

**HOLD
HARMLESS
LETTER**

AVANTI LEGACY WESTWOOD, LP

February 14, 2022

City of Killeen, Planning & Development Services
200 East Avenue D
Killeen, Texas, 76541

RE: Proposed Westwood Apartments located on +/- 3.64 acres located at 3001 Illinois Avenue, Killeen, Texas, 76543.

Ladies and Gentlemen:

Avanti Legacy Westwood, LP (the "Applicant") proposes to construct a multifamily housing property called Westwood Apartments on the tract referenced above. An application is in the process of being made to the City of Killeen (the "City") for a change of zoning of the site to permit the proposed development.

In consideration for the City's consideration of the zoning application, the Applicant and its affiliates voluntarily and knowingly waive, release and discharge the City and its affiliates, employees, officers, and agents (the "City Parties") from all claims, liabilities, demands, and causes of action, known or unknown, fixed or contingent, which the Applicant may have or claim to have against any of the City Parties resulting from any failure of the zoning application to be approved (the "Claims"). The Applicant and its affiliates agree not to file a lawsuit to assert such Claims.

Sincerely,



Enrique Flores, IV
Authorized Signatory of Avanti Legacy Westwood, LP