interstate Highway 10, which is a controlled access highway. This policy does not insure against the exercise of power by competent governmental authority to limit, control or deny access, ingress or egress to the Land from said highway or service road which the Land abuts, nor does it insure that the Insured has or shall continue to have access, ingress or egress from such property to and from said highway and service road.
14. Rights of Developer under General Warranty Deed dated November 16, 1983 from Wolff, Morgan & Company, a Texas general partnership to Houston Chronicle Publishing Company, filed for record under Harris County Clerk's File No. J239616 and by Protective Covenants filed for record under Harris County Clerk's File No. J239615, as assigned by instruments filed for record under Harris County Clerk's File No. L602489 and P611210 in favor of David S. Wolff. Partial release as to right of way by instrument filed for record under Harris County Clerk's File No. X066748. Developer Rights quitclaimed to Park Ten Community Association, Inc. by instrument filed for record under Harris County Clerk's File No. 20110542311, corrected under 20120058722. Said Developer's Rights being affected by that certain Notice of Exercise of Developer's Rights to include subject property under the regime of a nonprofit corporation formed as a community association and organized as Park Ten Community Association, Inc., as disclosed by instrument filed for record under Harris County Clerk's File No. 20120015544, as affected by Release of Easement executed by CenterPoint Energy Houston Electric, LLC and CenterPoint Energy Resources Corporation, d/b/a CenterPoint Energy Texas Gas Operations, recorded April 23, 2014 under Harris County Clerk's File NO. 20140167424.
15. Interest in and to all coal, lignite, oil, gas and other minerals, and all rights incident thereto, contained in instrument recorded in Volume 1101, Page 579 of the Deed Records of Harris County, Texas and said rights conveyed by instrument filed Volume 1101, Page 580 of the Deed Records of Harris County, Texas. Reference to which instrument is here made for particulars. No further search of title has been made as to the interest(s) evidenced by this instrument, and the Company makes no representation as to the ownership or holder of such interest(s).
16. Consent to Encroachment over City Easement recorded April 23, 2014 under Harris County Clerk's File No. 20140167422.
17. Consent to Encroachment executed by Southwestern Bell Telephone Company, recorded April 23, 2014 under Harris County Clerk's File No. 20140167423.
18. Payment Bond recorded under Harris County Clerk's File No. 20140083984.

**TRACT 2:**

19. Building setback lines and drainage and utility easements as recorded in Volume 336, Page 6, of the Map Records of Harris County, Texas.
20. Terms, Conditions, and Stipulations in the Development Agreement by and between Opus West, LP and Bally West Ltd. recorded March 31, 2005 under Harris County Clerk's File No. Y383670, of the Official Records, of Harris County, Texas.
21. Terms, Conditions, and Stipulations in the Development Agreement by and between Opus West, LP and Peyton Cottrell Acquisitions, LLC recorded April 19, 2005 under Harris County Clerk's File

No. Y405439, of the Official Records, of Harris County, Texas.

22. Terms, Conditions, and Stipulations in Easement Agreement recorded December 28, 2005 under Harris County Clerk's File No. Y992016, of the Official Records, of Harris County, Texas.
23. Easement for sanitary sewer and waterline to The City of Houston recorded February 8, 2006 under Harris County Clerk's File No. Z080108, of the Official Records, of Harris County, Texas.
24. Terms, Conditions, and Stipulations in Agreement recorded July 26, 2006 under Harris County Clerk's File No. Z47881 1, of the Official Records, of Harris County, Texas.
25. Easement to CenterPoint Energy Houston Electric LLC and CenterPoint Energy Resources Corp. d/b/a CenterPoint Energy Texas Gas Operations recorded August 22, 2006 under Harris County Clerk's File No. Z548490, of the Official Records, of Harris County, Texas.
26. Notice of Storm Water Quality Requirements filed for record on November 10, 2005 under Harris County Clerk's File N. Y890262, of the Official Records, of Harris County, Texas.
27. Easement for waterline purposes to The City of Houston recorded April 21, 2006 under Harris County Clerk's File N. Z245637, of the Official Records, of Harris County, Texas.
28. Memorandum of Telecommunications Agreement granted to Southwestern Bell Telephone, L.P. recorded December 6, 2006 under Harris County Clerk's File No. 20060242985, of the Official Records, of Harris County, Texas.
29. Easement recorded October 18, 2007 under Harris County Clerk's File No. 20070629017 of the Official Records of Harris County, Texas.
30. All of the oil, gas and other minerals on, in, under or that may be produced from the subject property are excepted herefrom, not insured herein nor guaranteed hereunder, as set out in instrument recorded in Volume 2038, Page 590 of the Deed Records of Harris County, Texas. Surface rights waived under terms, conditions and stipulations contained in instrument filed under Harris County Clerk's File Number(s) D548982. No further search of title has been made as to the interest(s) evidenced by this instrument, and the Company makes no representation as to the ownership or holder of such interest(s).
31. All of the oil, gas and other minerals on, in, under or that may be produced from the subject property are excepted herefrom, not insured herein nor guaranteed hereunder, as set out in instrument recorded under County Clerk's File No. F792006 of the Real Property Records of Harris County, Texas. No further search of title has been made as to the interest(s) evidenced by this instrument, and the Company makes no representation as to the ownership or holder of such interest(s).

**TRACT 3:**

32. Twenty (20) foot building line and twenty (20) foot utility easement over the Easterly property line as set out on the plats recorded in Volume 320, Page 102 and Volume 336, Page 6, both of the Map Records of Harris County, Texas, .
33. Fifteen (15) foot building line over the Southerly portion of the property as set out on the plat recorded in Volume 336, Page 6 of the Map Records of Harris County, Texas.
34. Twenty (20) foot aerial easement over the Southerly portion of this property, granted to Houston Lighting and Power Company by instrument recorded in Volume 5756, Page 241 of the Deed Records of Harris County, Texas.
35. Ten (10) foot drainage easement over the Southerly portion of the property as set out in instrument

recorded in Volume 2059, Page 281 of the Deed Records of Harris County, Texas.

36. Drainage easements reserved in instruments filed under Harris County Clerk's File Number(s) T118285 and T118286.
37. A guy easement thirty-five (35) feet in length granted to Houston Lighting and Power Company by instrument recorded in Volume 5777, Page 437 of the Deed Records of Harris County, Texas.
38. Unobstructed easements five (5) feet and ten (10) feet in width, together with unobstructed aerial easements ten (10) feet wide from a plane sixteen (16) feet above the ground upward, granted to Houston Lighting and Power Company by instrument recorded under Harris County Clerk's File Number(s) K806592.
39. A drainage easement fifteen (15) feet wide along either side of the centerline of all natural drainage courses in the subdivision, as shown on the plat recorded in Volume 336, Page 6 of the Map Records of Harris County, Texas.
40. Terms, Conditions, and Stipulations in Easement Agreement recorded December 28, 2005 under Harris County Clerk's File No. Y992016, of the Official Records, of Harris County, Texas.
41. All of the oil, gas and other minerals on, in, under or that may be produced from the subject property are excepted herefrom, not insured herein nor guaranteed hereunder, as set out in instrument recorded in Volume 2038, Page 590 of the Deed Records of Harris County, Texas. Surface rights waived under terms, conditions and stipulations contained in instrument filed under Harris County Clerk's File Number(s) D548982. No further search of title has been made as to the interest(s) evidenced by this instrument, and the Company makes no representation as to the ownership or holder of such interest(s).
42. All of the oil, gas and other minerals on, in, under or that may be produced from the subject property are excepted herefrom, not insured herein nor guaranteed hereunder, as set out in instrument recorded under County Clerk's File No. F792006 of the Real Property Records of Harris County, Texas. No further search of title has been made as to the interest(s) evidenced by this instrument, and the Company makes no representation as to the ownership or holder of such interest(s).

**TRACT 4:**

43. Public utilities easement 25 feet wide along the West property line and an unobstructed aerial easement 5 feet wide from a plane 20 feet above the ground upward, located adjacent thereto as shown on the recorded plat and dedication recorded in Volume 320, Page 102, Map Records of Harris County, Texas.
44. Storm sewer easement 25 feet wide along the North property line as shown on the recorded plat and dedication recorded in Volume 320, Page 102, Map Records of Harris County, Texas.
45. Public utilities easement 20 feet wide along the East property line and an unobstructed aerial easement 5 feet wide from a plane 20 feet above the ground upward, located adjacent thereto as shown on the recorded plat and dedication recorded in Volume 320, Page 102, Map Records of Harris County, Texas.
46. Storm sewer and water line easement 20 feet by 25 feet wide located in the Southeast corner as shown on the recorded plat and dedication recorded in Volume 320, Page 102, Map Records of Harris County, Texas.
47. A pipeline right-of-way and easement 30 feet in width over and across the subject tract, being granted to The Texas Pipe Line Company by instrument recorded in Volume 775, Page 266 of the Deed Records, and assigned to Texas-New Mexico Pipe Line Company by instrument recorded in



Volume 1063, Page 339 of the Deed Records, and amended by instrument recorded in Volume 4343, Page 611, of the Deed Records of Harris County, Texas.

Encroachment Agreement executed by TEPPCO Crude Pipeline, L.P., recorded July 27, 2007 under Harris County Clerk's File No. 20070457786, consenting therein to the following: "*TEPPCO hereby consents to the construction of a paved street and a cul-de-sac for vehicular traffic constructed of up to six-inches (6") of concrete paving, with construction joints, and a sidewalk, as directed by a TEPPCO employee on site, by Owner on the Encroachment Area,*" under terms, conditions and stipulations contained in said Agreement.

48. Drainage ditch easement 10 feet wide located on subject property to County of Harris recorded in Volume 2059, Page 281, of the Deed records, of Harris County, Texas.
49. An easement for purposes of deep-well ground bed, junction box, pole mounted rectifier and underground cable located on subject property to Texas-New Mexico Pipe Line Company recorded in Clerk's File No. K284891, of the Official records, of Harris County, Texas.
50. Drainage easement reserved in deed recorded under Clerk's File No(s). T118285 and T118286, both of the Official Records of Harris County, Texas.
51. Water line and appurtenances easement 10 feet wide over and across the most northerly North corner of Tract I recorded 08/09/1977 in Clerk's File No. F2500 10, of the Official records, of Harris County, Texas.
52. Easement to Reliant Energy recorded 06/11/99 in Clerk's File No. T779389, of the Official records, of Harris County, Texas.
53. Terms, Conditions, and Stipulations in the Memorandum of Telecommunications Agreement by and between Opus South Corporation, a Florida corporation and Southwestern Bell Telephone Company, a Missouri corporation recorded 6-1-2001 in Clerk's File No. V088366, of the Official records, of Harris County, Texas.
54. A 25 foot building setback line along the North property line as set forth on the recorded plat and dedication recorded in Volume 320, Page 102, Map Records of Harris County, Texas.
55. A 20 foot building setback line along the East property line as set forth on the recorded plat and dedication recorded in Volume 320, Page 102, Map Records of Harris County, Texas.
56. A 15 foot building setback line along the South property line as set forth on the recorded plat and dedication recorded in Volume 336, Page 6, Map Records of Harris County, Texas.
57. A 25 foot building setback line along the West property line as set forth on the recorded plat and dedication recorded in Volume 320, Page 102, Map Records of Harris County, Texas.
58. A 10 to 25 foot building setback line along the West property line as set forth on the recorded plat and dedication recorded in Volume 336, Page 6, Map Records of Harris County, Texas and as set forth on the recorded plat and dedication recorded in Volume 320, Page 102, Map Records of Harris County, Texas.
59. A 15 foot building setback line located North of the North line of the 30 foot wide pipeline easement as set forth on the recorded plat and dedication recorded in Volume 320, Page 102, Map Records of Harris County, Texas.
60. A 15 foot building setback line located South of the South line of the 30 foot wide pipeline easement as recorded in Volume 336, Page 6, Map Records of Harris County, Texas and as set forth on the recorded plat and dedication recorded in Volume 320, Page 102, Map Records of

Harris County, Texas.

61. Terms, conditions, provisions and stipulations contained in Deeds filed for record under Clerk's File No(s). TI 18285 and T118286, Official Records, Harris County, Texas.
62. Terms, conditions and stipulations of that certain Supplemental Agreement Regarding Appointment of Administrator recorded under Clerk's File No. Ti 18291, of the Official Records of Harris County, Texas.
63. Terms, conditions, provisions, stipulations, easement, obligations, assessments and liens contained in Declaration of Covenants, Restrictions, Easements, Charges and Liens for Ten West Corporate Center dated May 8, 2002, filed for record on May 21, 2002 under Clerk's File No. V813839, of the Official Public Records of Real Property, Harris County, Texas, as affected by that certain Condemnation Proceedings under Cause No. 796599, a certified copy of the Judgment of Court in Absence of Objection in which proceedings was filed under Clerk's File No. X177639, Official Public Records of Real Property, Harris County Texas, which part taken is described in Exhibit A of the aforesaid Judgment of Court in Absence of Objection as amended under Clerk's File No. Y363285, and refilled under Clerk's File No. Y394284.
64. Terms, conditions and stipulations contained in that certain Plan Approval, Variance and Estoppel Certificate dated May 9, 2002, filed for record May 21, 2002 under Clerk's File No. V813840, of the Official Public Records of Real Property of Harris County, Texas.
65. Notice of Storm Water Quality Requirements filed for record November 10, 2005 under County Clerk's File No. Y890262, Official Records of Harris County, Texas.
66. Terms, conditions and stipulations in the Grant of Easement for Driveway and Cabling by and between Texas Desert Limited Partnership, a Delaware limited partnership, and Opus West LP, a Delaware limited partnership, recorded in Clerk's File No. Z478811, as amended and affected by First Amendment to Grant of Easements for Driveway and Cablinb recorded June 19, 2007 under Harris County Clerk's File NO. 20070374319, of the Official Records of Harris County, Texas.
67. All of the oil, gas and other minerals on, in, under or that may be produced from the subject property are excepted herefrom, not insured herein nor guaranteed hereunder, as set out in instrument recorded in Volume 2038, Page 590 of the Deed Records of Harris County, Texas. Surface rights waived under terms, conditions and stipulations contained in instrument filed under Harris County Clerk's File Number(s) D548982. No further search of title has been made as to the interest(s) evidenced by this instrument, and the Company makes no representation as to the ownership or holder of such interest(s).
68. All of the oil, gas and other minerals on, in, under or that may be produced from the subject property are excepted herefrom, not insured herein nor guaranteed hereunder, as set out in instrument recorded under County Clerk's File No. F792006 of the Real Property Records of Harris County, Texas. No further search of title has been made as to the interest(s) evidenced by this instrument, and the Company makes no representation as to the ownership or holder of such interest(s).
69. Terms, conditions and stipulations contained in that certain Management Agreement by and between PM Realty Group, LP, a Delaware limited partnership, ("Manager") and EOS Acquisition II, LLC, a Delaware limited liability company ("Owner"), said Agreement disclosed in Assignment and Subordination of Management Agreement recorded January 8, 2007 under Harris County Clerk's File No. 20070016161.

**LIENS:**

**TRACT 1:**

Deed of Trust, Assignment of Rents and Leases, Security Agreement, Fixture Filing and Financing Statement executed by WESTGATE-RE LP to PRLAP, Inc., Trustee, dated September 13, 2012, filed September 13, 2012, recorded in/under 20120422398 of the Real Property Records of HARRIS County, Texas, securing Bank of America, N.A. in the payment of one note in the principal sum of Ninety Six Million Nine Hundred Sixty One Thousand Five Hundred Seventy Nine and 00/100 (\$96,961,579.00), due and payable and bearing interest as therein provided.

**TRACT 2:**

None found of record

**TRACT 3:**

None found of record

**TRACT 4:**

1. Deed of Trust executed by EOSII AT TEN WEST, LLC, a Delaware limited liability company to RPLAP, Inc., a Texas corporation, Trustee, dated November 26, 2013, filed December 2, 2013, recorded in/under Harris County Clerk's File No. 20130600491 of the Real Property Records of County, Texas, securing BANK OF AMERICA, N.A., as Beneficiary, in its capacity as administrative agent for the Lenders in the payment of one note in the principal sum of Eighty Million (\$80,000,000.00), due and payable and bearing interest as therein provided; and all the terms, conditions and stipulations contained therein, including, but not limited to, any additional indebtedness, if any, secured by said instrument.

Subordination, Nondisturbance and Attornment Agreement recorded December 2, 2013 under Harris County Clerk's File No. 20130600492.

This report is issued for the use of and shall inure to the benefit of and is issued in consideration of amount paid by the benefited party named above, and no others, and to whom said sum shall be returned as agreed liquidated damages in the event of any mistakes herein. By accepting this search, the benefited party agrees that the said sum and no more shall constitute the full measure for damages against the issuing company.

**SPECIAL NOTE AND LIMITATION OF LIABILITY:** This report is issued with the express understanding, evidenced by the acceptance of same, that this report does not undertake to give or express any opinion as to the validity of the title hereinabove described or the authority of those executing the above listed instruments, but is simply reporting herein and hereby as to the recitals of instruments listed. The Company assumes no liability greater than the consideration paid for this certificate by reason of issuance, delivery and/or use of same, nor for any error or omissions herein.

This report does NOT reflect title to any of the oil, gas and other mineral interests affecting subject property, nor any documents creating and/or affecting said estates, nor the validity of any rights, privileges and immunities relating thereto.

Further, this report does not address and no search has been performed regarding the following: claims and rights of parties in possession; discrepancies in area and boundaries; unpaid bills for labor or material in connection with repairs or new improvements; unpaid taxes; change in marital status or corporate status of owner(s) since date of purchase; homestead rights or claims; easements and restrictions.

Charter Title Company

BY: AB Tovar  
AB Tovar, Escrow Officer