

September 30, 2019

Re: *Glen Hyde, et al. v. Northwest Regional Airport Property Owners Association, Inc.*; Cause No. 16-05997-16/Appeal No. 02-17-00385-CV

Dear Mr. Henry:

I have passed your message along to the POA's leadership. However, you should not expect the POA to submit to your request. In fact, Andrea Bouressa and I anticipated the current situation and discussed it on a few occasions prior to her appointment to the bench. We even visited about ways to end the dispute. She indicated that your client was not yet ready to discuss a final resolution.

As you know, the Court's invalidation of the IDRs returned airport properties to their pre-IDR restrictions. According to the Court, "Appropriately construed, the deed restrictions are amendable by a majority of the then record property owners who are subject to each set of preexisting deed restrictions."

The Court acknowledged that owners in Hyde's Northwest Development are subject to a single set of deed restrictions. In June, a majority of those property owners once again signed amended restrictions. These designate the POA's board of directors as the airport's governing body. The amended restrictions were recorded June 3, 2019 as document 63922 in the Real Property records of Denton County, Texas.

From 1977 to Mr. Hyde's arrival in 1983, Edna Whyte and Aero Valley Development Company ("AVDCO") deed restricted all airport property conveyed. These restrictions require a seven-member Architectural Control Committee ("ACC") elected by the property owners to govern the airport. The AVDCO property owners have chosen not to amend their restrictions. Instead, in May they elected the Association's board to serve as the ACC.

Over 90% of airport property owners now actively support the POA. Despite this, Mr. Hyde interferes with owners' attempts to sell airport properties; he harasses county workers while performing maintenance along Cleveland-Gibbs Road, he prevents utility companies from installing utilities on public utility easements at the airport; he threatens property owners and asserts authority to refuse access to airport facilities. He continues to take these actions despite being aware of the matters I have outlined to you in this letter.

Please let Mr. Hyde know that the POA does not intend to cease and desist its activities.

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