

ASSIGNMENT, ASSUMPTION, AND NOVATION AGREEMENT

This Assignment, Assumption, and Novation Agreement (Agreement) is entered into by the Department of Public Safety ("DPS") located at 5805 North Lamar Boulevard, Austin, Texas 78752; City of San Antonio ("COSA" or "Tenant") located at City Hall, 100 Military Plaza, San Antonio, Texas, 78205, and San Antonio TX II SGF, LLC, a Delaware limited liability company located at One N. Wacker Drive, Suite 4025, Chicago, Illinois 60606, Attn: Asset Management ("Landlord").

I. Background

- a. COSA entered into an Office Lease dated June 9, 2017 and a First Amendment – Office Lease dated December 17, 2019, (collectively, the "Contract") with Brass LeftOut, LLC ("Original Landlord").
- b. On July 14, 2020, COSA assigned all of its rights, title, and interest in and to the Contract to DPS and DPS assumed and accepted same.
- c. Landlord thereafter succeeded to all of Original Landlord's rights, title, and interest in and to the Contract, as landlord thereunder.

II. Agreement

- a. Effective on full execution by all three parties, DPS assigns all its rights, title, and interest, and delegates all its obligations, responsibilities, and duties, in and to the Contract to COSA. COSA hereby assumes and accepts the assignment of all of DPS's obligations, responsibilities, and duties under the Contract and all of DPS's rights, title, and interest in and to the Contract to COSA.
- b. Except as otherwise provided in this Agreement, all terms and conditions of the Contract, including payment provisions, remain in effect. Insofar as rights and obligations under the Contract from the date of final execution of this Agreement are concerned, references to DPS in the Contract (as previously assumed by DPS) are deemed replaced with references to COSA.

III. Signatories

The parties execute this Agreement in their stated capacities with authority to bind their organizations on the date noted.

Department of Public Safety of the State of Texas

By: _____

Name: _____

Title: _____

Date: _____

City of San Antonio

By: _____

Name: _____

Title: _____

Date: _____

San Antonio TX II SGF, LLC, a Delaware Limited Liability Company

By:  _____

Name: Joe DiMartino, Authorized Signor

Date: August 7, 2023

Approved as to Form:

City Attorney

By: _____