Notice of Confidentiality Rights: If You Are a Natural Person, You May Remove or Strike Any or All the Following Information from Any Instrument That Transfers an Interest in Real Property Before it Is Filed for Record in the Public Records: Your Social Security Number or Your Driver's License Number.

AGREEMENT And NON-EXCLUSIVE EASEMENT (Elevator Hydraulic Room)

Th	nis Agreeme	nt and Non-	Exclusiv	e Easem	ent (t	he " <u>Agre</u>	<u>eement</u> '	') is ma	de and	entered
into as of	the	day of	,	2015 by	and b	etween	the CIT\	OF SAN	1OTNA I	NIO (the
" <u>City</u> "),(GRAYSTREET	HOUSTON	- 150	E. HOUS	STON	STREET,	LLC, a	Texas	limited	liability
company	("GrayStree	t Houston")	and HO	TEL VALE	NCIA:	SAN ANT	ONIO R	IVERWA	LK, L.P.,	a Texas
limited partnership (" <u>Hotel Valencia</u> ").										

Recitals

- A. GrayStreet Houston and Hotel Valencia have conveyed to the City by Special Warranty Deed (the "Deed") dated even date herewith, the following, save and except certain "Air Rights" and the reservation of the subsurface as defined and described in said Deed, to wit: certain real property adjacent to the Hotel Valencia San Antonio (the "Hotel"), which includes the exterior elevator shaft (the "Exterior Elevator Shaft"), the exterior elevator lobbies (the "Exterior Elevator Lobbies") and the exterior stairwells (the "Exterior Stairwells") as more particularly described in Exhibit "A" attached hereto; and by Special Warranty Bill of Sale, the elevator equipment contained within the Exterior Elevator Shaft (the "Elevator") as more particularly described in Exhibit "B" attached hereto. The Exterior Elevator Lobbies are described as being a part of Tract 1 in Exhibit "A". The Exterior Stairwells are described as being a part of Tract 1 and all of Tract 2 in Exhibit "A". The Exterior Elevator Shaft is described as Tract 3 in Exhibit "A".
- B. GrayStreet Houston and Hotel Valencia have agreed to grant a non-exclusive perpetual easement to the City to access the Elevator Hydraulic Room. Whereas as used herein the "Elevator Hydraulic Room" means an 89 sq. ft. room that contains a Hydraulic Unit, an Air Conditioning Unit (the "AC") and various utilities to power the Hydraulic Unit and AC and as more particularly described in Exhibit "C" located below horizontal planes at the elevation of 660.61 feet as shown on Exhibit "C" (the benchmark datum for the forgoing elevations is based on the "Street Level Elevation = 647.81 feet" as shown on Exhibit "C").

C. GrayStreet Houston, Hotel Valencia, and the City have agreed the City and their licensees, lessees, occupants, invitees, employees, agents and contractors shall have (i) access to the Elevator Hydraulic Room and (ii) a perpetual non-exclusive easement over and across the Elevator Hydraulic Room all for the purposes set forth in this Agreement.

FOR VALUE RECEIVED, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

- GrayStreet Houston and Hotel Valencia agree to provide the City two keys, which
 will allow the City, together with their licensees, lessees, invitees, employees, agents
 and contractors, to gain access to the Elevator Hydraulic Room to and from the
 City's property for the operation, use, repair, maintenance, replacement and
 reconstruction of the existing elevator hydraulic systems, air conditioning unit, and
 equipment contained within the hydraulic room and associated with the operation
 of the Elevator.
- 2. GrayStreet Houston and Hotel Valencia agree to allow the City reasonable access for the operation, use, repair, maintenance, replacement, and reconstruction to any pipes, wires, and utility facilities (including but not limited to plumbing, electrical, telephone, water, heating, ventilating, air conditioning, cooling, gas, heating, hydraulic, and communication cables) and all other facilities serving or intended to serve the Elevator Hydraulic Room and the Elevator.
- 3. GrayStreet Houston and Hotel Valencia expressly reserves a nonexclusive right for itself and its tenants to use and access of the Elevator Hydraulic Room for the operation and maintenance of the building adjacent to the Elevator Hydraulic Room, including the operation, maintenance, and monitoring of any fire detection and or sprinkler system or portion thereof located within the Elevator Hydraulic Room.
- 4. GrayStreet Houston and Hotel Valencia hereby grants the City a non-exclusive easement in perpetuity in the Elevator Hydraulic Room for the access and use by the City and their respective licensees, lessees, invitees, employees, agents and contractors as specified in **Section 1 and 2 above**, provided that the City will be solely responsible for damage caused by such use.
- 5. GrayStreet Houston, from and after the date of this Agreement and Hotel Valencia, so long as Hotel Valencia is the Managing Entity under that certain Declaration for Hotel Valencia--San Antonio recorded in Volume 8590, Page 166 of the Real Property Records of Bexar County, Texas as amended (the "Declaration") as such term is defined in the Declaration and subject and pursuant to the Declaration, agree to repair, replace, and maintain the Elevator Hydraulic Room structure, including but not limited to, the floor, ceiling, and walls thereof.

- 6. GrayStreet Houston, from and after the date of this Agreement and Hotel Valencia, so long as Hotel Valencia is the Managing Entity under the Declaration and subject and pursuant to the Declaration, agree to maintain, replace, repair, and monitor the fire detection and sprinkler system servicing the Elevator Hydraulic Room. GrayStreet Houston and, Hotel Valencia while a tenant of the Hotel, agree to provide the City with reasonable notice in the event a fire caused by the Elevator or the Hydraulic Unit or AC Unit in the Elevator Hydraulic Room.
- 7. The City will pay the pro rata share of the electricity cost for the Elevator Hydraulic Room and the Elevator which pro rata share shall be calculated as a fraction the numerator of which shall be 149 and the denominator of which shall be the number of square feet of the space which includes the Elevator Hydraulic Room (the "Applicable Building Space") then covered by the electricity billing for electricity cost multiplied by the annual electricity cost for the Applicable Building Space. The City shall pay such pro rata share of the electricity cost for the Elevator Hydraulic Room and the Elevator to the party that has paid for the same on an annual basis and within thirty (30) days of receipt of an invoice by the City. Such invoices shall contain copies of the monthly electricity costs received for the Applicable Building Space. The parties hereto acknowledge that the Applicable Building Space currently contains 165,961 sq. ft. and that it is estimated that the pro rata share of electricity costs for the Elevator Hydraulic Room for 2014 would be less than \$300.00.
- 8. This Agreement shall be binding upon, and inure to the benefit of, and be enforceable by, the respective successors, assigns, licensees and lessees of the parties hereto.
- 9. Each and all of the exhibits attached hereto are hereby incorporated into this Agreement by reference.
- 10. This Agreement shall be governed by the laws of the State of Texas.
- 11. This Agreement may be executed in one or more counterparts, each of which shall be deemed to be an original, but all of which together shall constitute one and the same instrument.
- 12. No waiver of any of the provisions of this Agreement shall be valid unless in writing and signed by the party against whom it is sought to be enforced.
- 13. Any notice required under this agreement shall be written and mailed with sufficient postage, sent by certified mail, return receipt requested, sent by facsimile, or delivered personally to an officer of the receiving Party at the following address:

If to the City:

The City of San Antonio
Downtown Operations
P.O. Box 839966
400 North Saint Mary's Street #100
San Antonio, TX 78205

If to Hotel Valencia:

Hotel Valencia San Antonio Riverwalk, L.P. Attn: Manager 150 E. Houston St. San Antonio, Texas 78205

with a copy to:

Hotel Valencia San Antonio Riverwalk, L.P. Attn: David Miller Five Post Oak Parkway Suite 2800 Houston, Texas 77027

If to GrayStreet Houston:

GrayStreet Houston – 150 E. Houston Street, LLC c/o Caliburn Capital, LLC 4515 San Pedro San Antonio, TX 78212

with copy to:

Kruger Carson PLLC 3308 Broadway, Suite 305 San Antonio, TX 78209 Attention: Bradley S. Carson, Esq.

Any notice required under this agreement will be effective upon actual receipt during the recipient's normal businesses hours. Any change of address shall be sent in accordance with the above requirements at least fifteen (15) days in advance of any notice due.

Dated as of the day and year first above stated.

GRAYSTREET:

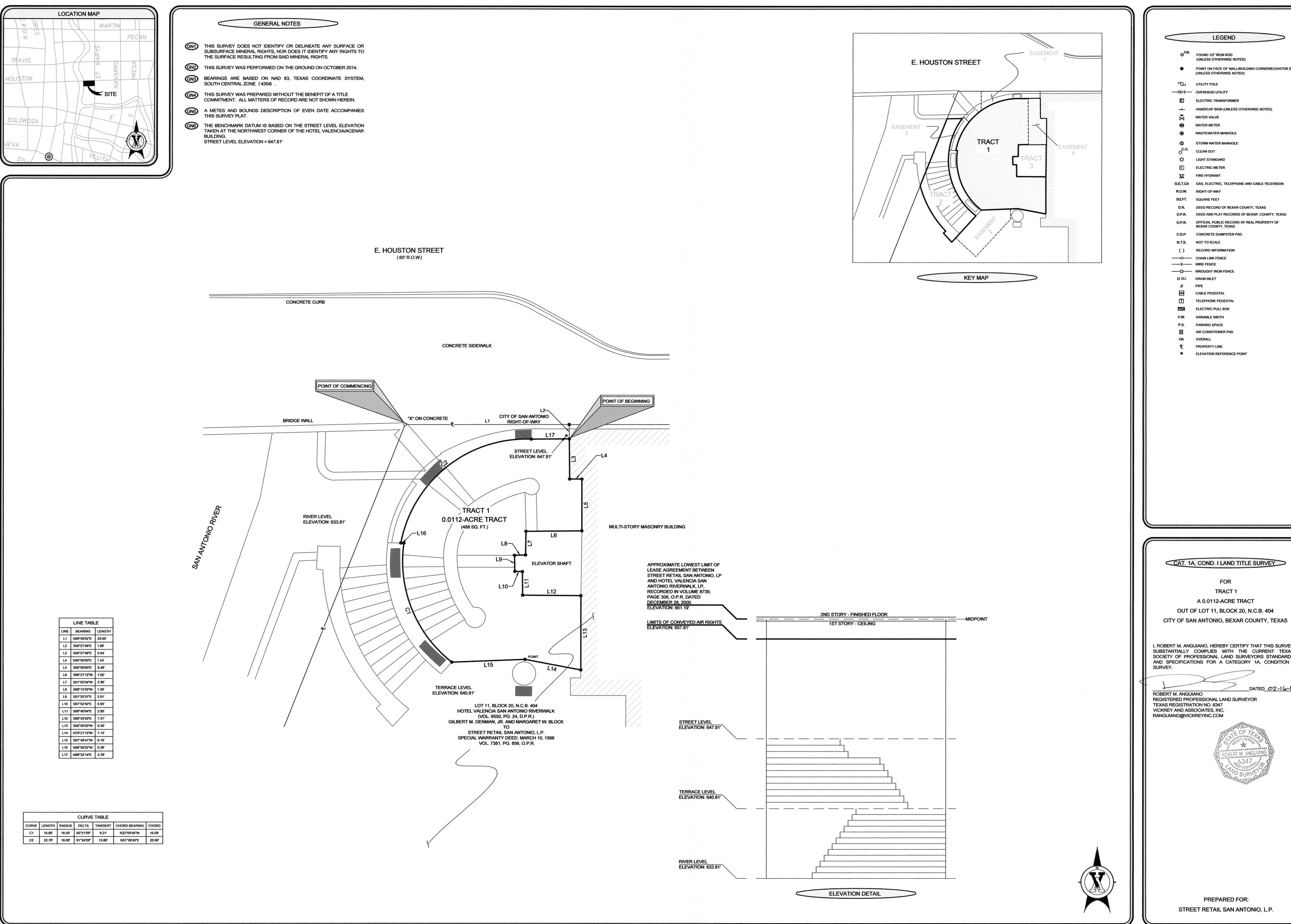
GRAYSTREET HOUSTON – 150 E. HOUSTON STREET, LLC, a Texas limited liability company						
By: GrayStreet Houston Management, LLC, its managing member						
By: Caliburn Capital, LLC, its sole member						
Ву:						
Name:						
Title:						
HOTEL VALENCIA:						
HOTEL VALENCIA SAN ANTONIO RIVERWALK, L.P., a Texas limited partnership, by its general partner, Hotel Valencia San Antonio Corporation, a Texas corporation						
Ву:						
Name:						
Title:						
CITY:						
CITY OF SAN ANTONIO, a Texas Municipal Corporation						
By:						
Name:						
Title:						

THE STATE OF	
COUNTY OF	§ §
	nowledged before me on, 2015, by of Caliburn Capital, LLC, the sole
member of GrayStreet Housto	n Management, LLC, the managing member of GrayStreet , LLC, a Texas limited liability company.
(Seal and Expiration Date)	
	Notary Public
THE STATE OF TEXAS § §	
COUNTY OF HARRIS §	
	cknowledged before me on, 2015, by of Hotel Valencia San Antonio Corporation, a such corporation as the general partner of Hotel Valencia San imited partnership.
	Notary Public
THE STATE OF TEXAS § \$ COUNTY OF BEXAR §	
, City Mar TEXAS, a Texas home rule mun the duly authorized represent	dersigned authority, on this day personally appeared ager or Designee for and on behalf of the CITY SAN ANTONIO, icipal corporation; he/she acknowledged to me that he/she is ative of the City of SAN ANTONIO, Texas, and that he/she he purposes and consideration therein expressed and in the
	Notary Public

EXHIBIT "A"

Tract 1, Tract 2 and Tract 3

TRACT 1



LEGEND OFIR FOUND 1/2" IRON ROD (UNLESS OTHERWISE NOTED) POINT ON FACE OF WALL/BUILDING CORNER/ELEVATOR SHAFT UTILITY POLE ---OU E--- OVERHEAD UTILITY E ELECTRIC TRANSFORMER HANDICAP SIGN (UNLESS OTHERWISE NOTED) WATER VALVE WATER METER WASTEWATER MANHOLE STORM WATER MANHOLE **CLEAN OUT** LIGHT STANDARD ELECTRIC METER FIRE HYDRANT G,E,T,CA GAS, ELECTRIC, TELEPHONE AND CABLE TELEVISION R.O.W. RIGHT-OF-WAY SQ.FT. SQUARE FEET D.R. DEED RECORD OF BEXAR COUNTY, TEXAS D.P.R. DEED AND PLAT RECORDS OF BEXAR COUNTY, TEXAS O.P.R. OFFICIAL PUBLIC RECORD OF REAL PROPERTY OF BEXAR COUNTY, TEXAS C.D.P. CONCRETE DUMPSTER PAD N.T.S. NOT TO SCALE () RECORD INFORMATION CHAIN LINK FENCE ----X----- WIRE FENCE

> CABLE PEDESTAL TELEPHONE PEDESTAL

ELECTRIC PULL BOX

PARKING SPACE

PROPERTY LINE

ELEVATION REFERENCE POINT

OVERALL

TRACT 1 A 0.0112-ACRE TRACT OUT OF LOT 11, BLOCK 20, N.C.B. 404

I, ROBERT M. ANGUIANO, HEREBY CERTIFY THAT THIS SURVEY SUBSTANTIALLY COMPLIES WITH THE CURRENT TEXAS SOCIETY OF PROFESSIONAL LAND SURVEYORS STANDARDS AND SPECIFICATIONS FOR A CATEGORY 1A, CONDITION I

DATED 02-16-15 ROBERT M. ANGUIANO REGISTERED PROFESSIONAL LAND SURVEYOR TEXAS REGISTRATION NO. 6347 VICKREY AND ASSOCIATES, INC. RANGUIANO@VICKREYINC.COM



PREPARED FOR:

PROJ NO. 2543-001-104 DATE: 11/03/2014

STREET RETAIL SAN ANTONIO, L.P.

DRAWN BY: R.M.A. / R.C.S.

APPROVED BY: R.M.A.

FIELD CREW: J.B./R.R.

METES AND BOUNDS DESCRIPTION TRACT 1 0.0112-ACRE TRACT OUT OF LOT 11, BLOCK 20, N.C.B. 404 CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS

BEING A 0.0112-ACRE (488 SQUARE FEET) TRACT OF LAND OUT OF LOT 11, BLOCK 20, NEW CITY BLOCK 404, HOTEL VALENCIA SAN ANTONIO RIVERWALK, AN ADDITION TO THE CITY OF SAN ANTONIO, ACCORDING TO PLAT THEREOF RECORDED IN VOLUME 9SSO, PAGE 24, DEED AND PLAT RECORDS OF BEXAR COUNTY, TEXAS, SAID LOT 11 BEING THAT SAME LAND CONVEYED FROM GILBERT M. DENMAN, JR. AND MARGARET W. BLOCK TO STREET RETAIL SAN ANTONIO, L.P. BY SPECIAL WARRANTY DEED, DATED MARCH 10, 1998 AND RECORDED IN VOLUME 7381, PAGE 8S6, OFFICIAL PUBLIC RECORDS OF REAL PROPERTY OF BEXAR COUNTY, TEXAS, SAID 0.0112-ACRE TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, WITH ALL BEARINGS BEING REFERENCED TO NAD83, TEXAS COORDINATE SYSTEM, SOUTH CENTRAL ZONE (4204):

COMMENCING AT AN "X" ON CONCRETE ON THE SOUTH RIGHT-OF-WAY LINE OF E. HOUSTON STREET (60' WIDE), SAME POINT ALSO BEING ON THE EAST LINE OF THE SAN ANTONIO RIVER AND BEING THE NORTHWEST CORNER OF SAID LOT 11;

THENCE N89°S6'02"E, ALONG THE COMMON LINE OF SAID LOT 11 AND RIGHT-OF-WAY, A DISTANCE OF 20.60 FEET TO A POINT;

THENCE SO0°27'46"E, DEPARTING SAID COMMON LINE, INTO AND ACROSS SAID LOT 11 AND PARTIALLY ALONG THE FACE OF EXISTING BUILDING WALL, A DISTANCE OF 1.80 FEET TO THE POINT OF BEGINNING AND NORTHEAST CORNER OF THE HEREIN DESCRIBED TRACT;

THENCE CONTINUING INTO AND ACROSS SAID LOT 11 AND ALONG SAID FACE OF BUILDING WALL, THE FOLLOWING THREE (3) CALLS:

- 1) S00°27'46"E, A DISTANCE OF S.04 FEET TO A POINT, FOR A CORNER OF THE HEREIN DESCRIBED TRACT,
- 2) N90°00'00"E, A DISTANCE OF 1.S4 FEET TO A POINT, FOR A CORNER OF THE HEREIN DESCRIBED TRACT. AND
- 3) S00°00'00"E, A DISTANCE OF 6.49 FEET TO THE CORNER OF AN ELEVATOR SHAFT, FOR A CORNER OF THE HEREIN DESCRIBED TRACT;

THENCE DEPARTING SAID FACE OF BUILDING WALL, CONTINUING INTO AND ACROSS SAID LOT 11, ALONG SAID FACE OF ELEVATOR SHAFT, THE FOLLOWING SEVEN (7) CALLS:

- 1) S89°27'12"W, A DISTANCE OF 7.02 FEET TO A CORNER OF ELEVATOR SHAFT, FOR A CORNER OF THE HEREIN DESCRIBED TRACT,
- 2) S01°02'04"W, A DISTANCE OF 2.96 FEET TO A CORNER OF ELEVATOR SHAFT, FOR A CORNER OF THE HEREIN DESCRIBED TRACT,
- 3) S88°12'SS"W, A DISTANCE OF 1.39 FEET TO A CORNER OF ELEVATOR SHAFT, FOR A CORNER OF THE HEREIN DESCRIBED TRACT.
- 4) S01°20'37"E, A DISTANCE OF 2.01 FEET TO A CORNER OF ELEVATOR SHAFT, FOR A CORNER OF THE HEREIN DESCRIBED TRACT,

- S) S87°S2'40"E, A DISTANCE OF 0.95 FEET TO A CORNER OF ELEVATOR SHAFT, FOR A CORNER OF THE HEREIN DESCRIBED TRACT,
- 6) S00°40'04"E, A DISTANCE OF 2.9S FEET TO A CORNER OF ELEVATOR SHAFT, FOR A CORNER OF THE HEREIN DESCRIBED TRACT, AND
- 7) S89°33'S3"E, A DISTANCE OF 7.31 FEET TO THE FACE OF AFOREMENTIONED BUILDING WALL, FOR A CORNER OF THE HEREIN DESCRIBED TRACT,

THENCE S00°00'20"W, ALONG SAID FACE OF BUILDING WALL, A DISTANCE OF 9.30 FEET TO A POINT, FOR THE SOUTHEAST CORNER OF THE HEREIN DESCRIBED TRACT;

THENCE DEPARTING SAID FACE OF BUILDING WALL, CONTINUING INTO AND ACROSS SAID LOT 11, THE FOLLOWING SIX (6) CALLS:

- 1) N79°21'1S"W, A DISTANCE OF 7.13 FEET TO A POINT, FOR A CORNER OF THE HEREIN DESCRIBED TRACT.
- 2) S87°48'41"W, A DISTANCE OF 9.19 FEET TO A NON-TANGENT POINT OF CURVATURE TO THE RIGHT, AT A CORNER OF ROCK WALL, FOR THE SOUTHWEST CORNER OF THE HEREIN DESCRIBED TRACT,
- 3) ALONG SAID CURVE TO THE RIGHT, ALONG THE EDGE OF SAID ROCK WALL, A DISTANCE OF 16.86 FEET, WITH A RADIUS OF 16.00 FEET, A CENTRAL ANGLE OF 60°21'S9", AND A CHORD BEARING AND DISTANCE OF N22°00'4S"W, 16.09 FEET TO A POINT, FOR A CORNER OF THE HEREIN DESCRIBED TRACT,
- 4) N88°S6'S2"W, ALONG THE EDGE OF ROCK WALL, A DISTANCE OF 0.38 FEET TO A NON-TANGENT POINT OF CURVATURE TO THE RIGHT, FOR A CORNER OF THE HEREIN DESCRIBED TRACT.
- S) ALONG SAID CURVE TO THE RIGHT, DEPARTING SAID ROCK WALL, ALONG THE FACE OF ROCK COLUMNS, A DISTANCE OF 22.78 FEET, WITH A RADIUS OF 16.00 FEET, A CENTRAL ANGLE OF 81°34'29", AND A CHORD BEARING AND DISTANCE OF NS1°28'4S"E, 20.90 FEET TO A CORNER OF ROCK COLUMN, FOR A CORNER OF THE HEREIN DESCRIBED TRACT, AND
- 6) N89°32'14"E, DEPARTING SAID ROCK COLUMN, A DISTANCE OF 4.78 FEET RETURNING TO THE POINT OF BEGINNING AND CONTAINING 0.0112 OF AN ACRE (488 SQUARE FEET) OF LAND.

JOB NO. 2543-001-104 JANUARY 16, 201S REVISED FEBRUARY 16, 201S

CERTIFIED THIS 16TH DAY OF FEBRUARY, 201S

ROBERT M. ANGUIANO, R.P.L.S.

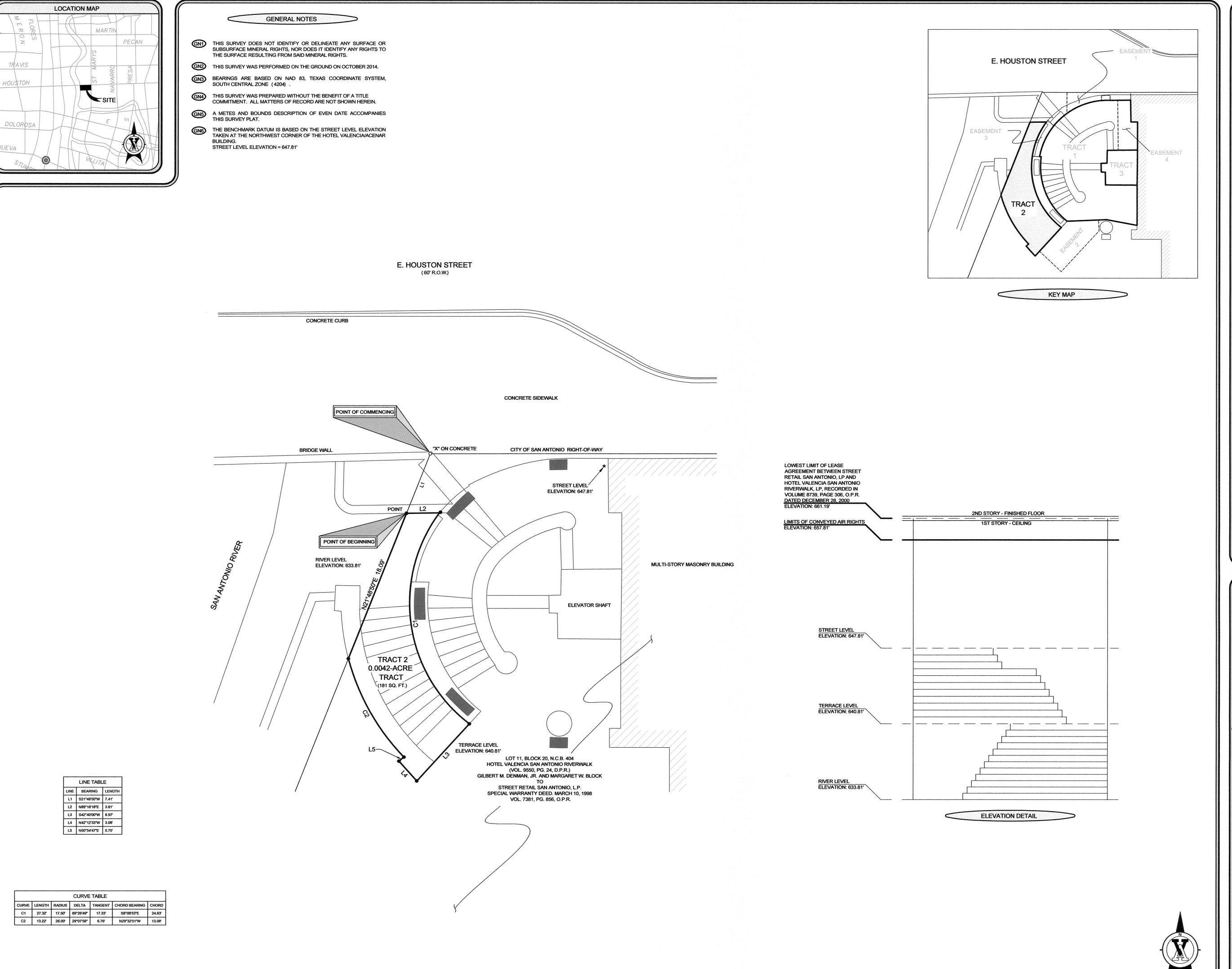
REGISTERED PROFESSIONAL LAND SURVEYOR TEXAS CERTIFIED REGISTRATION NO. 6347 VICKREY & ASSOCIATES, INC.

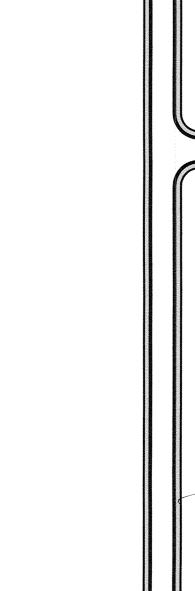
An accompanying survey plat of even date accompanies this description.

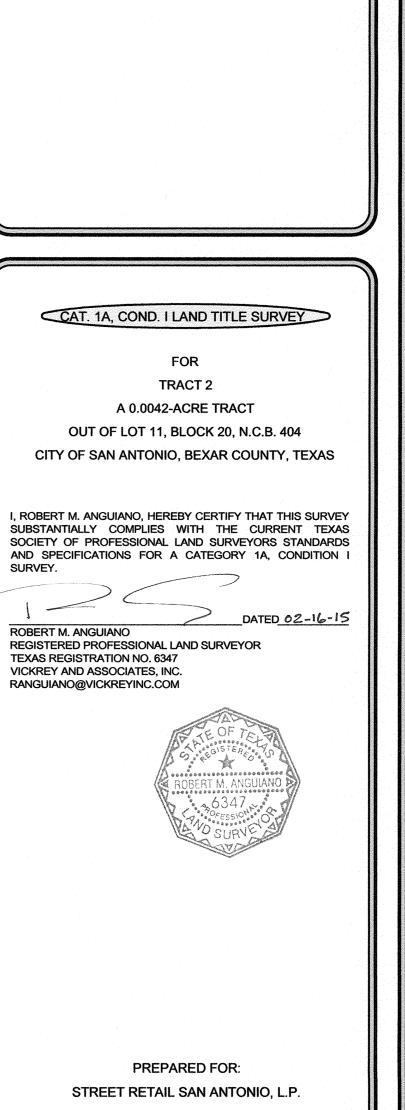




TRACT 2









LEGEND

(UNLESS OTHERWISE NOTED)

POINT ON FACE OF WALL/BUILDING CORNER

HANDICAP SIGN (UNLESS OTHERWISE NOTED)

GAS, ELECTRIC, TELEPHONE AND CABLE TELEVISION

OFIR FOUND 1/2" IRON ROD

UTILITY POLE

-OU E- OVERHEAD UTILITY

E ELECTRIC TRANSFORMER

WATER VALVE

WATER METER

S STORM WATER MANHOLE

CLEAN OUT LIGHT STANDARD ELECTRIC METER

RIGHT-OF-WAY SQUARE FEET

C.D.P. CONCRETE DUMPSTER PAD

RECORD INFORMATION

TELEPHONE PEDESTAL

ELECTRIC PULL BOX VARIABLE WIDTH PARKING SPACE AIR CONDITIONER PAD

★ ELEVATION REFERENCE POINT

N.T.S. NOT TO SCALE

CABLE PEDESTAL

OVERALL P PROPERTY LINE

----X----- WIRE FENCE

D.R. DEED RECORD OF BEXAR COUNTY, TEXAS

D.P.R. DEED AND PLAT RECORDS OF BEXAR COUNTY, TEXAS O.P.R. OFFICIAL PUBLIC RECORD OF REAL PROPERTY OF BEXAR COUNTY, TEXAS

WASTEWATER MANHOLE

PROJ NO. 2543-001-104 DATE: 11/03/2014

METES AND BOUNDS DESCRIPTION TRACT 2 0.0042-ACRE TRACT OUT OF LOT 11, BLOCK 20, N.C.B. 404 CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS

BEING A 0.0042-ACRE (181 SQUARE FEET) TRACT OF LAND OUT OF LOT 11, BLOCK 20, NEW CITY BLOCK 404, HOTEL VALENCIA SAN ANTONIO RIVERWALK, AN ADDITION TO THE CITY OF SAN ANTONIO, ACCORDING TO PLAT THEREOF RECORDED IN VOLUME 9SSO, PAGE 24, DEED AND PLAT RECORDS OF BEXAR COUNTY, TEXAS, SAID LOT 11 BEING THAT SAME LAND CONVEYED FROM GILBERT M. DENMAN, JR. AND MARGARET W. BLOCK TO STREET RETAIL SAN ANTONIO, L.P. BY SPECIAL WARRANTY DEED, DATED MARCH 10, 1998 AND RECORDED IN VOLUME 7381, PAGE 8S6, OFFICIAL PUBLIC RECORDS OF REAL PROPERTY OF BEXAR COUNTY, TEXAS, SAID 0.0042-ACRE TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, WITH ALL BEARINGS BEING REFERENCED TO NAD83, TEXAS COORDINATE SYSTEM, SOUTH CENTRAL ZONE (4204):

COMMENCING AT AN "X" ON CONCRETE ON THE SOUTH RIGHT-OF-WAY LINE OF E. HOUSTON STREET (60' WIDE), SAME POINT ALSO BEING ON THE EAST LINE OF THE SAN ANTONIO RIVER AND BEING THE NORTHWEST CORNER OF SAID LOT 11;

THENCE S21°48'50"W, DEPARTING SAID RIGHT-OF-WAY, ALONG THE COMMON LINE OF SAID LOT 11 AND SAN ANTONIO RIVER, A DISTANCE OF 7.41 FEET TO A POINT ON EDGE OF ROCK WALL, FOR THE NORTHWEST CORNER AND **POINT** OF **BEGINNING** OF THE HEREIN DESCRIBED TRACT;

THENCE DEPARTING SAID COMMON LINE, INTO AND ACROSS SAID LOT 11, THE FOLLOWING SIX (6) CALLS:

- 1) N89°18'18"E, ALONG SAID EDGE OF ROCK WALL, A DISTANCE OF 3.81 FEET TO A NON-TANGENT POINT OF CURVATURE TO THE LEFT, FOR THE NORTHEAST CORNER OF THE HEREIN DESCRIBED TRACT,
- 2) ALONG SAID CURVE TO THE LEFT AND GENERALLY ALONG EDGE OF ROCK WALL, A DISTANCE OF 27.32 FEET, WITH A RADIUS OF 17.S0 FEET, A CENTRAL ANGLE OF 89°26'49", AND A CHORD BEARING AND DISTANCE OF S08°08'54"E, 24.63 FEET TO A CORNER OF ROCK WALL, FOR A CORNER OF THE HEREIN DESCRIBED TRACT.
- 3) S42°40'00"W, DEPARTING SAID ROCK WALL, A DISTANCE OF 8.97 FEET TO A CORNER OF ROCK WALL, FOR THE SOUTH CORNER OF THE HEREIN DESCRIBED TRACT,
- 4) N42°12'33"W, ALONG THE EDGE OF ROCK WALL, A DISTANCE OF 3.08 FEET TO A CORNER OF ROCK WALL, FOR A CORNER OF THE HEREIN DESCRIBED TRACT,
- S) NS0°S4'47"E, ALONG THE EDGE OF ROCK WALL, A DISTANCE OF 0.7S FEET TO A CORNER OF ROCK WALL AT A NON-TANGENT POINT OF CURVATURE TO THE RIGHT, FOR A CORNER OF THE HEREIN DESCRIBED TRACT, AND
- 6) ALONG SAID CURVE TO THE RIGHT, ALONG SAID EDGE OF ROCK WALL, A DISTANCE OF 13.22 FEET, WITH A RADIUS OF 26.00 FEET, A CENTRAL ANGLE OF 29°07'S6", AND A CHORD BEARING AND DISTANCE OF N29°32'S2"W, 13.08 FEET TO A POINT ON THE COMMON LINE OF SAID LOT 11 AND SAN ANTONIO RIVER, FOR THE MOST WESTERLY CORNER OF THE HEREIN DESCRIBED TRACT;

THENCE N21°48'50"E, DEPARTING SAID EDGE OF WALL, ALONG SAID COMMON LINE, A DISTANCE OF 18.09 FEET RETURNING TO THE **POINT OF BEGINNING** AND CONTAINING 0.0042 OF AN ACRE (181 SQUARE FEET) OF LAND.

JOB NO. 2543-001-104 JANUARY 16, 2015 REVISED FEBRUARY 16, 2015

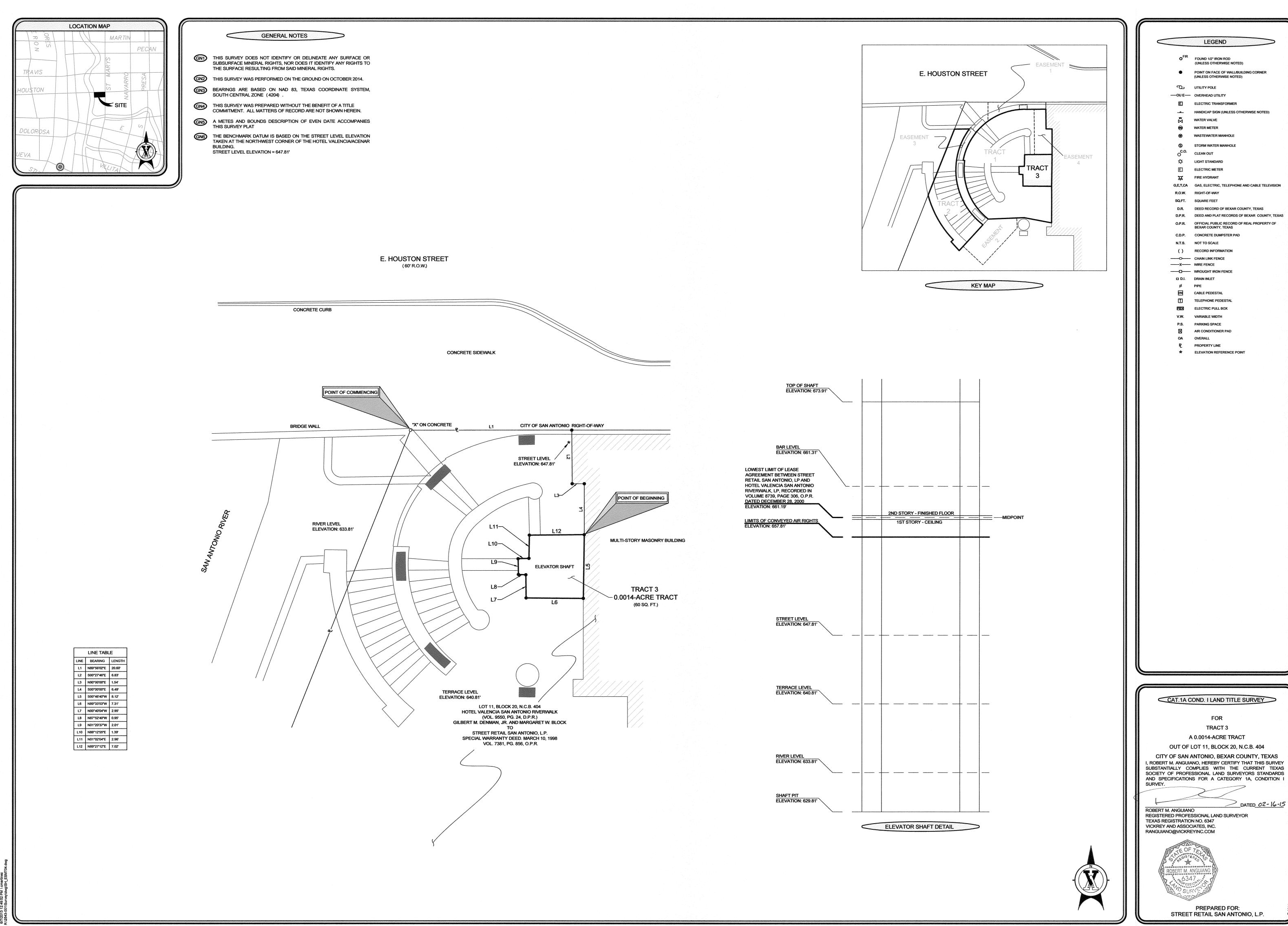
CERTIFIED THIS 16TH DAY OF FEBRUARY, 2015

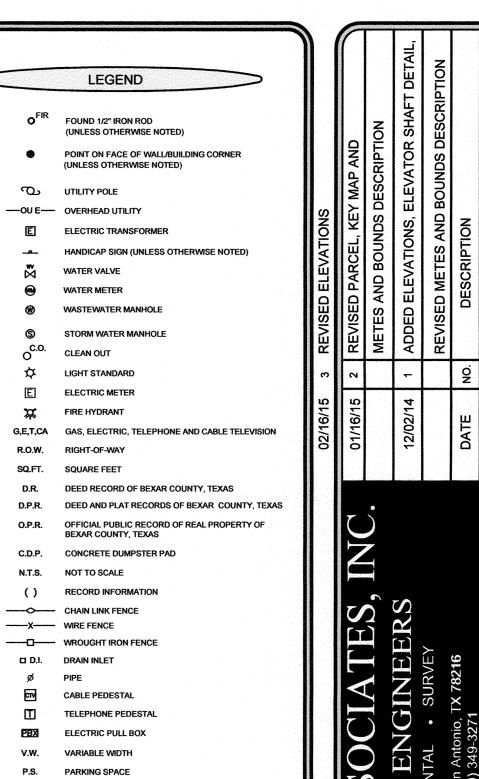
ROBERT M. ANGUIANO, R.P.L.S. REGISTERED PROFESSIONAL LAND SURVEYOR TEXAS CERTIFIED REGISTRATION NO. 6347 VICKREY & ASSOCIATES, INC.

An accompanying survey plat of even date accompanies this description.

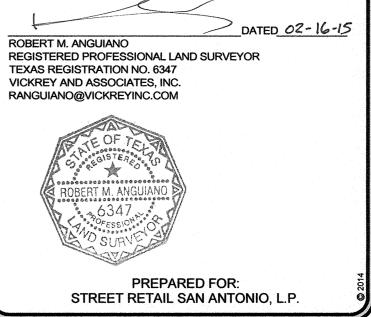


TRACT 3









TRACT 3

PROJ NO. 2543-001-104 DATE: 11/03/2014

METES AND BOUNDS DESCRIPTION TRACT 3 0.0014-ACRE TRACT OUT OF LOT 11, BLOCK 20, N.C.B. 404 CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS

BEING A 0.0014-ACRE (60 SQUARE FEET) TRACT OUT OF LOT 11, BLOCK 20, NEW CITY BLOCK 404, HOTEL VALENCIA SAN ANTONIO RIVERWALK, AN ADDITION TO THE CITY OF SAN ANTONIO, ACCORDING TO PLAT THEREOF RECORDED IN VOLUME 9SSO, PAGE 24, DEED AND PLAT RECORDS OF BEXAR COUNTY, TEXAS, SAID LOT 11 BEING THAT SAME LAND CONVEYED FROM GILBERT M. DENMAN, JR. AND MARGARET W. BLOCK TO STREET RETAIL SAN ANTONIO, L.P. BY SPECIAL WARRANTY DEED, DATED MARCH 10, 1998 AND RECORDED IN VOLUME 7381, PAGE 8S6, OFFICIAL PUBLIC RECORDS OF REAL PROPERTY OF BEXAR COUNTY, TEXAS, SAID 0.0014-ACRE TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, WITH ALL BEARINGS BEING REFERENCED TO NAD83, TEXAS COORDINATE SYSTEM, SOUTH CENTRAL ZONE (4204):

COMMENCING AT AN "X" ON CONCRETE ON THE SOUTH RIGHT-OF-WAY LINE OF E. HOUSTON STREET (60' WIDE), SAME POINT ALSO BEING ON THE EAST LINE OF THE SAN ANTONIO RIVER AND BEING THE NORTHWEST CORNER OF SAID LOT 11;

THENCE N89°S6'02"E, ALONG THE COMMON LINE OF SAID LOT 11 AND RIGHT-OF-WAY, A DISTANCE OF 20.60 FEET TO A POINT;

THENCE DEPARTING SAID COMMON LINE, INTO AND ACROSS SAID LOT 11 AND PARTIALLY ALONG THE FACE OF EXISTING BUILDING WALL, THE FOLLOWING THREE (3) CALLS:

- 1) S00°27'46"E, A DISTANCE OF 6.83 FEET TO A POINT, FOR A CORNER OF THE HEREIN DESCRIBED TRACT,
- 2) N90°00'00"E, A DISTANCE OF 1.S4 FEET TO A POINT, FOR A CORNER OF THE HEREIN DESCRIBED TRACT, AND
- 3) S00°00'00"E, A DISTANCE OF 6.49 FEET TO THE **POINT OF BEGINNING**, AT A CORNER OF AN ELEVATOR SHAFT, AND NORTHEAST CORNER OF THE HEREIN DESCRIBED TRACT;

THENCE DEPARTING SAID FACE OF BUILDING WALL, CONTINUING INTO AND ACROSS SAID LOT 11, ALONG SAID FACE OF ELEVATOR SHAFT, THE FOLLOWING EIGHT (8) CALLS:

- 1) S00°46'40"W, A DISTANCE OF 8.12 FEET TO A CORNER OF ELEVATOR SHAFT, FOR A CORNER OF THE HEREIN DESCRIBED TRACT,
- 2) N89°33'S3"W, A DISTANCE OF 7.31 FEET TO A CORNER OF ELEVATOR SHAFT, FOR A CORNER OF THE HEREIN DESCRIBED TRACT,
- 3) N00°40'04"W, A DISTANCE OF 2.95 FEET TO A CORNER OF ELEVATOR SHAFT, FOR A CORNER OF THE HEREIN DESCRIBED TRACT,
- 4) N87°S2'40"W, A DISTANCE OF 0.9S FEET TO A CORNER OF ELEVATOR SHAFT, FOR A CORNER OF THE HEREIN DESCRIBED TRACT,
- S) N01°20'37"W, A DISTANCE OF 2.01 FEET TO A CORNER OF ELEVATOR SHAFT, FOR A CORNER OF THE HEREIN DESCRIBED TRACT,
- 6) N88°12'SS"E, A DISTANCE OF 1.39 FEET TO A CORNER OF ELEVATOR SHAFT, FOR A CORNER OF THE HEREIN DESCRIBED TRACT,

- 7) N01°02'04"E, A DISTANCE OF 2.96 FEET TO A CORNER OF ELEVATOR SHAFT, FOR A CORNER OF THE HEREIN DESCRIBED TRACT, AND
- 8) N89°27'12"E, A DISTANCE OF 7.02 FEET RETURNING TO THE **POINT OF BEGINNING** AND CONTAINING 0.0014 OF AN ACRE (60 SQUARE FEET) OF LAND.

JOB NO. 2543-001-104 JANUARY 16, 201S REVISED FEBRUARY 16, 201S

CERTIFIED THIS 16TH DAY OF FEBRUARY, 2015

ROBERT M. ANGUIANO, R.P.L.S.

ROBERT M. ANGUIANO, R.P.L.S.
REGISTERED PROFESSIONAL LAND SURVEYOR
TEXAS CERTIFIED REGISTRATION NO. 6347
VICKREY & ASSOCIATES, INC.

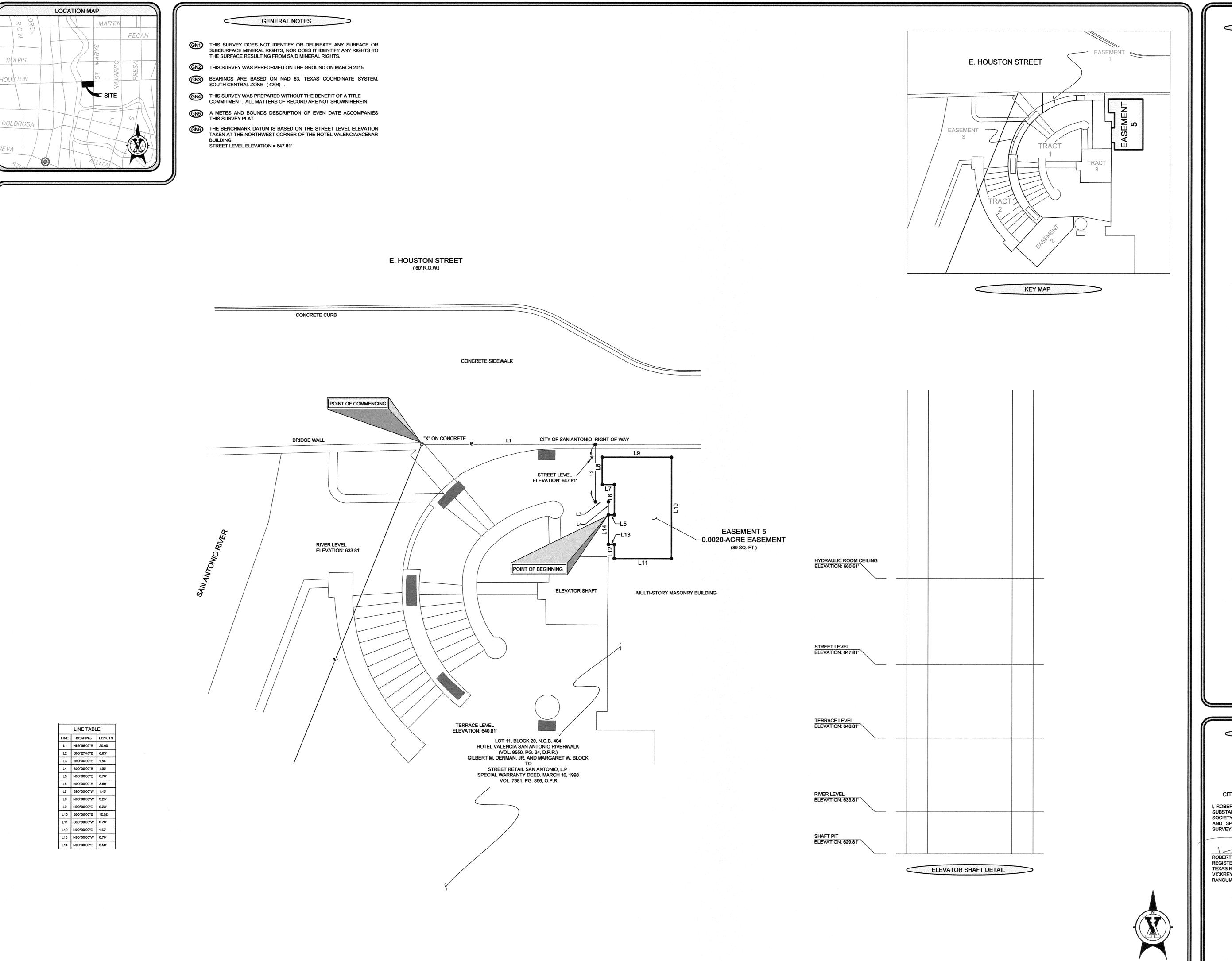
An accompanying survey plat of even date accompanies this description.

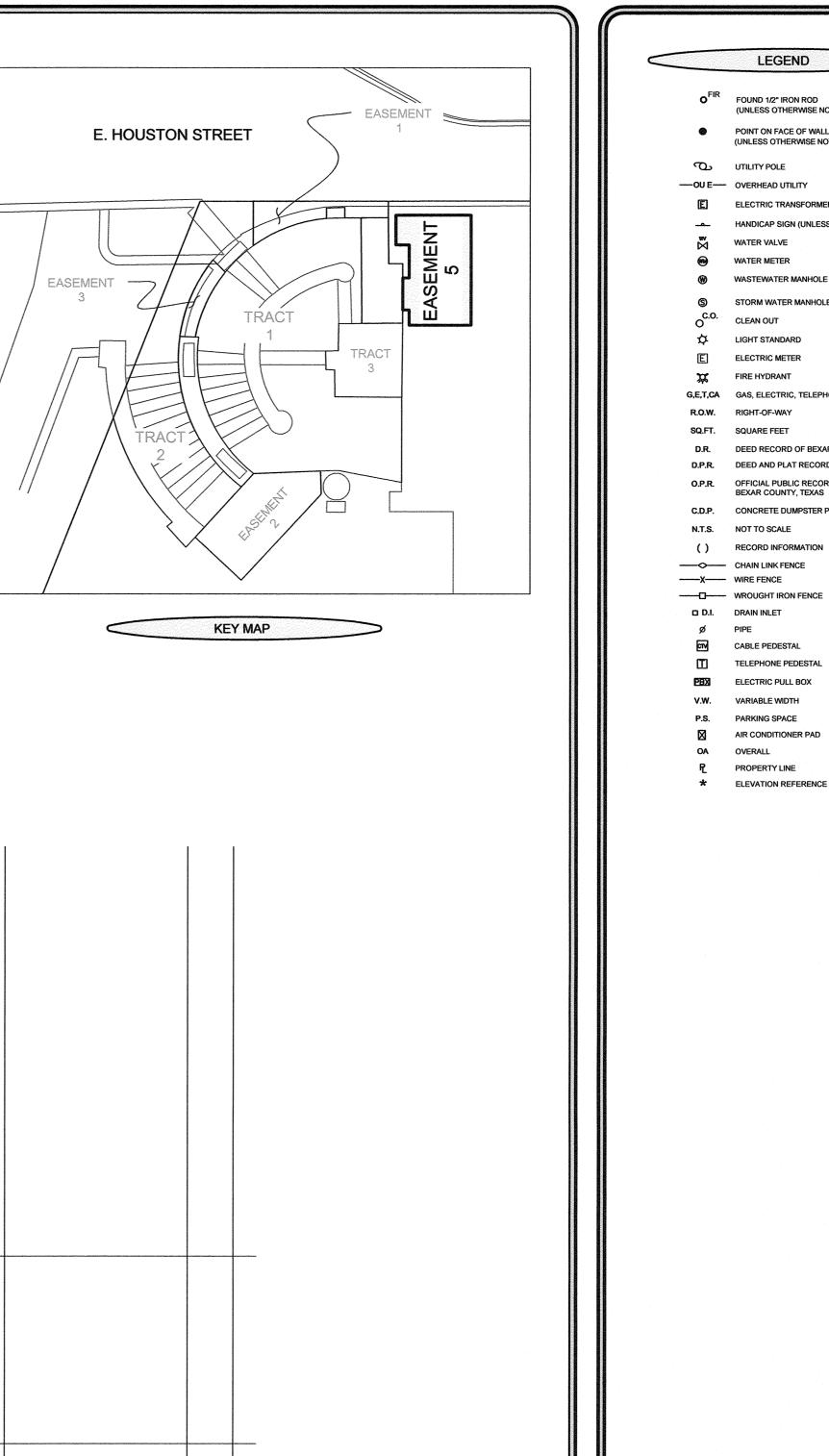


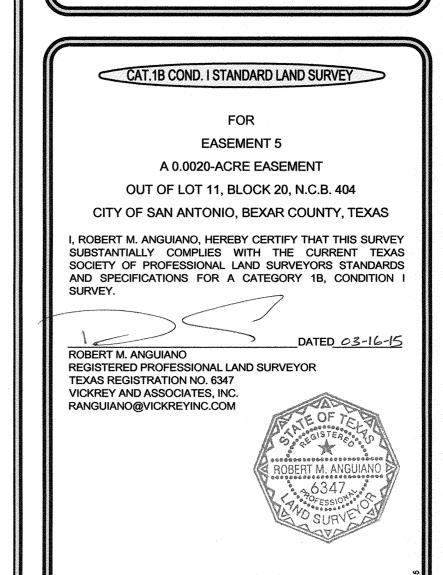
EXHIBIT "B"

Otis Hydraulic Cab Model No. 211, Serial No. 950212

EXHIBIT "C"







LEGEND

(UNLESS OTHERWISE NOTED)

(UNLESS OTHERWISE NOTED)

POINT ON FACE OF WALL/BUILDING CORNER

HANDICAP SIGN (UNLESS OTHERWISE NOTED)

G,E,T,CA GAS, ELECTRIC, TELEPHONE AND CABLE TELEVISION

D.P.R. DEED AND PLAT RECORDS OF BEXAR COUNTY, TEXAS

O.P.R. OFFICIAL PUBLIC RECORD OF REAL PROPERTY OF BEXAR COUNTY, TEXAS

D.R. DEED RECORD OF BEXAR COUNTY, TEXAS

C.D.P. CONCRETE DUMPSTER PAD

OFIR FOUND 1/2" IRON ROD

E ELECTRIC TRANSFORMER

WATER VALVE WATER METER

S STORM WATER MANHOLE

O.O. CLEAN OUT ☆ LIGHT STANDARD E ELECTRIC METER FIRE HYDRANT

R.O.W. RIGHT-OF-WAY SQ.FT. SQUARE FEET

N.T.S. NOT TO SCALE () RECORD INFORMATION

D.I. DRAIN INLET

CABLE PEDESTAL

PBX ELECTRIC PULL BOX V.W. VARIABLE WIDTH P.S. PARKING SPACE

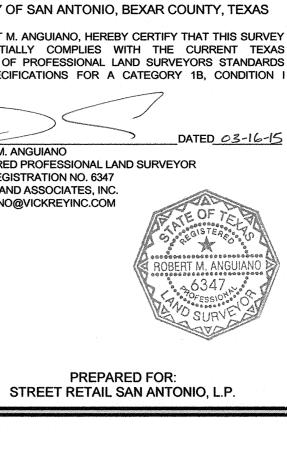
PROPERTY LINE

TELEPHONE PEDESTAL

★ ELEVATION REFERENCE POINT

Ø PIPE

UTILITY POLE



PROJ NO. 2543-001-104 DATE: 03/16/2015

FIELD CREW: J.B./R.R.

CONSULTING ENGINEERS

METES AND BOUNDS DESCRIPTION EASEMENT 5 0.0020-ACRE EASEMENT OUT OF LOT 11, BLOCK 20, N.C.B. 404 CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS

Being a 0.0020-acre (89 square feet) easement out of Lot 11, Block 20, New City Block 404, Hotel Valencia 5an Antonio Riverwalk, an addition to the City of San Antonio, according to plat thereof recorded in Volume 9550, Page 24, Deed And Plat Records of Bexar County, Texas, said Lot 11 being that same land conveyed from Gilbert M. Denman, Jr. and Margaret W. Block to 5treet Retail 5an Antonio, L.P. by Special Warranty Deed, dated March 10, 1998 and recorded in Volume 7381, Page 856, Official Public Records of Real Property of Bexar County, Texas, said 0.0020-acre easement being more particularly described as follows, with all bearings being referenced to NAD83, Texas Coordinate 5ystem, 5outh Central Zone (4204):

COMMENCING at an "X" on concrete on the south right-of-way line of E. Houston 5treet (60' wide), same point also being on the east line of the 5an Antonio River and being the northwest corner of said Lot 11;

THENCE N89°56'02"E, along the common line of said Lot 11 and right-of-way, a distance of 20.60 feet to a point;

THENCE departing said common line, into and across said Lot 11 and partially along the face of existing building wall, the following three (3) calls:

- 1) 500°27'46"E, a distance of 6.83 feet to a point, for a corner of the herein described easement,
- 2) N90°00'00"E, a distance of 1.54 feet to a point, for a corner of the herein described easement, and
- 3) S00°00'00"E, a distance of 1.55 feet to the **POINT OF BEGINNING** of the herein described easement;

THENCE continuing into and across said Lot 11, departing said face of building wall, along the interior face of wall for a hydraulic equipment room, the following nine (9) calls:

- 1) N90°00'00"E, a distance of 0.70 feet to a point, for a corner of the herein described easement,
- 2) N00°00'00"E, a distance of 3.60 feet to a point, for a corner of the herein described easement,
- 3) 590°00'00"W, a distance of 1.45 feet to a point, for a corner of the herein described easement,
- 4) N00°00'00"W, a distance of 3.25 feet to a point, for the northwest corner of the herein described easement,
- 5) N90°00'00"E, a distance of 8.23 feet to a point, for the northeast corner of the herein described easement,
- 6) 500°00'00"E, a distance of 12.02 feet to a point, for the southeast corner of the herein described easement.
- 7) S90°00'00"W, a distance of 6.78 feet to a point, for the southwest corner of the herein described easement,
- 8) N00°00′00″E, a distance of 1.67 feet to a point on said face of existing building wall, for a corner of the herein described easement, and
- 9) N90°00'00"W, a distance of 0.70 feet to a point, for a corner of the herein described easement;

THENCE N00°00′00″E, along said existing face of building wall, a distance of 3.50 feet returning to the **POINT OF BEGINNING** and containing 0.0020 of an acre (89 square feet) of easement.

Job No. 2543-001-104 March 13, 2015 Revised March 16, 2015

Certified this 16th day of March, 2015

An accompanying survey plat of even date accompanies this description.

Robert M. Anguiano, RPL5 Registered Professional Land Surveyor Texas Certified Registration No. 6347 Vickrey & Associates, Inc.

