

**THIRD AMENDMENT TO PERFORMANCE AGREEMENT BETWEEN
THE BURNET ECONOMIC DEVELOPMENT CORPORATION AND
TEKMAK BURNET HOTEL, LP.**

This Third Amendment (“*Third Amendment*”) to that certain PERFORMANCE AGREEMENT (the “*Agreement*”) entered into as of the 27th day of June, 2023 (the “*Effective Date*”) by and between the BURNET ECONOMIC DEVELOPMENT CORPORATION, (“*Corporation*”), and TEKMAK Burnet QOZB Hotel, LP, a Texas Limited Partnership, (“*Developer*”) shall, pursuant to Section 11.2 of the Agreement, be amended as follows:

Article six of the Agreement (entitled “*Developer’s Performance Obligations*”) is hereby amended by amending Section 6.1 (entitled “*The Hotel*”) by replacing the text in subsection (b) (entitled “*Completion Date*”) with the text that follows:

- (a) *Completion Date.* The Parties agree that the Completion Date shall be December 31, 2026.

EXCEPT AS HEREBY MODIFIED OR AMENDED, the remaining provisions of the Agreement, and First Amendment and Second Amendment thereto, not inconsistent with the terms hereof shall remain in full force and effect for all purposes.

The remainder of this page intentionally blank and signature page follows:

EXECUTED this ____ day of _____, 2025.

**BURNET ECONOMIC DEVELOPMENT
CORPORATION**

By: _____
CARY JOHNSON, President

Attest:

By: _____
MARIA GONZALES, CITY SECRETARY

TEKMAK BURNET QOZB HOTEL, LP

By _____
GLENN DECKER, Manager