

Received

JUN 12 2024

June 12, 2024

City of Dripping Springs

Via certified mail, return receipt requested

City of Dripping Springs  
PO Box 384  
Dripping Springs, Texas 78620  
Attn: City Administrator

City of Dripping Springs  
511 Mercer Street  
PO Box 384  
Dripping Springs, Texas 78641  
Attn: City Administrator

Bojorquez Law Firm  
12325 Hymeadow Dr, Building 2, Suite 100  
Austin, Texas 78750  
Attn: Alan J. Bojorquez

Re: Assignment of all rights, interests, and obligations of ORIGINAL BOBWHITE INVESTMENTS, LP, a Texas limited partnership formerly known as BobWhite Investments, LP ("BobWhite") under the Annexation and Development Agreement - Planned Development District No. 5: Heritage Subdivision, by and among SLF IV - Dripping Springs JV, L.P. ("SLF"), the City of Dripping Springs, Texas (the "City") and BobWhite, dated effective October 17, 2017 (as the same may be amended and/or assigned, the "Development Agreement").

To whom it may concern:

On June 12, 2024, the closing of the sale occurred whereby BobWhite, or an affiliate of BobWhite, sold a portion of the land owned by BobWhite (constituting a portion of the "Property" as defined in the Development Agreement) to M/I HOMES OF AUSTIN, LLC, an Ohio limited liability company ("Buyer"), such land being described on Exhibit "A" attached hereto (the "Assigned Property"). Accordingly, notice is hereby given that pursuant to the Development Agreement, BobWhite assigned to Buyer all of its rights, interests and obligations under the Development Agreement as to the Assigned Property only.

A copy of the executed certificate referenced in Section 10.9 of the Development Agreement is attached hereto for reference, along with an executed copy of the Assignment of Annexation and Development Agreement executed by BobWhite and Buyer.

Please contact Royce Rippey at (512) 770-8505 (rrippey@mihomes.com) should you wish to discuss this matter.

Sincerely,

ORIGINAL BOBWHITE INVESTMENTS, LP,  
a Texas limited partnership  
formerly known as BobWhite Investments, LP

By: BobWhite GP, LLC,  
a Texas limited liability company,  
its General Partner

By: \_\_\_\_\_  
Missy Atwood, Manager

and

By: \_\_\_\_\_  
Sarah Davidson Henline, Manager

M/I HOMES OF AUSTIN, LLC,  
an Ohio limited liability company

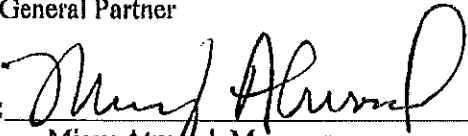
By: \_\_\_\_\_  
Digitally signed by:  
*Zachary M. Sugarman*  
Name: Zachary M. Sugarman  
Title: Deputy General Counsel

Enclosures


Sincerely,

ORIGINAL BOBWHITE INVESTMENTS, LP,  
a Texas limited partnership  
formerly known as BobWhite Investments, LP

By: BobWhite GP, LLC,  
a Texas limited liability company,  
its General Partner

By:   
Missy Atwood, Manager

and

By:   
Sarah Davidson Henline, Manager

M/I HOMES OF AUSTIN, LLC,  
an Ohio limited liability company

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

Enclosures

EXHIBIT "A"  
ASSIGNED PROPERTY

Lots 5 and 6, Block A; and Lots 5 and 6, Block B, Heritage - Dripping Springs - Phase 1, a subdivision in Hays County, Texas, according to the map or plat thereof, recorded in Document No. 22033539, Official Public Records of Hays County, Texas, as affected by Scrivener's Affidavit recorded in Document No. 23009406, of the Plat Records of Hays County, Texas.

**Certificate**

Reference is hereby made to that certain Annexation and Development Agreement - Planned Development District No. 5: Heritage Subdivision, by and among SLF IV – Dripping Springs JV, L.P., as assigned to Assignee and Tri Pointe Homes Texas, Inc., the City of Dripping Springs, Texas (the "City") and BobWhite Investments, LP ("Assignor"), dated effective October 17, 2017 (as amended and assigned, the "Development Agreement").

Assignor has contracted to sell a portion of the land (or an undivided interest therein), such land being described on Exhibit "A" attached hereto (the "Assigned Property"), covered by the Development Agreement to M/I Homes of Austin, LLC, an Ohio limited liability company ("Assignee"), and in connection with such sale, to assign Assignor's interests in the Development Agreement to Assignee as to the Assigned Property only.

In accordance with Section 10.9 of the Development Agreement, Assignee hereby certifies to Assignor, as of the date hereof, as follows:

1. Assignee does not owe delinquent taxes or fees to the City;
2. Assignee is not in material default (beyond any applicable notice and cure period) under any development agreement with the City; and
3. Assignee has the experience, expertise and financial capacity and ability to perform the duties or obligations so assigned under each of the Agreements. Assignee is a home builder that is a wholly-owned subsidiary of M/I Homes, Inc., a publicly traded company listed on the New York Stock Exchange as MHO. Additional information on M/I Homes, including SEC filings containing detailed resources on the company's experience, expertise and financial capacity, may be found at investors.mlhomes.com.

By its execution below, Assignee confirms that the individual executing this Certificate on behalf of Assignee has been authorized to do so.

Executed by the undersigned and effective as of June 6, 2024.

**ASSIGNEE:**

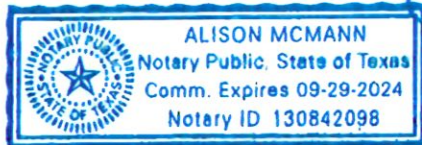
**M/I HOMES OF AUSTIN, LLC,**  
an Ohio limited liability company

By: [Signature]  
Derek Baker, Area President

THE STATE OF TEXAS                   §  
   §  
COUNTY OF TRAVIS                   §

This instrument was acknowledged before me on the 30 day of MAY, 2024, by Derek Baker, Area President of M/I Homes of Austin, LLC, an Ohio limited liability company, on behalf of said limited liability company.

(seal)



[Signature]  
Notary Public Signature

EXHIBIT "A"  
LEGAL DESCRIPTION OF ASSIGNED PROPERTY

Lots 5 and 6, Block A; and Lots 5 and 6, Block B, Heritage - Dripping Springs - Phase 1, a subdivision in Hays County, Texas, according to the map or plat thereof, recorded in Document No. 22033539, Official Public Records of Hays County, Texas, as affected by Scrivener's Affidavit recorded in Document No. 23009406, of the Plat Records of Hays County, Texas.