



December 19, 2012

City of Plano
Attention: Mr. Bruce Glasscock
City Manager
P.O. Box 860358
Plano, Texas 75086-0358

Certified Mail, RRR

City of Plano
Attention: Ms. Diane C. Wetherbee
City Attorney
P.O. Box 860358
Plano, Texas 75086-0358

Certified Mail, RRR

County of Collin, Texas
Attention: The Honorable Keith Self
Collin County Commissioners' Court
Collin County Administration Building
2300 Bloomdale Road, Suite 4192
McKinney, Texas 75071

Certified Mail, RRR

Re: Notice of Assignment – Tax Abatement Agreement, dated December 6, 2010, made and entered into by and among the City of Plano, Texas, a home rule municipal corporation of Collin and Denton Counties, Texas, the County of Collin, Texas, Encana Oil & Gas (USA) Inc., a Delaware corporation, and KDC Legacy North Investments I, LP, a Texas limited partnership (the “Agreement”); initially capitalized terms not otherwise defined herein shall have the meanings ascribed to such terms in the Agreement

Ladies and Gentlemen:

In connection with the above-referenced matter and in accordance with Section 10 of the Agreement, this letter shall serve as written notice to the Taxing Units that Owner assigned all of Owner's right, title and interest in and to the Agreement to Cole OF Plano (Legacy) TX, LLC, a Delaware limited liability company (“**New Owner**”) pursuant to that certain Assignment of Tax Abatement Agreement, dated as of November 27, 2012, a copy of which is enclosed herein (the “**Assignment**”). Pursuant to the terms of the

Assignment, New Owner agreed to be bound by the terms of the Agreement as required under Section 10(b) of the Agreement.

All notices to the Owner under the Agreement should be sent to New Owner at the following address:

Cole OF Plano (Legacy) TX, LLC
c/o Cole Real Estate Investments
2325 East Camelback Road, Suite 1100
Phoenix, Arizona 85016
Attention: Legal Department/Real Estate

Should you have any questions regarding the foregoing, please call Scott Ozymy at (214) 696-7825.

Sincerely,

KDC LEGACY NORTH INVESTMENTS I, LP,
a Texas limited partnership

By: KDC Legacy North Investments I, LLC,
a Texas limited liability company,
its general partner

By: 
Name: M. SCOTT OZYMY
Title: Vice President