

## AMENDMENT OF DEVELOPMENT RESTRICTIONS

This Amendment of Development Restrictions is made by TRBP Limited, a Texas limited partnership ("TRBP"), with the consent of Mercantile Partners, L.P., a Texas limited partnership ("Mercantile Partners");

Instrument PG 1 OF 3  
200600005540

### RECITALS:

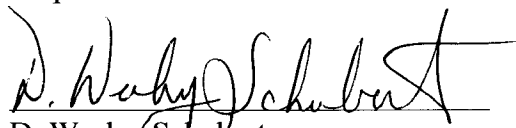
- A. TRBP recorded certain Development Restrictions dated October 12, 2000, recorded as Instrument D200237154, Indexed 20001019, against the real property ("Property") described in Exhibit A attached thereto.
- B. TRBP is the owner of all of the Property and Mercantile Partners is the owner of the 96 Acre Tract (as defined in the Development Restrictions).
- C. TRBP desires to amend the Development Restrictions as provided herein and Mercantile Partners consents to such amendment.

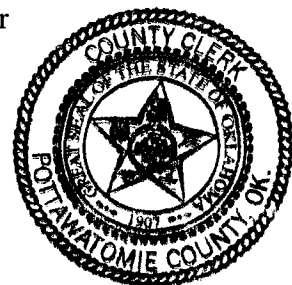
NOW, THEREFORE, for and in consideration of Ten and no/100 Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, TRBP does hereby amend the Development Restrictions as follows:

1. Section 6 is deleted.
2. Section 7.e. is amended to substitute "concrete tilt-up" in place of "masonry".
3. Section 9 is amended to substitute "concrete tilt-up" in place of "solid masonry".
4. Section 15 is amended to delete "or exposed aggregate" in the second line and to substitute "shall be painted" in place of "if painted shall be".
5. Except as modified herein, the Development Restrictions remain unchanged and in full force and effect.
6. Mercantile Partners has joined in this Amendment to express its consent thereto.

TRBP LIMITED

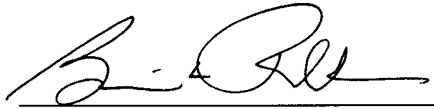
By: B.A.S. Holdings, L.L.C.,  
its general partner

By:   
D. Wesley Schubert  
Member/Manager



MERCANTILE PARTNERS, L.P.

By: Mercantile Corporation of Fort Worth,  
its general partner

By:   
Brian L. Randolph  
Vice President

THE STATE OF OKLAHOMA §  
§  
COUNTY OF POTTOWATOMIE §

This instrument was acknowledged before me on \_\_\_\_\_, 2006 by D. Wesley Schubert, Member/Manager of B.A.S. Holdings, L.L.C., a Texas limited liability company, on behalf of said company, in its capacity as general partner of TRBP Limited, a Texas limited partnership, on behalf of said limited partnership..

\_\_\_\_\_  
Notary Public, State of Oklahoma

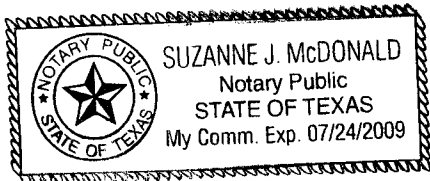
\_\_\_\_\_  
(Printed name)

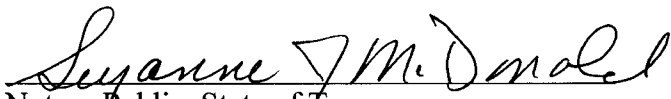
My Commission Expires:

\_\_\_\_\_

THE STATE OF TEXAS §  
§  
COUNTY OF TARRANT §

This instrument was acknowledged before me on April 13, 2006 by Brian L. Randolph, Vice President of Mercantile Corporation of Fort Worth, a Texas corporation, the general partner of Mercantile Partners, L.P., a Texas limited partnership, on behalf of said limited partnership.



  
Notary Public, State of Texas  
Suzanne J. McDonald  
(Printed name)

My Commission Expires:

7/24/09

AFTER RECORDING PLEASE RETURN TO:  
THOMPSON & KNIGHT L.L.P.  
1700 PACIFIC AVENUE, SUITE 3300  
DALLAS, TEXAS 75201-4693  
ATTN: WILLIAM R. WRIGHT

MERCANTILE PARTNERS, L.P.

By: Mercantile Corporation of Fort Worth,  
its general partner

By: \_\_\_\_\_  
Brian L. Randolph  
Vice President-Real Estate

THE STATE OF OKLAHOMA §  
§  
COUNTY OF POTTOWATOMIE §

This instrument was acknowledged before me on APRIL 12, 2006 by D. Wesley Schubert, Member/Manager of B.A.S. Holdings, L.L.C., a Texas limited liability company, on behalf of said company, in its capacity as general partner of TRBP Limited, a Texas limited partnership, on behalf of said limited partnership..



Sherry L. Lenox  
Notary Public, State of Oklahoma # 01001053

Sherry L. Lenox  
(Printed name)

My Commission Expires:  
2-7-2009

THE STATE OF TEXAS §  
§  
COUNTY OF TARRANT §

This instrument was acknowledged before me on \_\_\_\_\_, 2006 by Brian L. Randolph, Vice President-Real Estate of Mercantile Corporation of Fort Worth, a Texas corporation, the general partner of Mercantile Partners, L.P., a Texas limited partnership, on behalf of said limited partnership.

\_\_\_\_\_  
Notary Public, State of Texas  
\_\_\_\_\_  
(Printed name)

My Commission Expires:  
\_\_\_\_\_