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NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF 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

WAIVER OF DECLARANT'S RIGHTS UNDER DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS OF PINNACLE ESTATES

This Waiver of Declarant's Rights Under Declaration of Covenants, Conditions and Restrictions of Pinnacle Estates (the "Waiver") is dated on the 6th day of July, 2011 (the "Effective Date") by PINNACLE PARTNERS, L.P., a Texas limited partnership (the "Declarant").

RECITALS:

A. This Waiver affects that certain Declaration of Covenants, Conditions and Restrictions of Pinnacle Estates, recorded under Volume 4299, Page 921, Real Property Records of El Paso County, Texas (the "Original Declaration"), which is recorded against that certain tract of land described on Exhibit A;

B. As amended in that First Amendment to Declaration of Covenants, Restrictions and Conditions of Pinnacle Estates, recorded under Volume 4790, Page 58, Real Property Records of El Paso County, Texas (the "First Amendment"); and

C. As further amended in the Second Amendment to Declaration of Covenants, Conditions and Restrictions of Pinnacle Estates, recorded under Clerk's File No. 20070002311, Real Property Records of El Paso County, Texas (the "Second Amendment").

E. The Original Declaration, the First Amendment and Second Amendment shall hereinafter be collectively referred to as the "Declaration") as executed by the Declarant,.

NOW THEREFORE, in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Declarant declares as follows:

1. That Declarant waives, relinquishes and releases all of its rights, titles and interest it may have as Declarant under the Declaration as of the Effective Date referenced above.


**HORIZONTAL/VERTICAL
LINE THROUGH
DOCUMENT**

IN WITNESS WHEREOF, the Declarant has executed this Waiver as of the date first above written.

DECLARANT:

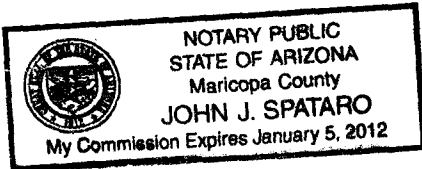
PINNACLE PARTNERS, L.P., a Texas limited partnership

By: **Bissell Management, Inc.**, a Texas corporation
Its: **General Partner**

By: 
Name: Ron Bissell
Title: Pres

STATE OF Arizona §
 §
COUNTY OF Maricopa §

This instrument was acknowledged before me on the 6 day of July 2011 by Ronald Bissell, President of Bissell Management, Inc., a Texas corporation, which said corporation is the General Partner of Pinnacle Partners, L.P., a Texas limited partnership on behalf of said limited partnership.




Notary in and for the State of Arizona

EXHIBIT "A"

PARCEL ONE: Lots 17 through 26, inclusive, of Block 1, and Lot 2, Block 2, PINNACLE SUBDIVISION, a subdivision in the City of El Paso, El Paso County, Texas, according to the subdivision map recorded in Volume 77, Page 11, 11A and 11B, Real Property Records of El Paso County, Texas.

PARCEL TWO: Lot 8, Block 1, Stanton Park Addition an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof recorded in Volume 77, Page 4 of the Real Property Records of El Paso County, Texas.

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#Pages 3 #NFPages 1
7/7/2011 1:47:38 PM
Filed & Recorded in
Official Records of
El Paso County
Delia Briones
County Clerk
Fees \$19.00

YAV

I hereby certify that this instrument was filed on the date and time stamped hereon by me and was duly recorded by document number in the Official Public Records of Real Property in El Paso County.



EL PASO COUNTY, TEXAS

Delia Briones