

PARTIAL RELEASE OF LIENS
(ROW - 0.023 Acre)

THE STATE OF TEXAS §
 § **KNOW ALL BY THESE PRESENTS:**
COUNTY OF HARRIS §

THAT U.S. BANK NATIONAL ASSOCIATION, a national banking association, d/b/a Housing Capital Company, in its capacity as agent ("Agent") for certain Lenders [as such term is defined in that certain Second Amended and Restated Construction Deed of Trust (with Assignment of Leases and Rents, Security Agreement and Fixture Filing) dated as of December 5, 2018, from Toll-GTIS Property Owner LLC, a Texas limited liability company ("Maker"), to Alyssa Pratka, as Trustee, filed for record under Clerk's File No. 2018134516 in the Official Public Records of Fort Bend County, Texas (the "Deed of Trust")], and as the beneficiary under said Deed of Trust on behalf of the Lenders owning and holding certain rights, titles, liens, assignments, claims, security interests, and equities, including, without limitation, that certain promissory note or notes in the aggregate principal sum of Sixty Million and No/Dollars (\$60,000,000.00), as further described and defined in the Deed of Trust (collectively, the "Security Interests"), against, in, and to certain real property situated in Fort Bend County, Texas, as more particularly described in and shown on **Exhibit A** attached hereto and incorporated herein for all purposes, including any and all appurtenances to said property and improvements situated thereon (collectively, the "Released Property"), to which Agent and/or the Lenders might be entitled under and by virtue of any instruments guaranteeing or securing the Security Interests, including, without limitation, the following documents (collectively, the "Security Documents"):

1. The Deed of Trust; and
2. That certain Third Modification Agreement (Short Form) dated as of August 6, 2020, filed for record under Clerk's File No. 2020102727 in the Official Public Records of Fort Bend County, Texas.

Agent, on behalf of itself as beneficiary under the Deed of Trust and on behalf of the Lenders as holders of the Security Interests, desires to release, relinquish, quitclaim, and discharge all of said Security Interests against, in, and to the Released Property.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Agent (on behalf of itself as beneficiary under the Deed of Trust and on behalf of the Lenders as holders of the Security Interests) does hereby RELEASE, RELINQUISH, QUITCLAIM and DISCHARGE any and all Security Interests against, in, and to the Released Property for all purposes.

Agent hereby agrees to execute any further releases and necessary instruments as Maker shall require to effectuate the release of the Security Interests against the Released Property.

Notwithstanding anything in this Partial Release of Liens to the contrary, the Security Interests and Security Documents shall remain in full force and effect as to all property described therein other than the Released Property and any property that has been previously released therefrom.

Agent represents and covenants that the Lenders are the sole present legal owners and holders of all Security Interests secured by and granted under the provisions of the Security Documents, that Agent is the sole present beneficiary under the Deed of Trust, and that Agent has the full right, power, and authority to execute and deliver this Partial Release of Liens.

Reference is hereby specifically made to all instruments and records herein mentioned, and to all those referred to in all said instruments and records, for all purposes.

[Signature page follows this page.]

EXECUTED this 9th day of April 2021.

AGENT:

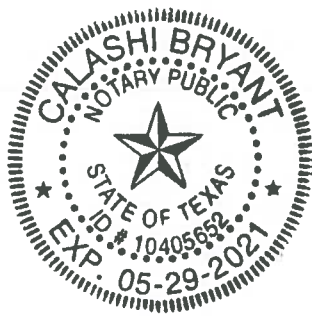
U.S. BANK NATIONAL ASSOCIATION,
a national banking association,
d/b/a Housing Capital Company

By: Joselyn Castillo
Name: Joselyn Castillo
Title: Banking Officer

THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

This instrument was acknowledged before me on the 9th day of April, 2021, by Joselyn Castillo, Banking Officer of U.S. BANK NATIONAL ASSOCIATION, a national banking association, d/b/a Housing Capital Company, on behalf of said banking association.

(NOTARY SEAL)



Calashi Bryant
Notary Public, State of Texas

Attachment:

Exhibit A- Description and Sketch of the Released Property

After recording, please return to:

Allen Boone Humphries Robinson LLP

3200 Southwest Freeway, Suite 2600

Houston, Texas 77027

Attention: Real Estate Department

Exhibit A – Description and Sketch of the Released Property

Exhibit A Page 1 of 2 Pages

County: Fort Bend
Project: Sienna 34A
Job No. 194935
MBS No. 21-120

FIELD NOTES FOR 0.023 ACRE

Being a tract containing 0.023 acre of land, located in the William Hall Survey, Abstract 31, in Fort Bend County, Texas; Said 0.023 acre tract being a portion of a Reserve "A", Sienna Plantation Section 34A, a subdivision recorded in Plat Number 20200202 of the Fort Bend County Plat Records (F.B.C.P.R.); Said 0.023 acre tract being more particularly described by metes and bounds as follows (bearings being based on the Texas Coordinate System, South Central Zone, NAD 83, as derived from GPS observations):

Beginning at a 5/8-inch iron rod found at the northwesterly cutback corner of the intersection of Sienna Oaks Drive (width varies), a street recorded in Plat Number 20200180 of the Fort Bend County Plat Records (F.B.C.P.R.) and Sienna Parkway Section 3 Street Dedication as recorded in Plat Number 20170221 of the F.B.C.P.R., from which a 5/8-inch iron rod found on the northerly line of aforesaid Reserve "A" and the southerly R.O.W. line of said Sienna Parkway Section 3 bears North 74 degrees 05 minutes 06 seconds West, a distance of 217.36 feet;

Thence, with the westerly Right-of-Way (R.O.W.) line of said Sienna Oaks Drive, the following two (2) courses:

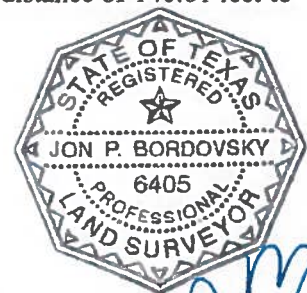
- 1) 52.63 feet along the arc of a curve to the right, said curve having a radius of 35.00 feet, a central angle of 86 degrees 09 minutes 46 seconds and a chord that bears South 31 degrees 00 minutes 13 seconds East, a distance of 47.81 feet to a 5/8-inch iron rod found;
- 2) South 12 degrees 04 minutes 40 seconds West, a distance of 5.57 feet;

Thence, through and across said Reserve "A", the following three (3) courses:

- 1) 43.75 feet along the arc of a curve to the left, said curve having a radius of 30.00 feet, a central angle of 83 degrees 33 minutes 03 seconds and a chord that bears North 29 degrees 41 minutes 51 seconds West, a distance of 39.97 feet;
- 2) 59.97 feet along the arc of a curve to the right, said curve having a radius of 1993.00 feet, a central angle of 01 degree 43 minutes 26 seconds and a chord that bears North 70 degrees 36 minutes 39 seconds West, a distance of 59.96 feet;
- 3) North 69 degrees 45 minutes 35 seconds West, a distance of 87.73 feet to the aforesaid southerly R.O.W. line of Sienna Parkway;

Thence, with said R.O.W. line, South 74 degrees 05 minutes 06 seconds East, a distance of 140.61 feet to the **Point of Beginning** and containing 0.023 acres of land.

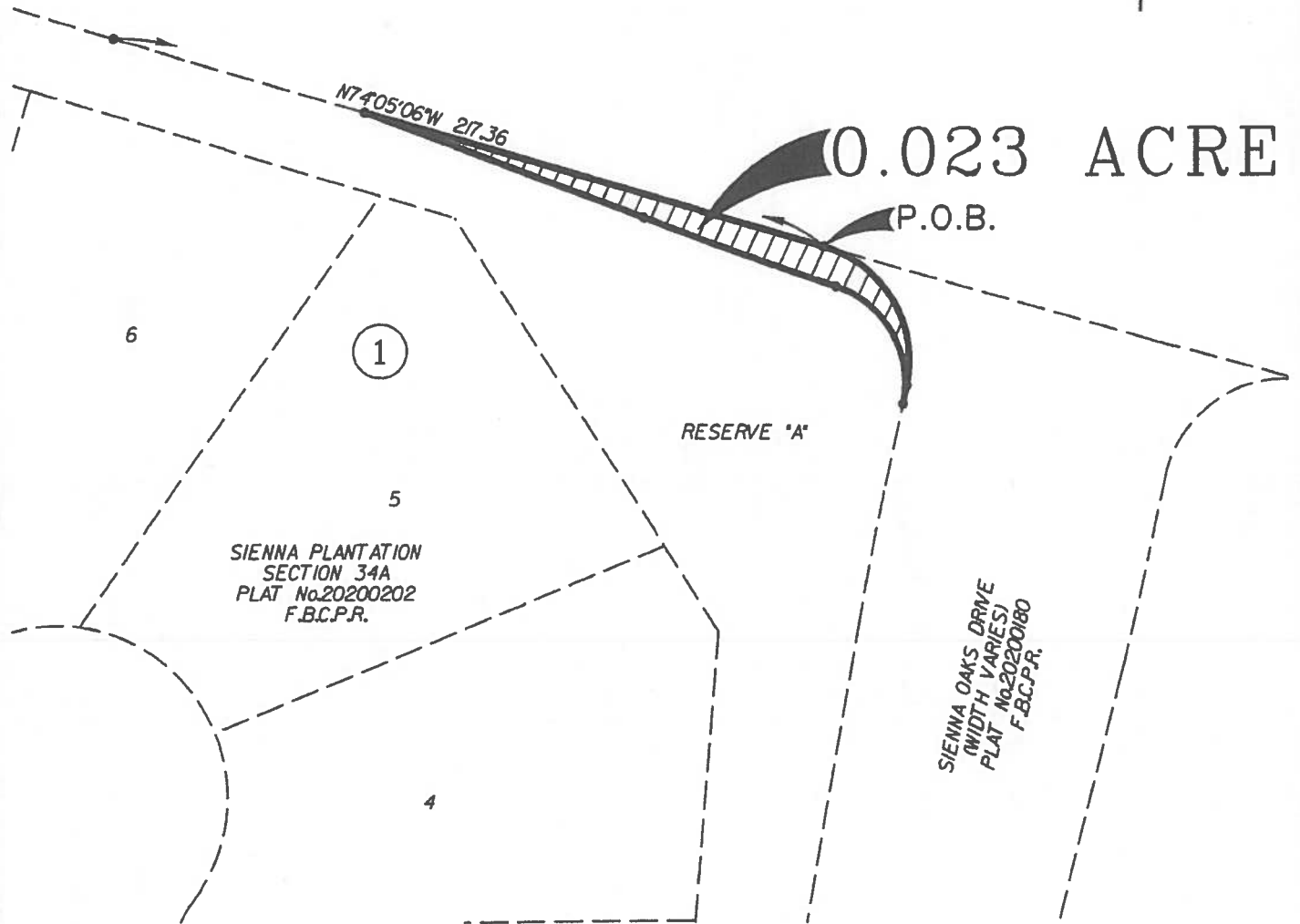
GBI PARTNERS
TBPELS Firm No. 10130300
Ph: 281.499.4539
April 5, 2021



JMB
4/5/2021



SIENNA PARKWAY SECTION 3
(WIDTH VARIES)
PLAT No.20170221 F.B.C.P.R.



0.023 ACRE

(P.O.B.)

RESERVE "A"

SIENNA PLANTATION
SECTION 34A
PLAT No.20200202
F.B.C.P.R.

SIENNA OAKS DRIVE
(WIDTH VARIES)
PLAT No.20200180
F.B.C.P.R.

EXHIBIT OF

0.023 ACRE

BEING A PORTION OF RESERVE "A", SIENNA
PLANTATION SECTION 34A, A SUBDIVISION
RECORDED IN PLAT NUMBER 20200202 OF THE
FORT BEND COUNTY PLAT RECORDS

LOCATED IN THE

WILLIAM HALL SURVEY, A-31
FORT BEND COUNTY, TEXAS

APRIL 2021



GBI PARTNERS

LAND SURVEYING CONSULTANTS

TBPELS FIRM No. 10130300

4724 Vista Road Pasadena, Texas 77505

Phone: 281-499-4639 • www.gbisurevey.com

JOB NO: 194935

SCALE: 1"=50'

DATE: 04/05/2021

MBS No.: 21-120